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TALLAHASSEE, FL 32399-0850

Public Service Commission

July 13, 1998

Ms. Kathy Babcock  
Gulf Environmental Services  
19910 South Tamiami Trail  
P.O. Box 350  
Estero, Florida 33928-0350

980000

**RE: Docket No. 941271-WS - Application for amendment of Certificates Nos. 27-W and 24-S by Florida Cities Water Company - Lee County Division**

Dear Ms. Babcock:

Pursuant to your request during our recent telephone conversation, this letter outlines the Florida Public Service Commission staff's (staff) position regarding service by Gulf Utility Company (Gulf) to the Alico International Trade Center (Alico).

By Order No. PSC-95-1526-AS-WS, issued on December 11, 1995 in the referenced docket, the Commission approved an amended settlement agreement between Florida Cities Water Company, Gulf (now Gulf Environmental Services) and Alico. The agreement provided, in part, that Gulf would connect and provide service to Alico within one year of the Commission's approval of the agreement. In exchange for service, FCWC would provide Gulf a total of \$3,285.34 in service availability charges, and Alico would provide Gulf \$70 in deposits.

By letter dated May 12, 1998, Mr. James Moore indicated to me that Alico would be required to pay Gulf \$29,900 for line extension in order to receive service. However, staff notes that no reference to line extension or additional costs for service were included in the amended settlement agreement. Therefore, staff believes that Gulf was required by Commission Order to provide service to Alico under the terms set forth in the amended settlement agreement. Based upon those terms, Alico should not be required to pay for line extension.

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Please inform me if Gulf Environmental Services has made any provision for service to Alico under the terms of the settlement agreement. If Gulf Environmental Services has made no such provision, staff will be contacting FCWC regarding inclusion of Alico within FCWC's service territory.

Sincerely,



Tim Vaccaro  
Senior Attorney

cc: Division of Records and Reporting  
Division of Water and Wastewater (Messer, Redemann)  
D.J. Whelan  
Wayne Shiefelbein, Esquire

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