

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for Acknow-) DOCKET NO. 920346-WS
ledgement of Transfer of) ORDER NO. PSC-92-0525-FOF-WS
QUAIL HOLLOW UTILITY COMPANY,) ISSUED: 06/18/92
INC. to Pasco County)
Utilities and Cancellation)
of Certificate 166-S in)
Pasco County)
_____)

ORDER ACKNOWLEDGING TRANSFER, CANCELLING
CERTIFICATE AND CLOSING DOCKET

BY THE COMMISSION:

On October 3, 1989, Pasco County acquired all of Quail Hollow Utility Company, Inc.'s (Quail Hollow or Utility) water system and a portion of its sewer system. In Order No. 22521, issued February 12, 1990, the Commission acknowledged this sale and canceled Certificate No. 222-W and amended Certificate No. 166-S to delete the territory transferred to Pasco County. Quail Hollow continued to provide wastewater service to Quail Hollow Elementary School.

On August 28, 1990, the Pasco County Board of County Commissioners approved the first Amendment Agreement to the previous transfer agreement, which provided the transfer of the remaining wastewater service territory to Pasco County. All customer deposits were transferred to Pasco County under the original transfer agreement. Commission requirements regarding regulatory assessment fees for 1990 have been met, and there are no dockets pending involving this system.

The provisions of Section 367.071, Florida Statutes, provide that applications for approval of sales or transfers of water and/or wastewater utilities to governmental agencies be approved as a matter of right. Subsection 367.022(2), Florida Statutes, exempts from regulation by the Commission, systems owned, operated, managed, or controlled by governmental agencies.

On the basis of the foregoing, we find it appropriate to acknowledge the transfer of territory of Quail Hollow Utility Company, Inc. to Pasco County, and hereby cancel Certificate No. 166-S.

Based on the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that the

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transfer of Quail Hollow Utility Company, Inc., to Pasco County is hereby acknowledged. It is further

ORDERED that Certificate No. 166-S is hereby canceled. The Utility is directed to return the Certificate to this Commission for cancellation within 20 days of the date of this Order. It is further

ORDERED that Docket No. 920346 is hereby closed.

By ORDER of the Florida Public Service Commission, this 18th day of June, 1992.



STEVE TRIBBLE, Director
Division of Records and Reporting

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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 Civil Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.