

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for name  
change on Certificates Nos. 458-  
W and 392-S in Pasco County from  
Paradise Lakes Utility, Ltd. to  
Paradise Lakes.

DOCKET NO. 020411-WS  
ORDER NO. PSC-02-0803-FOF-WS  
ISSUED: June 13, 2002

ORDER APPROVING NAME CHANGE, ACKNOWLEDGING  
CORPORATE REORGANIZATION, AND CLOSING DOCKET

BY THE COMMISSION:

On May 9, 2002, Paradise Lakes Utility, Ltd. (Paradise or utility) filed an application for approval to change its name to Paradise Lake Utility, L.L.C. (PLU), pursuant to Rule 25-30.039, Florida Administrative Code. The application also requested acknowledgment of its corporate reorganization.

Rule 25-30.039, Florida Administrative Code, provides for changes in name only, with no change in the ownership or control of the utility or its assets. According to the application, the change in name and reorganization is for liability and tax reasons. A statement provided with the application assures that both before and after the name change and reorganization the utility is 100 percent owned by Paradise Lakes, Inc. There is no change in ownership or majority organizational control and the assets remain with the utility. All that has occurred in the reorganization is that the utility has been changed from a limited partnership to a limited liability company.

With regard to the reorganization, the utility's facilities were owned by Paradise Lakes Utility, Ltd., whose sole General Partner is Paradise Lakes, Inc. On March 21, 2002, the utility's corporate structure and name were changed to Paradise Lake Utility, L.L.C., at which time Paradise became an inactive Limited Partnership with the Florida Department of State, Division of Corporations, and PLU became active. Paradise Lakes, Inc. is the registered agent for PLU.

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FPSC-COMMISSION CLERK

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Included with the application is a copy of the certificate of conversion issued by the Florida Department of State showing its acceptance of the conversion of Paradise to PLU. Also provided with the application was a copy of the proposed notice to be sent to the customers of the utility informing them of the change in the utility's name. Copies of the proposed water and wastewater tariffs reflecting the name change have also been provided.

We have verified that the notice contains the appropriate information regarding the name change. Further, from our review of the tariffs, there have been no substantive changes other than the change in the utility's name. According to the application, no money is being paid by, to, or among any of the parties as a result of the internal reorganization. The office, management, and all personnel of the utility will remain unchanged with no change in the operations or level of service.

Based on the foregoing, we find that the change in the name of the utility from Paradise to PLU is in the public interest and it is approved. Further, we find that there is no substantive change in the operations of the utility as a result of the corporate reorganization and it is acknowledged. Paradise shall send the notice to the customers of the utility in the next regular billing. The tariff reflecting the name change shall be effective for service rendered or connections made on or after the stamped approval date on the tariff sheets.

It is, therefore,

ORDERED by the Florida Public Service Commission that the change in name of the utility from Paradise Lakes Utility, Ltd., to Paradise Lakes Utility, L.L.C., Post Office Box 750, Land O'Lakes, Florida 34639-0750, is hereby approved. It is further

ORDERED that the corporate reorganization of Paradise Lakes Utility, Ltd. is hereby acknowledged. It is further


ORDERED that Paradise Lakes Utility, L.L.C. shall send a copy of the notice of the name change to the customers of the utility with the next regular billing. It is further

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ORDERED that the tariff reflecting the name change shall be effective for service rendered and connections made on or after the stamped approval date on the tariff sheets. It is further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission this 13th day of June, 2002.

  
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BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

( S E A L )

ALC

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.

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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 the Commission Clerk and Administrative Services, 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 the Commission Clerk and Administrative Services 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.