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DIVISION OF WATER & WASTEWATER  
CHARLES H. HILL  
DIRECTOR  
(850) 413-6900

# Public Service Commission

April 22, 1998

Mr. Harry M. Goode  
H. 26 Miriam Street  
Key West, Florida 33040

Re: Docket No. 980341-S, Application for transfer of Certificate No. 168-S held by KW Resort Utilities Corporation in Monroe County.

Dear Mr. Goode:

Thank you for your letter regarding the above-referenced application. Although the Commission appreciates the concerns you have expressed, matters involving damage to the chain-link and concrete block wall fences, \$5,000 reimbursement, replacement of the parkay floor and six water hoses, and removal of the lake are not within the jurisdiction of this Commission. We are providing a copy of your letter, along with this response, to the utility's legal counsel for possible remedy by the utility. Also, you may wish to pursue other avenues in civil court.

The Commission does need to know your intent regarding your objection to this transfer of ownership application. If you choose to pursue a hearing, a hearing will be scheduled in which you must provide testimony or other evidence to support your protest. Although the Commission allows individuals to represent themselves at hearing, you may wish to hire an attorney to represent you.

Please advise staff's Legal Counsel, Ms. Shannon Fleming, at (850) 413-6199 by May 11, 1998, if you intend to pursue the objection and, therefore, a hearing. After May 11, 1998, if the Commission has not received a response from you, staff will move forward in processing this transfer of ownership application without a hearing.

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- LIN \_\_\_\_\_
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC | \_\_\_\_\_
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

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If you have any questions, please contact Ms. Fleming at the number given above or a member of my staff, Ms. Patricia Brady, at (850) 413-6686.

Sincerely,



Charles H. Hill  
Director

CHH/PLB/(CATS\_WAW.150)

cc: Cheryl G. Stuart, Hopping, Green, Sams & Smith  
Division of Water and Wastewater (Brady)  
Division of Legal Services (Fleming)  
Division of Records and Reporting