

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for transfer
of water facilities to Marion
County and for cancellation of
Certificate No. 409-W held by
Pine Run Utilities, Inc.

DOCKET NO. 010202-WU
ORDER NO. PSC-01-0657-FOF-WU
ISSUED: March 16, 2001

ORDER APPROVING TRANSFER, CANCELING CERTIFICATE
NO. 409-W, HELD BY PINE RUN UTILITIES, INC.,
AND CLOSING DOCKET

BY THE COMMISSION:

Pine Run Utilities, Inc. (Pine Run or utility) is a Class C water utility providing service to the Pine Run subdivision in Marion County, Florida. According to Pine Run's 1999 annual report, the utility provides service to approximately 837 unmetered, residential connections. The utility reported total operating revenues of \$141,066 with a net operating income of \$21,139. The utility was granted Certificate No. 409-W by Order No. 12647, issued November 3, 1983, in Docket No. 830109-WU, under the name of Pine Run Utility Company. The utility was subsequently transferred to Pine Run Utilities, Inc., by Order No. 15194, issued October 3, 1985, in Docket No. 830393-WU.

On February 9, 2001, an application was filed on behalf of Pine Run to transfer its facilities to Marion County (County) and to cancel Certificate No. 409-W. The application, as filed, is in compliance with Section 367.071(4)(a), Florida Statutes, and Rule 25-30.037(4), Florida Administrative Code. A copy of the Asset Purchase & Sale Agreement executed by and between the County and Pine Run for a purchase price of \$585,000 was provided with the application. The closing occurred on February 2, 2001.

A statement was provided with the application confirming that the County had obtained the most recently available income and expense statement, balance sheet, statement of rate base for regulatory purposes, and contributions-in-aid-of-construction as applicable to the purchased assets. The utility held no customer deposits and has no pending dockets before this Commission.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS REPORTING

The application provided a statement that all regulatory assessment fees (RAFs) for Pine Run had been paid in full and that RAFs for 2000, and for 2001 up through February 2, 2001, will be paid by Pine Run in the manner and time frame required by Commission rules. The application further states that there are no fines or refunds owed. We have confirmed that the utility is current on annual reports and RAFs through 1999 and has no outstanding fees, fines or refunds. Pursuant to Rule 25-30.110(3), Florida Administrative Code, the utility is required to file an annual report for the year 2000, but not for 2001, since the closing occurred prior to December 31, 2001.

Based on the foregoing and pursuant to Section 367.071(4)(a), Florida Statutes, and Rule 25-30.037(4), Florida Administrative Code, we find it appropriate to approve as a matter of right the transfer of facilities located in Marion County from Pine Run to the County, and to cancel Certificate No. 409-W.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the transfer of facilities located in Marion County from Pine Run Utilities, Inc., 11637 SW 90th Terrace, Ocala, Florida 34481-3563 to Marion County, County Administrator, 601 S.E. 25th Avenue, Ocala, Florida 34471-2690 is hereby approved. It is further

ORDERED that Certificate No. 409-W, held by Pine Run Utilities, Inc., in Marion County, is hereby canceled. It is further

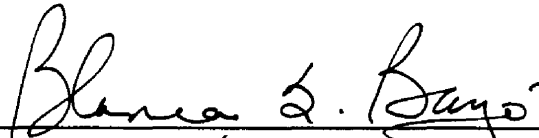
ORDERED that Pine Run Utilities, Inc. remains responsible for payment of regulatory assessment fees for the year 2000 and up to the time of the closing, February 2, 2001, in the manner and within the time frame required by Rule 25-30.120, Florida Administrative Code. It is further

ORDERED that Pine Run Utilities, Inc. remains responsible for the filing of annual reports for the year 2000 in the manner and within the time frame required by Rule 25-30.110(3), Florida Administrative Code. It is further

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ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission this 16th
day of March, 2001.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

LAE

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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

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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.