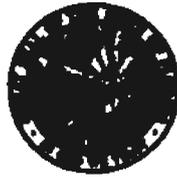


STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
DIANE K. KIESLING
JOE GARCIA



DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(850) 413-6199

Public Service Commission

October 22, 1997

Mr Philip D. Woods, President
A.P. Utilities, Inc.
3925 S.E. 45th Court, Suite E
Ocala, Florida 34480-7431

VIA CERTIFIED MAIL
NO. P 263 572 517

FINAL NOTICE

RE: Docket No. ~~971076~~ **1076-WU** - Initiation of show cause proceedings against A. P. Utilities, Inc. in Marion County for violation of Rule 25-30.110(3), F.A.C., Annual Report, and Rule 25-30.120, F.A.C., Regulatory Assessment Fees .

Dear Mr. Woods:

Because of your continued delinquency in failing to file annual reports and remit regulatory assessment fees, the above-referenced docket has been opened to initiate show cause proceedings against A. P. Utilities, Inc., (APU or utility). Commission staff is scheduled to file a recommendation in this matter on October 23, 1997, to be heard at the November 4, Agenda Conference.

Our records indicate that we did not receive the 1996 annual report for APU until October 6, 1997 and we have not received the regulatory assessment fees for 1996, in violation of Sections 367.121 and 367.145, Florida Statutes, and Rules 25-30.110 and 25-30.120, Florida Administrative Code. The 1996 annual report was due on March 31, 1997. You made no request for an extension nor was an extension granted. The total penalty on your failure to file the 1996 annual report through November 30, 1997, is \$2,551.50.

The total regulatory assessment fee owed for 1996 is \$10,992.47. The total estimated penalty and interest for November 1997 is \$3,627.57 (penalty: \$2,748.12, interest: \$879.40). To resolve this matter, payment of these fees totaling \$17,171.49, must be made within five (5) days of the date of this letter.

Sections 350.127(1) and 367.161, Florida Statutes, authorize the Commission to impose a penalty upon any regulated company that is found to be in willful violation of Commission statutes, rules and orders.

DOCUMENT NUMBER-DATE

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Mr. Philip D. Woods, President

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October 22, 1997

Accordingly, you are directed to immediately remit the delinquent regulatory assessment fees, and remit the appropriate penalties. Please contact me at (850) 413-6181 if you have any questions on specific amounts owing.

Sincerely,

A handwritten signature in black ink that reads "Tim Vaccaro". The signature is written in a cursive, flowing style with a long horizontal stroke at the end.

Tim Vaccaro
Senior Attorney

RG/dr

cc: Division of Legal Services (Ferguson)
Division of Administration (Sewell)
Division of Water and Wastewater (Dewberry, Gilchrist)
Division of Records and Reporting ✓