

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for name
change on Certificate No. 339-W
in Lake County from Brendenwood
Water System to Brendenwood
Water Systems, Inc.

DOCKET NO. 020996-WU
ORDER NO. PSC-03-0118-FOF-WU
ISSUED: January 21, 2003

ORDER APPROVING NAME CHANGE
AND CLOSING DOCKET

BY THE COMMISSION:

On September 27, 2002, Brendenwood Water System (Brendenwood or utility), a sole proprietorship, filed an application for approval to change its name to Brendenwood Water System, Inc. (BWSI), a Florida corporation. The application was filed pursuant to Section 367.1214, Florida Statutes, and Rule 25-30.039, Florida Administrative Code, which provides for change in name only, with no change in the ownership or control of the utility or its assets.

According to the information provided, the name change is necessary because of changing the utility from a sole proprietorship to a S-Corporation for liability and tax reasons. The application included a statement that ownership and control of the utility and its assets will not change as a result of the name change. Both before and after the name change, the utility is 100 percent owned by Mr. Paul E. Day.

The Division of Corporations of the Department of State indicates that the change from sole proprietorship to a corporation occurred on September 1, 2002. The Division of Corporations lists Mr. William F. Poole IV as the registered agent for BWSI.

Brendenwood provided a copy of the proposed notice to be sent to the customers of the utility informing them of the change in the utility name. The utility also provided an original and copies of the proposed water tariffs reflecting the name change. We have verified that there has been no change to the tariff other than the change in the utility name. Brendenwood has returned Certificate No. 339 for entry reflecting the change in the name of the utility to BWSI.

DOCUMENT NUMBER DATE

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FPSC-03-0118-FOF-WU CLERK

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It is, therefore,

ORDERED by the Florida Public Service Commission that the request of Brendenwood Water System, 13600 Berkshire Court, Post Office Box 350294, Grand Island, Florida 32735-0294, to change its name to Brendenwood Water System, Inc. is hereby approved. It is further

ORDERED that the notice of the name change provided by Brendenwood Water System, Inc. with the application is hereby approved. Brendenwood Water System, Inc., shall send the notice to the customers of the utility with the next regular billing. It is further

ORDERED that 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 further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission this 21st day of January, 2003.

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

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records and Hearing
Services

(S E A L)

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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 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.