

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for amendment of Certificates Nos. 298-W and 248-S in Lake County by JJ's Mobile Homes, Inc.)	DOCKET NO. 921237-WS
_____)	
In Re: Investigation into provision of water and wastewater service by JJ's Mobile Homes, Inc. to its certificated territory in Lake County.)	DOCKET NO. 940264-WS
_____)	
In Re: Request for approval of new class of service to provide bulk water and wastewater service by JJ's Mobile Homes, Inc.)	DOCKET NO. 960648-WS ORDER NO. PSC-96-1245-FOF-WS ISSUED: October 7, 1996
_____)	

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman
J. TERRY DEASON
JOE GARCIA
DIANE K. KIESLING

ORDER ACKNOWLEDGING TRANSFER TO GOVERNMENTAL AUTHORITY,
CANCELLING CERTIFICATES NOS. 298-W AND 248-S
AND CLOSING DOCKETS

BY THE COMMISSION:

JJ's Mobile Homes, Inc., (JJ's or utility) is a Class C utility located in Lake County, Florida. JJ's provides water and wastewater service to customers in Mt. Dora, Florida. On December 7, 1992, the utility filed an application to amend its water and wastewater certificates to include two parcels of land which were part of the Country Club of Mt. Dora (Country Club). That application was assigned Docket No. 921237-WS. On July 22, 1993, a developer filed a complaint against JJ's for failure to provide service to its development in the Country Club. By Order No. PSC-94-0272-FOF-WS, issued March 9, 1994, we dismissed the complaint, but initiated Docket No. 940264-WS in order to address JJ's provision of service in its entire territory.

DOCUMENT NUMBER-DATE

10695 OCT-7th

FPSC-RECORDS/REPORTING

We held a formal hearing on May 11-12, 1995, in the utility's service territory. By Order No. PSC-95-1319-FOF-WS, issued October 10, 1995, we corrected the utility's service territory, required the utility to submit a proposed bulk rate agreement and reserved ruling on the utility's ability to provide service pending receipt of the required master plans. Based upon this Order, on April 30, 1996, the utility filed a proposed bulk service agreement, which initiated Docket No. 960648-WS. To further evaluate the required master plans, an additional day of hearing was scheduled for June 24, 1996. On June 20, 1996, JJ's and the City of Mount Dora (city) filed a joint request that the hearing be placed in abeyance based upon the pending sale of the utility to the city. The motion was granted by Order No. PSC-96-0805-PCO-WS, issued on June 21, 1996.

On July 9, 1996, the utility and city filed a joint application for transfer of the utility to a governmental authority, pursuant to Section 367.071(4)(a), Florida Statutes. The contract for the sale between JJ's and the City was made on June 21, 1996, with closing and transfer of all water and wastewater assets effective July 3, 1996.

Along with a copy of the contract, the applicants provided a statement that no customer deposits are currently being held. According to our records, no other refunds or fines are owed. Regulatory assessment fees are current through 1995. Additionally, the utility acknowledged its responsibility to pay regulatory assessment fees through the closing date and will remit payment by September 9, 1996, upon finalizing its books. The applicants also furnished a statement that the city had obtained JJ's latest financial statements from this Commission. JJ's has returned Certificates Nos. 298-W and 248-S for cancellation.

We conclude that the application is in compliance with Section 367.071(4), Florida Statutes and Rule 25-30.037(4), Florida Administrative Code. The sale of facilities to a governmental authority shall be approved as a matter of right. Accordingly, we hereby acknowledge the transfer of the water and wastewater assets of JJ's to the City of Mount Dora and cancel Certificates Nos. 298-W and 248-S. Because no further action is necessary in these dockets, all three dockets shall be closed.

Based on the foregoing, it is

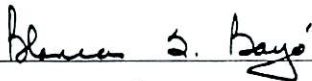
ORDERED by the Florida Public Service Commission that the transfer of JJ's Mobile Homes, Inc., to the City of Mt. Dora is hereby acknowledged. It is further

ORDER NO. PSC-96-1245-FOF-WS
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ORDERED that Certificates Nos. 298-W and 248-S are hereby cancelled. It is further

ORDERED that these dockets shall be closed.

By ORDER of the Florida Public Service Commission, this 7th day of October, 1996.



BLANCA S. BAYÓ, 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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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 and/or wastewater 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.