

REQUEST TO ESTABLISH DOCKET
(PLEASE TYPE)

Date February 24, 1998

Docket No. 950287 - WIS

- 1. Division Name/Staff Name Division of Legal Services
- 2. DPR Division of Legal Services (Vaccaro) *JV*
- 3. OCR Division of Water and Wastewater (Gilchrist)
Division of Administration (Sewell, Lake)
- 4. Suggested Docket Title Initiation of show cause proceedings against
Turkey Creek, Inc. & Family Diner, Inc. d/b/a Turkey Creek
Utilities for violation of Rule 25-30.120, F.A.C., Regulatory
Assessment Fees.

5. Suggested Docket Mailing List (attach separate sheet if necessary)

- A. Provide NAMES ONLY for regulated companies or ACRONYMS ONLY regulated industries, as shown in Rule 25-22.104, F.A.C.
- B. Provide COMPLETE name and address for all others. (Match representatives to clients.)

1. Parties and their representatives (if any)

Turkey Creek, Inc. & Family _____

Diner, Inc. d/b/a _____

Turkey Creek Utilities _____

158 Turkey Creek _____

Alachua, Florida 32615 _____

2. Interested Persons and their representatives (if any)

6. Check one:

- Documentation is attached.
- Documentation will be provided with the recommendation.

DOCUMENT RECEIVED DATE
02582 FEB 24 98
F.A.C. STAFF REPORTING

P 263 572 555

STATE OF FLORIDA

Commissioners
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR.



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

Public Service Commission

January 15, 1998

Turkey Creek Utilities
11820 Turkey Creek Blvd.
Alachua, Florida 32615-6513

In re: Turkey Creek Utilities

To whom it may concern:

According to our records, Turkey Creek Utilities has not paid regulatory assessment fees (RAFs) for 1993, as required by Section 367.145, Florida Statutes. Pursuant to Rule 25-30.120(2), Florida Administrative Code, RAFs must be paid by March 31st of each year. The Commission may impose administrative penalties plus interest for noncompliance, as provided for under Rule 25-30.120(7), Florida Administrative Code. Staff has determined that Turkey Creek Utilities owes the following:

<u>YEAR</u>	<u>RAFs</u>	<u>PENALTY AND INTEREST</u>	<u>TOTAL</u>
1993	\$2,535.22	\$1,825.36	\$4,360.58

Although the utility has been transferred to the City of Alachua, by Commission Order No. PSC-95-1101-FOF-WS, issued September 6, 1995, the transferor remains responsible for outstanding RAFs. Please submit the balance owed by check made payable to the Florida Public Service Commission. Your payment is due on or before January 26, 1998, and should be mailed with a copy of this letter to the Bureau of Fiscal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida, 32399-0850, Attention: Evelyn Sewell.

Pursuant to Rule 25-30.120(7)(a)(2), Florida Administrative Code, Turkey Creek Utilities has an ongoing responsibility to pay interest of one percent every thirty days on the unpaid balance of the RAFs. The amounts owed are subject to change and increase over time, and any delay in payment may subject you to a greater amount. Furthermore, if payment is not made by the date indicated in this letter, the Division of Legal Services will initiate show cause proceedings and

Turkey Creek, Inc.
Page 2
January 15, 1998

recommend assessment of fines in excess of the daily rate pursuant to Rule 25-30.120, Florida Administrative Code. If show cause proceedings are initiated, and the utility is found to be in violation of Commission rules, pursuant to Section 367.161, Florida Statutes, the Commission is authorized to impose fines of up to \$5,000 for each day the violation continues.

Please do not hesitate to contact me at (850) 413-6199, if you have any questions regarding the matters discussed above.

Sincerely,

A handwritten signature in cursive script that reads "Tim Vaccaro".

Tim Vaccaro
Senior Attorney

TV/dr

cc: Division of Administration (Sewell)
Division of Water and Wastewater (Gilchrist)

P 263 572 554

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR.



