

FLORIDA UTILITY SERVICES 1, LLC  
3336 GRAND BLVD. SUITE 102  
HOLIDAY, FL. 34690  
863-904-5574

1/12/15

Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd  
Tallahassee, FL. 32399

RECEIVED--FPSC  
15 JAN 16 AM 9:04  
COMMISSION  
CLERK

RE: Legal opinion for Charlie Creek Utilities.

Dear Commission Clerk:

I am seeking direction from the commission on a utility I recently purchased and whether the utility should be regulated by the commission.

I have enclosed a copy of a letter from my attorney confirming the utility should be regulated. Should the commission agree, please advise me on the next steps I need to do.

On behalf of the utility,



Mike Smallridge  
352-302-7406  
utilityconsultant@yahoo.com

FLORIDA UTILITY SERVICES 1, LLC  
3336 GRAND BLVD SUITE #102  
HOLIDAY, FL. 34690  
863-904-5574

12/29/14

Marty Friedman  
Friedman, Freidman & Long  
766 N. Sun Drive. Suite 4030  
Lake Mary, FL. 32746

Re: Charlie Creek Utilities.

Dear Mr. Friedman:

I recently purchased a utility in Hardee County Florida that serves water only to the residents of the Village of Charlie Creek subdivision from the Highvest Corporation.

In the many conversations I had with Mr. Lovelette, he implied that Hardee County Government was the regulatory body for Investor owned utilities. I spend the better part of two days calling all over Hardee County government and no body knew what I was talking about. Sensing something wasn't adding up, I went to the Florida Public Service Commission website and looked on their map and it says that Hardee County is regulated by the Commission. I went and read the rule on the commission website and it appears to me, in my non attorney understanding, that this utility should be regulated by the commission. The utility has more than 100 people, they pay a rate structure and they own the real estate in the community.

Please give me your legal opinion as to whether this utility should be regulated by the commission. As always I am available on my cell phone at 352-302-7406.

Please send your response and invoice to the address above or my email  
utilityconsultant@yahoo.com.

Thank you,



Mike Smallridge



FRIEDMAN,  
FRIEDMAN & LONG, P.A.  
ATTORNEYS & COUNSELORS

January 12, 2015

via email only – [utilityconsultant@yahoo.com](mailto:utilityconsultant@yahoo.com)

Mr. Mike Smallridge  
Florida Utility Services I, LLC  
3336 Grand Blvd., Suite 102  
Holiday, FL 34690

Re: Charlie Creek Utilities  
Our File No.: 47136.01

Dear Mike:

You have asked this firm to provide you with its opinion as to whether the recently purchased Charlie Creek Utilities is subject to the Public Service Commission's jurisdiction.

I understand that this Utility is located in Hardee County, provides water service to more than 100 people and charges for water service. You are correct that although Hardee County utilities were originally excluded from the PSC's jurisdiction pursuant to Section 367.171(3), Florida Statutes, the County adopted Resolution 2009-02, transferring jurisdiction of water and wastewater utilities to the PSC effective October 26, 2009. At that time the PSC would have contacted all utilities in the County and DEP data bases advising of the transfer of jurisdiction to the PSC. I am unable to determine whether Charlie Creek Utilities was so contacted.

In conclusion, Charlie Creek Utilities is subject to the PSC's jurisdiction and should obtain a Certificate pursuant to Section 367.045, Florida Statutes. I would suggest you contact the PSC (I suggest Patti Daniel at 850-413-6808) to advise of your situation, and file the appropriate application at your earliest opportunity. Please do not hesitate to contact me if you have any questions or if I can be of assistance.

Very truly yours,

Martin S. Friedman  
For the Firm

MSF/