



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: October 22, 1998
TO: Julia L. Johnson, Chairman
FROM: Bobbie L. Reyes, Senior Attorney, Division of Legal Services *BLR*
RE: Docket No. 970657-WS - Application for certificates to operate a water and wastewater utility in Charlotte and DeSoto Counties by Lake Suzy Utilities, Inc.

Docket No. 980261-WS - Application for amendment of Certificates Nos. 570-W and 496-S to add territory in Charlotte County by Florida Water Services Corporation.

At the October 6, 1998 Agenda Conference, the Commission voted to deny the motion for summary judgment filed by Lake Suzy Utilities, Inc. (Lake Suzy). However, at the agenda conference, counsel for Lake Suzy presented new arguments not previously considered by staff in its analysis and subsequent to the Commission's decision has provided staff with additional information supporting these new arguments. As a result, staff has conducted further research regarding these arguments and has determined that the rationale behind the Commission's decision is incorrect, and, therefore, the Commission should reconsider its decision. Staff is preparing another recommendation for the Commission's consideration at the November 2, 1998 Agenda Conference. Accordingly, staff requests permission to file its recommendation in this matter by noon on Monday, October 25, 1998.

*O.K.
11/1/98
10/22/98*

BLR/lw

cc: Commissioner J. Terry Deason
Commissioner Susan F. Clark
Commissioner Joe Garcia
Commissioner E. Leon Jacobs, Jr.
Division of Water and Wastewater (Williams, Messer, Redemann)

*all
JLR*

State of Florida



Public Service Commission

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-M-E-M-O-R-A-N-D-U-M-

DATE: OCTOBER 25, 1998

TO: DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYÓ)

FROM: DIVISION OF LEGAL SERVICES (REYES)
DIVISION OF WATER AND WASTEWATER (REDEMANN)

RE: DOCKET NO. 970657-WS - APPLICATION FOR CERTIFICATES TO OPERATE A WATER AND WASTEWATER UTILITY IN CHARLOTTE AND DESOTO COUNTIES BY LAKE SUZY UTILITIES, INC.

DOCKET NO. 980261-WS - APPLICATION FOR AMENDMENT OF CERTIFICATES NOS. 570-W AND 496-S TO ADD TERRITORY IN CHARLOTTE COUNTY BY FLORIDA WATER SERVICES CORPORATION.

AGENDA: NOVEMBER 3, 1998 - REGULAR AGENDA - PARTIES MAY PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\LEG\WP\970657.RCM

DOCKET NOS. 970657-WS, 980261-WS
DATE: SEPTEMBER 24, 1998

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission reconsider its October 6, 1998 decision regarding Lake Suzy Utilities, Inc.'s Motion for Partial Summary Disposition?

ISSUE 2: Should this docket be closed?