

Case Assignment and Scheduling Record

Section 1 - Division of Records Reporting (RAR) Completes

Docket No. 961343-WB Date Docketed: 11/12/1996 Title: Petition by Southern Pines Homeowners of Bonita Springs, Inc. to rescind exemption granted to Bonita Springs Utilities in Lee County.
 Company: Bonita Springs Utilities
Southern Pines Homeowners of Bonita Springs, Inc.

CORRESPONDENCE
 8/21/2025
 DOCUMENT NO. 08102-2025

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____
 ("(") indicates OPR) _____

ADM AFA APP CAF CMJ EAG GCL (LEG) RAR RRR WAW
 _____ X _____ X

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module 81(i)

Staff Assignments

OPR Staff R Jaeger

Staff Counsel R Jaeger

OCRs (WAW) R Redemann

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Recommended assignments for hearing and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 12/02/1997

Initials: OPR _____
 Staff Counsel _____

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
 IT IS TENTATIVE AND SUBJECT TO REVISION.
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

3

Due Dates

Previous Current

1. Staff Recommendation	NONE	01/08/1997
2. Agenda - Regular	NONE	01/20/1997
3. Standard Order	NONE	02/09/1997
4. Close Docket or Revise CASR	NONE	04/12/1997
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JN	DS	CL	KS	GR		
X							

- Prehearing Officer

Commissioners						ADM
JN	DS	CL	KS	GR		
	X					

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: _____

Date: 12/02/1997

Case Assignment and Scheduling Record

Section 1 - Division of Records and Revisions (RAR) Completes

Docket No. 961343-WS Date Docketed: 11/12/1996 Title: Petition by Southern Pines Homeowners of Bonita Springs, Inc. to rescind exemption granted to Bonita Springs Utilities in Lee County.
 Company: Bonita Springs Utilities
Southern Pines Homeowners of Bonita Springs, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____
 ("(") indicates OPR) _____

ADM AFA APP CAF CHU EAG GCL (LEG) RAR RRR WAW
 _____ X _____ X

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module 81(i)

Staff Assignments

OPR Staff R Jaeger

Staff Counsel R Jaeger

OCRs (WAW) R Redemann

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Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 09/09/1997

Initials: OPR _____
 Staff Counsel _____

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
 IT IS TENTATIVE AND SUBJECT TO REVISION.
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

2

Due Dates

Previous Current

1. Staff Recommendation	NONE	09/25/1997
2. Agenda - Regular	NONE	10/07/1997
3. Standard Order	NONE	10/27/1997
4. Close Docket or Revise CASR	NONE	12/05/1997
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Section 3 - Chairmen Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JN	DS	CL	KS	GR		
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- Prehearing Officer

Commissioners					ADM
JN	DS	CL	KS	GR	
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Where panels are assigned the senior Commissioner is Panel Chairman;
 the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

Approved: [Signature]

Date: 09/09/1997

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 961343-WS Date Docketed: 11/12/1996 Title: Petition by Southern Pines Homeowners of Bonita Springs, Inc. to rescind exemption granted to Bonita Springs Utilities in Lee County.
 Company: Bonita Springs Utilities
Southern Pines Homeowners of Bonita Springs, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____
 ("(" indicates OPR) _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module 01(i)

Staff Assignments

OPR Staff M O'Sullivan, K Johnson

Staff Counsel M O'Sullivan, K Johnson

OCRs (WAW) R Redemann

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Recommended assignments for hearing and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 05/05/1997

Initials: OPR _____
 Staff Counsel _____

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (904) 413-6770
 Current CASR revision level

Due Dates

Previous Current

1. Information Received	03/31/1997	04/28/1997
2. Staff Recommendation	05/07/1997	06/12/1997
3. Agenda - Regular	05/19/1997	06/24/1997
4. Standard Order	06/09/1997	07/14/1997
5. Close Docket or Revise CASR	06/16/1997	09/01/1997
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Section 3 - Chairmen Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	CL	DS	GR	JN	KS		
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- Prehearing Officer

Commissioners					ADM
CL	DS	GR	JN	KS	
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Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: JLJ/4

