

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: REQUEST BY TOMPKINS INVESTMENT) DOCKET NO. 890718-WU
GROUP FOR AN EXEMPTION FROM FPSC) ORDER NO. 21786
REGULATION FOR A WATER FACILITY IN) ISSUED: 8-24-89
OSCEOLA COUNTY.)
_____)

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, CHAIRMAN
THOMAS M. BEARD
GERALD L. GUNTER
JOHN T. HERNDON

ORDER GRANTING PERMISSION TO WITHDRAW EXEMPTION REQUEST

BY THE COMMISSION:


On May 17, 1989, Tompkins Investment Group (Tompkins) filed a request for exemption from Commission regulation as a nonprofit homeowners' association, pursuant to Section 367.022(7), Florida Statutes. In a letter dated July 18, 1989, Tompkins requested permission to withdraw its exemption request. Negotiations regarding a water facility had taken a bad turn, rendering Tompkins' exemption request premature. Accordingly, we find it appropriate to grant Tompkins permission to withdraw its exemption request. There being no further action to be taken in this docket, it may be closed.

It is, therefore,

ORDERED by the Florida Public Service Commission that Tompkins Investment Group's request for exemption is hereby withdrawn. It is further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission,
this 24th day of AUGUST, 1989.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

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DOCUMENT NUMBER-DATE

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.