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

Public Service Commission

January 15, 1998

Ms. Tamala H. Engelbert
11820 Turkey Creek Blvd.
Alachua, Florida 32615

In re: Turkey Creek Utilities

Dear Ms. Engelbert:

According to our records, Turkey Creek Utilities has not paid regulatory assessment fees (RAFs) for 1993, as required by Section 367.145, Florida Statutes. Pursuant to Rule 25-30.120(2), Florida Administrative Code, RAFs must be paid by March 31st of each year. The Commission may impose administrative penalties plus interest for noncompliance, as provided for under Rule 25-30.120(7), Florida Administrative Code. Staff has determined that Turkey Creek Utilities owes the following:

<u>YEAR</u>	<u>RAFs</u>	<u>PENALTY AND INTEREST</u>	<u>TOTAL</u>
1993	\$2,535.22	\$1,825.36	\$4,360.58

Although the utility has been transferred to the City of Alachua, by Commission Order No. PSC-95-1101-FOF-WS, issued September 6, 1995, the transferor remains responsible for outstanding RAFs. Please submit the balance owed by check made payable to the Florida Public Service Commission. Your payment is due on or before January 26, 1998, and should be mailed with a copy of this letter to the Bureau of Fiscal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida, 32399-0850, Attention: Evelyn Sewell.


Pursuant to Rule 25-30.120(7)(a)(2), Florida Administrative Code, Turkey Creek Utilities has an ongoing responsibility to pay interest of one percent every thirty days on the unpaid balance of the RAFs. The amounts owed are subject to change and increase over time, and any delay in payment may subject you to a greater amount. Furthermore, if payment is not made by the date indicated in this letter, the Division of Legal Services will initiate show cause proceedings and

Ms. Tamala H. Engelbert
Page 2
January 15, 1998

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Please do not hesitate to contact me at (850) 413-6199, if you have any questions regarding the matters discussed above.

Sincerely,



Tim Vaccaro
Senior Attorney

TV/dr

cc: Division of Administration (Sewell)
Division of Water and Wastewater (Gilchrist)

P 243 572 553

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR.



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

Public Service Commission

January 15, 1998

Ms. Jayne F. Hope
11820 Turkey Creek Blvd.
Alachua, Florida 32615

In re: Turkey Creek Utilities

Dear Ms. Hope:

According to our records, Turkey Creek Utilities has not paid regulatory assessment fees (RAFs) for 1993, as required by Section 367.145, Florida Statutes. Pursuant to Rule 25-30.120(2), Florida Administrative Code, RAFs must be paid by March 31st of each year. The Commission may impose administrative penalties plus interest for noncompliance, as provided for under Rule 25-30.120(7), Florida Administrative Code. Staff has determined that Turkey Creek Utilities owes the following:

<u>YEAR</u>	<u>RAFs</u>	<u>PENALTY AND INTEREST</u>	<u>TOTAL</u>
1993	\$2,535.22	\$1,825.36	\$4,360.58

Although the utility has been transferred to the City of Alachua, by Commission Order No. PSC-95-1101-FOF-WS, issued September 6, 1995, the transferor remains responsible for outstanding RAFs. Please submit the balance owed by check made payable to the Florida Public Service Commission. Your payment is due on or before January 26, 1998, and should be mailed with a copy of this letter to the Bureau of Fiscal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida, 32399-0850, Attention: Evelyn Sewell.

Pursuant to Rule 25-30.120(7)(a)(2), Florida Administrative Code, Turkey Creek Utilities has an ongoing responsibility to pay interest of one percent every thirty days on the unpaid balance of the RAFs. The amounts owed are subject to change and increase over time, and any delay in payment may subject you to a greater amount. Furthermore, if payment is not made by the date indicated in this letter, the Division of Legal Services will initiate show cause proceedings and

Ms. Jayne F. Hope
Page 2
January 15, 1998

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Please do not hesitate to contact me at (850) 413-6199, if you have any questions regarding the matters discussed above.

Sincerely,

A handwritten signature in cursive script that reads "Tim Vaccaro".

Tim Vaccaro
Senior Attorney

TV/dr

cc: Division of Administration (Sewell)
Division of Water and Wastewater (Gilchrist)

P 263 572 552

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR.



