

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Application for amendment of Certification Nos. 570-W and 496-S to add territory in Charlotte County by Florida Water Services Corporation.

DOCKET NO. 980261-WS

In re: Application for certificates to operate a water and wastewater utility in Charlotte and DeSoto Counties by Lake Suzy Utilities, Inc.

DOCKET NO. 970657-WS
ORDER NO. PSC-98-1538-PCO-WS
FILED: _____

DESOTO COUNTY, FLORIDA'S REPLY TO LAKE SUZY UTILITY, INC.'S OBJECTION TO PETITION FOR LEAVE TO INTERVENE BY DESOTO COUNTY

COMES NOW, DESOTO COUNTY, FLORIDA, by and through its undersigned attorney, and hereby files this Reply to Lake Suzy Utility, Inc.'s Objection to Petition for Leave to Intervene by DeSoto County, Florida ("Lake Suzy's Objection"). In reply to Lake Suzy's Objection, DeSoto County would provide as follows:

1. Contrary to representations by Lake Suzy in its Objection DeSoto County had party status on one prior occasion as it had previously timely filed an objection. DeSoto County was appropriately granted intervenor status one prior time. The withdrawals by DeSoto County in both instances were without prejudice.

2. As stated in the Petition of DeSoto County, Florida for Leave to Intervene, DeSoto County is a substantially affected party and DeSoto County would be prejudiced by

FWS\PSC\Rep-S17

DOCUMENT NUMBER - DATE

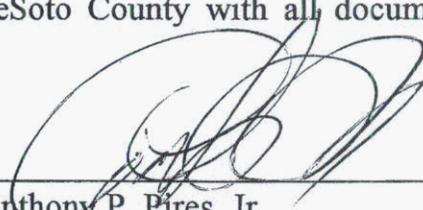
11212 SEP 20 08

FPSC-RECORDS/REPORTING

not being granted intervenor status as it has by virtue of its Resolution No. 97-22 reasserted jurisdiction over investor owned water and wastewater systems in DeSoto County, Florida.

3. DeSoto County is not party to any agreement between Lake Suzy and Florida Water Services referenced in Lake Suzy's Objection and any attempt to draw DeSoto County into that agreement is inappropriate.

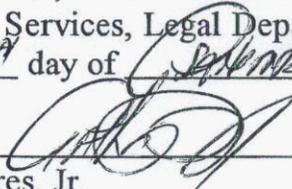
WHEREFORE, DeSoto County reasserts its request to be granted intervenor status and that the PSC issue an order which grants DeSoto County's request for intervention with full rights as a party. Furthermore, DeSoto County requests that the PSC's order direct all parties and Commission staff to serve DeSoto County with all documents and filings henceforward.



Anthony P. Pires, Jr.
Florida Bar Number: 203671
Woodward, Pires & Lombardo, P.A.
801 Laurel Oak Drive, Suite 710
Naples, Florida 34108
(941) 566-3131

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished via U. S. Mail to Marty Friedman, Rose, Sundstrom & Bentley, 2548 Blairstone Pines Drive, Tallahassee, Florida 32301; John Marks, Knowles, Marks & Randolph, 215 South Monroe Street, Tallahassee, Florida 32301; and Tim Vacarro, Florida Public Service Commission, Legal Division, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850; and Via U.S. Mail to Charlotte L. Sopka, Haus Development, Inc., Post Office Box 3024, Port Charlotte, Florida 33949; and Matt Feil, Florida Water Services, Legal Department, Post Office Box 609520, Orlando, Florida 34266 on this 17th day of September, 1999.



Anthony P. Pires, Jr.