

STATE OF FLORIDA

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Commissioners:
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DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
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(904) 413-6199

Public Service Commission

December 24, 1996

Mr. Edwin J. Rogers, P.E.
Towson-Rogers Engineering Inc.
5514 7th Street
Zephyrhills, FL 33540

Re: Docket No. 960576-WS - Application for amendment of Certificates Nos. 340-W and 297-S in Pasco County by Mad Hatter Utility, Inc.

Dear Mr. Rogers:

Thank you for your letter of December 12, 1996, in which you request that this Commission grant permission for Lake Linda Circle Corporation (Lake Linda) to obtain water and wastewater service in advance of final action by the Florida Public Service Commission on the above-referenced docket.

Please be advised that we have preliminarily confirmed that Lake Linda is located within the area in which Mad Hatter Utility, Inc. (MHU or utility) has requested to amend its certificated territory. However, as you know, Pasco County (County) has exercised its legal right, pursuant to Chapter 120, Florida Statutes, to protest the utility's application and to request a hearing on the matter before the Florida Public Service Commission. Because the utility's application has been protested, the Commission may not lawfully take final action on the application until after it collects and considers all the evidence presented on the matter at a formal hearing which is scheduled to be held on May 13-14, 1997. The Commission is scheduled to make its final decision on this matter at its August 12, 1997, agenda conference in Tallahassee.

I understand that MHU has proposed that the County agree that MHU is the appropriate service provider for this particular parcel, and that the County withdraw this parcel from its objection in order that MHU may seek to serve Lake Linda in advance of the Commission's final

- ACK _____
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- APP _____
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- SEC 1
- WAS _____
- OTH _____

DOCUMENT NUMBER-DATE

13730 DEC 26 96

FPSC-RECORDS/REPORTING

DOCUMENT NUMBER-DATE

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0050
An Affirmative Action/Equal Opportunity Employer Internet E-mail CONTACT@PSC.STATE.FL.US

FPSC-RECORDS/REPORTING

Mr. Edwin J. Rogers, P.E.

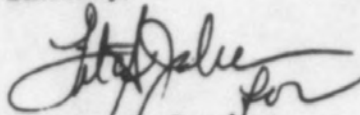
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action in the above-referenced docket. However, I am not presently aware of the County's intentions in this regard. Should the County agree with MHU's proposal, the Commission staff will make every effort to expeditiously process the utility's application to serve the Lake Linda area.

If I may be of further assistance, please feel free to contact me at (904) 413-6224.

Sincerely,



Rosanne G. Capeless
Senior Attorney

RGC/mw

cc: F. Marshall Deterding, Esquire
Marion Hale, Esquire
Division of Water & Wastewater (Brady, Redemann)