

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for transfer) DOCKET NO. 920336-WS
of majority organizational) ORDER NO. PSC-93-1488-FOF-WS
control of PINE ISLAND UTILITY) ISSUED: October 12, 1993
CORPORATION operating under)
Certificates Nos. 326-W and)
274-S in Volusia County from)
Mary (Millican) Bennett to)
Robert J. McTeer.)
_____)

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
SUSAN F. CLARK
JULIA L. JOHNSON
LUIS J. LAUREDO

ORDER ACKNOWLEDGING APPOINTMENT OF RECEIVER
AND CLOSING DOCKET

BY THE COMMISSION:

Pine Island Utility Corporation (Pine Island) is a class "C" water and wastewater utility whose service area is located in the northwestern portion of Volusia County, approximately three miles west of Seville, Florida.

On February 9, 1993, by Order No. PSC-93-0200-FOF-WS, the Commission approved the transfer of majority organizational control of the utility to Mr. Robert McTeer. However, previously on December 29, 1992, Mr. McTeer, President of Pine Island Utility Corporation, had filed a notice of abandonment of both the water and wastewater systems pursuant to Section 367.165, Florida Statutes. Although the effective date of the abandonment was sixty days from December 29, 1992, Mr. McTeer agreed to operate the utility until a receiver was appointed.

On July 15, 1993, the Circuit Court of the Seventh Judicial Circuit issued a final order appointing Water Spectrum, Inc. as the receiver for the Pine Island systems. Since all provisions of Section 367.165, Florida Statutes, have been met, we acknowledge the appointment of Water Spectrum, Inc. as the receiver for Pine Island Utility Corporation.

DOCUMENT FILED DATE

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OFFICE OF THE CLERK

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Pursuant to Section 367.165(3), Florida Statutes, the receiver shall be considered to hold a temporary authorization from the Commission and the approved rates of the abandoned utility shall be deemed to be interim rates of the receiver until modified by the Commission. Therefore, Pine Island's existing tariff shall remain in effect.

No further action is required in this docket, therefore, it shall be closed upon issuance of the order.

Based on the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that the appointment of Water Spectrum, Inc. as the receiver for Pine Island Utility Corporation is hereby acknowledged. It is further

ORDERED that Pine Island Utility Corporation's existing tariff shall remain in effect. It is further

ORDERED that this docket be closed.

By ORDER of the Florida Public Service Commission this 12th day of October, 1993.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(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 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 or sewer 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 Civil Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.