Date: Pending 5/13/97

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 961343-WS Date Docketed: 11/12/1996 Title: Petition by Southern Pines Homeowners of Bonita Springs, Inc. to rescind exemption granted to Bonita Springs Utilities in Lee County.
 Company: Bonita Springs Utilities
Southern Pines Homeowners of Bonita Springs, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____

Expiration: _____

Referred to: _____
 ("(") indicates OPR)

ADH AFA APP CAF CHU EAG GCL LEG RAR RRR (WAW)
 _____ X _____ X

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(i)

Staff Assignments

OPR Staff R Redemann

Staff Counsel M O'Sullivan, K Johnson

OCRs () _____

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Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 11/26/1996

Initials: OPR _____
 Staff Counsel _____

WARNING: THIS SCHEDULE IS TENTATIVE AND SUBJECT TO REVISION
 FOR UPDATES CONTACT THE RECORDS SECTION: (904) 413-6770
 Current CASR revision level

0

Due Dates

Previous Current

1. Request for Information	NONE	01/31/1997
2. Information Received	NONE	03/31/1997
3. Staff Recommendation	NONE	05/08/1997
4. Agenda - Regular	NONE	05/20/1997
5. Standard Order	NONE	06/09/1997
6. Close Docket or Revise CASR	NONE	06/16/1997
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	CL	DS	GR	JH	KS		
X							

- Prehearing Officer

Commissioners					ADH
CL	DS	GR	JH	KS	
	X				

Where panels are assigned the senior Commissioner is Panel Chairman;
 the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

Approved: BCA

Date: 11/26/1996

Section 1 - Division of Records and Reports (RAR) Completes

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

ADM	AFA	APP	CAF	CMU	EAG	GCL	LEG X	RAR	RRR	(WAW) X
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Time Schedule

Staff Assignments

WARNING: THIS SCHEDULE IS TENTATIVE AND SUBJECT TO REVISION
FOR UPDATES CONTACT THE RECORDS SECTION: (904) 413-6770
 Current CASR revision level

Due Dates

Previous Current

OCRs ()

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Recommended assignments for hearing
and/or deciding this case:

Full Commission _____ Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with RAR: _____

Initials: OPR _____
Staff Counsel _____

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	CL	DS	JN	KS	GR		

- Prehearing Officer

Commissioners					ADM
CL	DS	JN	KS	GR	

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: _____

Date: 1/1

State of Florida

JULIA L. JOHNSON
CHAIRMAN



CAPITAL CIRCLE OFFICE CENTER
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
(904) 413-6040

Public Service Commission

RECEIVED
JAN 21 1997

January 17, 1997

FPSC-RECORDS/REPORTING

Mr. Jay Arend
26381 Charlotte Drive
Bonita Springs, Florida 34135

Dear Mr. Arend:

The Commission has received the petition of the Southern Pines Homeowners of Bonita Springs, Inc. requesting that the Commission's recognition of Bonita Springs Utility Inc.'s exempt status be rescinded. A copy of the petition and related information were forwarded to the Office of the Chairman of the Public Service Commission for review and response.

A docket has been initiated in order to address the concerns raised in the petition (Docket No. 961343-WS). The Commission Staff will review the information, contact the parties for further information, and make a recommendation to the Commission regarding a resolution of this matter.

The following members of the Commission Staff will be handling this matter: Richard Redemann (904/413-6999), and Maggi O'Sullivan and Kathy Johnson (904/413-6199). Please feel free to contact them or myself with any questions you may have.

Sincerely,

A handwritten signature in dark ink, appearing to read "Curtis Williams".

Curtis Williams
Assistant to Chairman Johnson

CC: Division of Records and Reporting (Docket No. 961343-WS)

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF RECORDS &
REPORTING
BLANCA S. BAYÓ
DIRECTOR
(904) 413-6770

Public Service Commission

November 13, 1996

Jay Arend, President
Southern Pines Homeowners of Bonita Springs, Inc.
26381 Charlotte Drive
Bonita Springs, Florida 34135

RE: Docket No. 961343-WS

Dear Mr. Arend:

This will acknowledge receipt of a petition by Southern Pines Homeowners of Bonita Springs, Inc. to rescind exemption granted to Bonita Springs Utilities in Lee County, which was filed in this office November 12, 1996 and assigned the above-referenced docket number. Appropriate staff members will be advised.