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

Public Service Commission

January 15, 1998

Mr. N. Forest Hope
11820 Turkey Creek Blvd.
Alachua, Florida 32615

In re: Turkey Creek Utilities

Dear Mr. Hope:

According to our records, Turkey Creek Utilities has not paid regulatory assessment fees (RAFs) for 1993, as required by Section 367.145, Florida Statutes. Pursuant to Rule 25-30.120(2), Florida Administrative Code, RAFs must be paid by March 31st of each year. The Commission may impose administrative penalties plus interest for noncompliance, as provided for under Rule 25-30.120(7), Florida Administrative Code. Staff has determined that Turkey Creek Utilities owes the following:

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Mr. N. Forest Hope

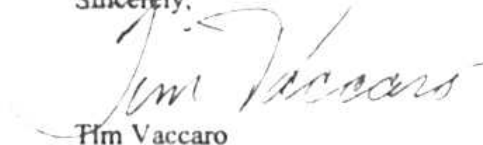
Page 2

January 15, 1998

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Please do not hesitate to contact me at (850) 413-6199, if you have any questions regarding the matters discussed above.

Sincerely,

A handwritten signature in cursive script that reads "Jim Vaccaro". The signature is written in dark ink and is positioned above the typed name.

Jim Vaccaro
Senior Attorney

TV/dr

cc: Division of Administration (Sewell)
Division of Water and Wastewater (Gilchrist)

P-263 502 551

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR.



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

Public Service Commission

January 15, 1998

Mr. Norwood W. Hope
11820 Turkey Creek Blvd.
Alachua, Florida 32615

In re: Turkey Creek Utilities

Dear Mr. Hope:

According to our records, Turkey Creek Utilities has not paid regulatory assessment fees (RAFs) for 1993, as required by Section 367.145, Florida Statutes. Pursuant to Rule 25-30.120(2), Florida Administrative Code, RAFs must be paid by March 31st of each year. The Commission may impose administrative penalties plus interest for noncompliance, as provided for under Rule 25-30.120(7), Florida Administrative Code. Staff has determined that Turkey Creek Utilities owes the following:

<u>YEAR</u>	<u>RAFs</u>	<u>PENALTY AND INTEREST</u>	<u>TOTAL</u>
1993	\$2,535.22	\$1,825.36	\$4,360.58

Although the utility has been transferred to the City of Alachua, by Commission Order No. PSC-95-1101-FOF-WS, issued September 6, 1995, the transferor remains responsible for outstanding RAFs. Please submit the balance owed by check made payable to the Florida Public Service Commission. Your payment is due on or before January 26, 1998, and should be mailed with a copy of this letter to the Bureau of Fiscal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida, 32399-0850, Attention: Evelyn Sewell.

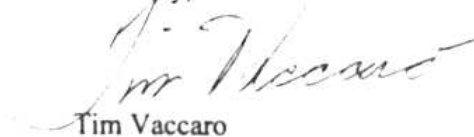
Pursuant to Rule 25-30.120(7)(a)(2), Florida Administrative Code, Turkey Creek Utilities has an ongoing responsibility to pay interest of one percent every thirty days on the unpaid balance of the RAFs. The amounts owed are subject to change and increase over time, and any delay in payment may subject you to a greater amount. Furthermore, if payment is not made by the date indicated in this letter, the Division of Legal Services will initiate show cause proceedings and

Mr. Norwood W. Hope
Page 2
January 15, 1998

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Please do not hesitate to contact me at (850) 413-6199, if you have any questions regarding the matters discussed above.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tim Vaccaro".

Tim Vaccaro
Senior Attorney

TV/dr

cc: Division of Administration (Sewell)
Division of Water and Wastewater (Gilchrist)

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR



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

Public Service Commission

January 15, 1998

Turkey Creek Utilities
158 Turkey Creek
Alachua, Florida 32615-6513

In re: Turkey Creek Utilities

To whom it may concern:

According to our records, Turkey Creek Utilities has not paid regulatory assessment fees (RAFs) for 1993, as required by Section 367.145, Florida Statutes. Pursuant to Rule 25-30.120(2), Florida Administrative Code, RAFs must be paid by March 31st of each year. The Commission may impose administrative penalties plus interest for noncompliance, as provided for under Rule 25-30.120(7), Florida Administrative Code. Staff has determined that Turkey Creek Utilities owes the following:

<u>YEAR</u>	<u>RAFs</u>	<u>PENALTY AND INTEREST</u>	<u>TOTAL</u>
1993	\$2,535.22	\$1,825.36	\$4,360.58

Although the utility has been transferred to the City of Alachua, by Commission Order No. PSC-95-1101-FOF-WS, issued September 6, 1995, the transferor remains responsible for outstanding RAFs. Please submit the balance owed by check made payable to the Florida Public Service Commission. Your payment is due on or before January 26, 1998, and should be mailed with a copy of this letter to the Bureau of Fiscal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida, 32399-0850, Attention: Evelyn Sewell.

