

ORIGINAL

STATE OF FLORIDA

P 263 572 537

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

Public Service Commission

March 30, 1998

Mr. Kenneth C. Sommerfield
3349 Evergreen Road
Zellwood, Florida 32798-9728

VIA CERTIFIED MAIL

RE: Docket No. 980307-WS - Application for certificate to provide water and wastewater service in Orange County by Zellwood Station Co-op, Inc.

Dear Mr. Sommerfield:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on March 24, 1998, to the above-referenced application of Zellwood Station Co-op, inc. Specifically, we would like to know whether you intend to pursue this matter to hearing. If your letter is an objection to Zellwood's application for certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by April 22, 1998, what you intend to do in this regard.

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- LIN _____
- OPC _____
- RCH _____
- SEC 1
- WAS _____
- OTH _____

In an attempt to address some of your concerns, please note that Zellwood Station Co-Op, Inc., is a utility already in existence, operating without a certificate. Pursuant to Section 367.045, Florida Statutes, Zellwood must apply for a certificate of authorization from this Commission. The Commission has never had the opportunity to establish rates for this utility. We appreciate the information regarding the developer agreement and the attachment of the agreement regarding rates. However, please note that the Commission pursuant to Section 367.011, Florida Statutes, has exclusive jurisdiction over a utility with respect to authority, service, and rates.

DOCUMENT NUMBER - DATE
(See also 04/16/98)
03907 APR -3 98

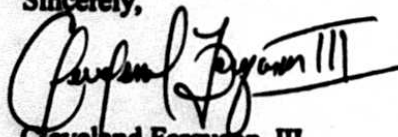
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Because this decision will include an establishment of rates, Commission staff will have a customer meeting in the service area of the utility to receive further input from the customers.

If you have any questions, please contact me at (850) 413-6185. Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Cleveland Ferguson III", written over a horizontal line.

Cleveland Ferguson, III
Staff Attorney

CF/lw/dr

cc: Thomas A. Cloud, Esq., Gray, Harris & Robinson, P.A.
Division of Water and Wastewater (Lowe, Messer, Walker, Dunbar)
Division of Legal Services (Brubaker)
Division of Records and Reporting

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