Division of Records and Reporting
Florida Public Service Commission

FLORIDA PUBLIC SERVICE COMMISSION

Shirley A. Stokes

Senior Consumer Complaint Analyst / Division of Consumer Affairs
2540 Shumard Oak Boulevard ♦ Tallahassee, Florida 32399-0850
(904) 413-6125

To: Carolyn

Docket 961343

Southern Pines Homeowner's
of Bonita Springs
11277 North Carolina Drive
Bonita Springs, FL 34135-6186

South ers

of Bonita Springs

January 9, 1997

Public Service Commission
Department of Consumer Affairs
Docket # 961343
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0867



Dear Commissioner:

Enclosed Documents to be examined regarding PSC Docket # 961343

- 1 / Copy of Bonita Banner newspaper advertisement dated 11/13/96 advertising for Candidates to apply for a position of Director on the Board of Directors of Bonita Springs Utilities, Inc.
- 2 / Application Form for the position of Director on the Board of Directors of Bonita Springs Utilities, Inc.,
- 3 / January 9, 1997 letter addressed to Fred Partin, General Manager of Bonita Springs Utilities, Inc. requesting the Customer and Corporate Membership Lists of Bonita Springs Utilities, Inc.

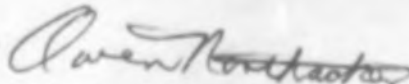
Note regarding Items 1 & 2 -

We as Non-Members of the Corporation are ineligible to be Candidates for the Board of Directors of the Corporation of which their Corporate Documents specify WE must become Members to be entitled to their water and sewer services which we presently receive.

Note regarding Item # 3 -

We have attempted to quietly convince the Management and the Board of Directors of Bonita Springs Utilities, Inc. that their policy of denying Corporate Membership to certain Classes of Customers is in violation of their Corporate Documents. That Legal and Binding Documents they have filed with the State of Florida are being routinely violated by the Corporation and is in fact, Corporate Policy. The Management and the Board of Directors are willfully, knowingly and deliberately violating the very Documents they have sworn to uphold.

Sincerely,


Owen Northacker
Assistant Sec./ Treas.
Southern Pines Homeowners of Bonita Springs

Bonita Banner

Serving Bonita Springs, Estero, San Carlos Park, North Naples

per 13, 1996

WEDNESDAY

4 sections, 36 pages



ARE YOU A BONITA SPRINGS UTILITIES MEMBER WHO IS INTERESTED IN SERVING ON THE BSU BOARD OF DIRECTORS?

Providing Bonita Springs residents with quality water and wastewater service is a demanding responsibility, one that our nine board members fulfill with great care. Each year BSU's members elect three of their own to this not-for-profit corporate board.

Applications for 1997 BSU Board of Directors positions are now being accepted. We invite interested candidates to complete an application form available at our offices on E. Terry Street. Candidates must be a member and full-time resident in order to qualify. Signed applications must be returned to us no later than January 1, 1997 in order to enter your name on the Election Ballot.

We look forward to hearing from you.

Ben Nelson, President
Bonita Springs Utilities Board of Directors



Bonita Springs Utilities, Inc.

11860 E. Terry Street • Bonita Springs, FL 34135
(941) 992-0711

BONITA BANNER 11/13/96 PAGE #6A

Docket # 961343

APPLICATION FORM

CANDIDATES FOR DIRECTOR OF THE
BONITA SPRINGS UTILITIES, INC
BOARD OF DIRECTORS

CANDIDATE'S NAME: _____

(Please print clearly)

ADDRESS: _____

PHONE NUMBER: _____ DATE: _____

The following necessary requirements must be met in order to place a candidate's name on the ballot:

Prospective candidates **MUST**

- (a) be a member of the Bonita Springs Utilities, Inc.
- (b) be a permanent resident in the area served by Bonita Springs Utilities, Inc.
- (c) have an application on file at the Bonita Springs Utilities' office prior to 1 January '97.
- (d) not be a relative, by blood or marriage, of a Director.