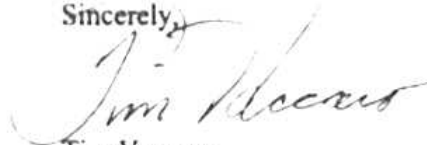
Pursuant to Rule 25-30.120(7)(a)(2), Florida Administrative Code, Turkey Creek Utilities has an ongoing responsibility to pay interest of one percent every thirty days on the unpaid balance of the RAFs. The amounts owed are subject to change and increase over time, and any delay in payment may subject you to a greater amount. Furthermore, if payment is not made by the date indicated in this letter, the Division of Legal Services will initiate show cause proceedings and

Turkey Creek, Inc.
Page 2
January 15, 1998

recommend assessment of fines in excess of the daily rate pursuant to Rule 25-30.120, Florida Administrative Code. If show cause proceedings are initiated, and the utility is found to be in violation of Commission rules, pursuant to Section 367.161, Florida Statutes, the Commission is authorized to impose fines of up to \$5,000 for each day the violation continues.

Please do not hesitate to contact me at (850) 413-6199, if you have any questions regarding the matters discussed above.

Sincerely,

A handwritten signature in cursive script that reads "Tim Vaccaro".

Tim Vaccaro
Senior Attorney

TV/dr

cc: Division of Administration (Sewell)
Division of Water and Wastewater (Gilchrist)

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

November 7, 1997

Turkey Creek Utilities
158 Turkey Creek
Alachua, Florida 32615-9572

VIA CERTIFIED MAIL
NO. P 263 572 523

RE: Delinquent Regulatory Assessment Fees

To Whom it May Concern:

On May 21, 1997, a letter was sent informing you that Turkey Creek Utilities has not paid regulatory assessment fees (RAFs) for 1993 as required by Section 367.145, Florida Statutes. To date no response to that letter has been received. As of November 1, 1997, Turkey Creek Utilities owes the following:

<u>YEAR</u>	<u>RAFs</u>	<u>PENALTIES AND INTEREST</u>	<u>TOTAL</u>
1993	\$2,535.22	\$1,774.65	\$4,309.87

Please submit the amount owed by check made payable to the Florida Public Service Commission. Your payment is due on or before November 17, 1997, and should be mailed with a copy of this letter to the Bureau of Fiscal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, Attention: Evelyn Sewell.

As stated in our May 21, 1997, letter Rule 25-30.120(7)(a)(2), Florida Administrative Code, Turkey Creek Utilities has an ongoing responsibility to pay interest of one percent every thirty days on the unpaid balance of the fees. The amount now owed is subject to change and increase over time, and any delay in payment past November 17, 1997, may subject the utility to a greater amount. Furthermore, if payment is not received by the date indicated in this letter, the Division of Legal Services will initiate show cause proceedings and recommend assessment of fines in excess of the daily rate pursuant to Rule 25-30.120, Florida Administrative Code. If show cause proceedings are initiated, and Turkey Creek Utilities is found to be in violation of Commission rules, pursuant to Section 367.161, Florida Statutes, the Commission is authorized to impose fines of up to \$5,000 for each day the violation continues.

Turkey Creek Utilities
Page 2
November 10, 1997

If you have any questions regarding this matter, please do not hesitate to call me at (904) 413-6181.

Sincerely,

A handwritten signature in cursive script that reads "Tim Vaccaro". The signature is written in black ink and is positioned above the printed name and title.

