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DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(904) 488-2740

Public Service Commission

May 4, 1992

**ORIGINAL
FILE COPY**

Ms. Suzanne Brownless
Ortel, Hoffman, Fernandez & Cole, P.A.
Post Office Box 6507
Tallahassee, Florida 32314-6507

Dear Ms. Brownless:

Per our telephone conversation on May 1, 1992, we are allowing your client until May 18, 1992, to file the necessary information to establish that Monsanto is not a "utility" under Section 367.021(12), Florida Statutes, or that it qualifies for an exemption under Section 362.022, Florida Statutes.

I am enclosing for your convenience copies of Sections 367.022 and 367.021(12), Florida Statutes, which detail the conditions for exemption and extent of jurisdiction of the Florida Public Service Commission over water and wastewater systems. If you believe that you meet the criteria for exemption as set forth in Section 367.022, or do not meet the definition of "utility" in Section 367.021(12), you are encouraged to follow Rule 25-20.060, Florida Administrative Code, in requesting an exemption from the Commission.

If you have any further questions, please do not hesitate to call me at 487-2740.

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG RG/vch
- LEG _____
- LIN _____
- OPO _____
- RCH _____
- SEC /
- WAS _____

Sincerely yours,

Rex Golden
Staff Attorney

cc: Division of Records and Reporting

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