Upon election, a director shall serve a term of three (3) years without salary and/or expenses. Each director shall abide by the By-Laws and Rules and Regulations of the Utility System. Attendance is required at regularly scheduled meetings (held at 5:00PM on the first and third Tuesday of each month), the annual meeting traditionally held the third Tuesday in February at 7:30 PM, as well as properly called Special Meetings.

Any director absent twenty-five percent (25%) of the regularly scheduled meetings or absent four (4) or more consecutive regularly scheduled meetings, will automatically be removed for office.

To aid in the writing of a Newsletter Profile on each Candidate running for Director, we require that you take the time to write one or two paragraphs about yourself. Please feel free to use the back of this form.

Candidate's Signature

SOUTHERN PINES HOME OWNERS
of BONITA SPRINGS

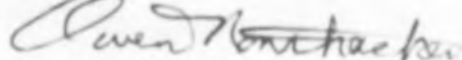
January 9, 1997

Fred Partin
General Manager
Bonita Springs Utilities, Inc.
P.O. Box 2368
Bonita Springs, Florida, 34133-2368

Dear Mr. Partin,

This letter is a follow-up of the December 23rd visit to BSU, 11860 East Terry Street by myself and Jay Arend, our Southern Pines Homeowners of Bonita Springs, President. Our visit was for the express purpose of obtaining a complete Customer and Corporate Membership list of our Corporation, Bonita Springs Utilities, Inc. The receptionist we talked to, preferred that we get those items from your Customer Service Supervisor, Kim Oehme, who wasn't there at the time of our visit. We left a hand written note addressed to Kim which included our request for both lists and our offer to pay for the computer disk or paper expenses involved. The note included both Jay's and my names and our telephone numbers. As of today, January 9, 1997, neither Jay or I have been contacted by Kim or anyone else from your Office.

This letter is our repeated request for copies of our Corporation's Customer & Corporate Membership Lists. Again we offer to pay for the expense of providing us with those two items.

Sincerely, 

Owen Northacker
Assist. Sec./Treas.
Southern Pines Homeowners of Bonita Springs

Jay Arend 941-947-6099
Owen Northacker 941-947-5820

cc: Florida Public Service Commission

STATE OF FLORIDA



~~ORIGINAL~~

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
DIANE K. KIESLING
JOE GARCIA

DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(850) 413-6199

RECEIVED

Public Service Commission

JAN 23 1998

December 23, 1997

FPSC - Records/Reporting

Mr. Jay Arend, President
Southern Pines Homeowners Association
26381 Charlotte Drive
Bonita Springs, Florida 34135

Re: Docket No. 961343-WS - Bonita Springs Utilities, Inc.

Dear Mr. Arend:

Enclosed is a copy of the Staff Recommendation filed in this matter on December 23, 1997. The Commission is expected to consider this Recommendation at its January 6, 1998, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, 4075 Esplanade Way, in Tallahassee beginning at 9:30 a.m. Due to the number of items to be covered at this conference, we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6234

Sincerely,

Ralph R. Jaeger

Ralph R. Jaeger
Senior Attorney

ACK

AFA

APP

CAT

CMU

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ELI

FIN

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RRJ/lw

cc: Division of Water and Wastewater (Redemann)
Division of Records and Reporting

State of Florida

Commissioners:

SUSAN F. CLARK, CHAIRMAN
J. TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

September 25, 1997

RECEIVED
SEP 24 1997
FPSC - Records/Reporting

Mr. Jay Arend, President
Southern Pines Homeowners
Bonita Springs, Inc.
26381 Charlotte Drive
Bonita Springs, FL 34135

Re: DOCKET NO. 961343-WS - Petition by Southern Pines Homeowners of Bonita Springs, Inc. to ~~rescind~~ exemption granted to Bonita Springs Utilities in Lee County

Dear Mr. Arend:

Enclosed is a copy of the Staff Recommendation filed in this matter on September 25, 1997. The Commission is expected to consider this Recommendation at its October 7, 1997, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, 4075 Esplanade Way, in Tallahassee beginning at 9:30 a.m. Due to the number of items to be covered at this conference, we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (904) 413-6199.

Sincerely,

A handwritten signature in cursive script, reading "Ralph R. Jaeger".

Ralph R. Jaeger
Staff Counsel

RRJ/dp

cc: Division of Water and Wastewater (Redemann)
Division of Records and Reporting