Tim Vaccaro
Senior Attorney

TV/dr

cc: Division of Administration (Sewell)
Division of Water & Wastewater (Gilchrist)

STATE OF FLORIDA

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



DIVISION OF LEGAL SERVICES
NOREN S. DAVIS
DIRECTOR
(904) 413-6199

Public Service Commission

May 21, 1997

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED
P 407 857 563**

Turkey Creek Utilities
158 Turkey Creek
Alachua, FL 32615-9572

In re: Turkey Creek Utilities

To Whom it May Concern:

According to our records, Turkey Creek Utilities has not paid regulatory assessment fees (RAFs) for 1993, as required by Section 367.145, Florida Statutes. Pursuant to Rule 25-30.120(2), Florida Administrative Code, RAFs must be paid by March 31st of each year. The Commission may impose administrative penalties plus interest for noncompliance, as provided for under Rule 25-30.120(7), Florida Administrative Code. Staff has determined that Turkey Creek Utilities owes the following:

<u>YEAR</u>	<u>RAFs</u>	<u>PENALTY AND INTEREST</u>	<u>TOTAL</u>
1993	\$2,535.22	\$444.29	\$2,979.51

Please submit the balance owed by check made payable to the Florida Public Service Commission. Your payment is due on or before June 2, 1997, and should be mailed with a copy of this letter to the Bureau of Fiscal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, Attention: Evelyn Sewell.

Turkey Creek Utilities
Page 2
May 21, 1997

Pursuant to Rule 25-30.120(7)(a)(2), Florida Administrative Code, Turkey Creek Utilities has an ongoing responsibility to pay interest of one percent every thirty days on the unpaid balance of the RAFs. Please be aware that the above-referenced amounts have been calculated as of June 1, 1997. The amounts owed are subject to change and increase over time, and any delay in payment past June 2, 1997, may subject you to a greater amount. Furthermore, if payment is not made by the date indicated in this letter, the Division of Legal Services will initiate show cause proceedings and recommend assessment of fines in excess of the daily rate pursuant to Rule 25-30.120, Florida Administrative Code. If show cause proceedings are initiated, and the utility is found to be in violation of Commission rules, pursuant to Section 367.161, Florida Statutes, the Commission is authorized to impose fines of up to \$5,000 for each day the violation continues.

Please do not hesitate to contact me at (904) 413-6199, if you have any questions regarding the matters discussed above.

Sincerely,

Tim Vaccaro
Senior Attorney

TV:mw

cc: Division of Administration (Sewell)
Division of Water & Wastewater (Gilchrist)

State of Florida

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



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 413-6900

Public Service Commission

*Jim the little
name back.*

July 28, 1995

Mr Norwood W. Hope, President and Director
Turkey Creek Utilities
158 Turkey Creek
Alachua, Florida 32615-9572

CERTIFIED RECEIPT NO. P731432403

RE: 1993 Delinquent Regulatory Assessment Fees

Dear Mr. Hope:

We have not received the Regulatory Assessment fees for 1993 in the amount of \$3,600.01. As a result, your utility is in violation of Rule 25-30 120, Florida Administrative Code.

If the 1993 regulatory assessment fees are not paid by August 15, 1995, this matter will be referred to the Division of Legal Services for initiation of show cause proceedings and possible assessment of fines. If you have any questions regarding this matter please contact Jackie Gilchrist of this office at (904) 413-7019.

Sincerely,

Charles H. Hill
Director

CHH/JG/tyg 1 HOPE TV

cc: Division of Legal Services (Jaber, Vaccaro)
Division of Water and Wastewater (Gilchrist)
Regulatory Assessment Fee File

State of Florida

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



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 413-6900

Public Service Commission

July 28, 1995

Mr. Norwood W. Hope, President and Director
Turkey Creek Utilities
158 Turkey Creek
Alachua, Florida 32615-9572

CERTIFIED RECEIPT NO. P731432403

RE: 1993 Delinquent Regulatory Assessment Fees

Dear Mr. Hope:

We have not received the Regulatory Assessment fees for 1993 in the amount of \$3,600.01. As a result, your utility is in violation of Rule 25-30 120, Florida Administrative Code.

If the 1993 regulatory assessment fees are not paid by August 15, 1995, this matter will be referred to the Division of Legal Services for initiation of show cause proceedings and possible assessment of fines. If you have any questions regarding this matter please contact Jackie Gilchrist of this office at (904) 413-7019.

Sincerely,

Charles H. Hill
Director

CHH/JG/tyg TUIOPE TV

cc: Division of Legal Services (Jaber, [redacted])
Division of Water and Wastewater (Gilchrist)
Regulatory Assessment Fee File