

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application of)
NORTH FORT MYERS UTILITY, INC.)
for extension of wastewater)
service in Lee County, Florida.)

Docket No. 981781-S

RECEIVED-FPSC
SEP 30 PM 12:54
RECORDS AND REPORTING

NOTICE OF FILING

Applicant hereby notices the filing of the the Affidavit of Publication of the Notice of Hearing in the above-referenced docket.

Respectfully submitted on this 30th day of September, 1999, by:

ROSE, SUNDSTROM & BENTLEY, LLP
2548 Blainstone Pines Drive
Tallahassee, Florida 32301
(850) 877-6555

By: *Martin S. Friedman*
MARTIN S. FRIEDMAN

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was forwarded via U.S. Mail to Steve Reilly, Esquire, Office of Public Counsel, 111 West Madison Street, Suite 812, Tallahassee, FL 32301-1906, Jennifer Brubaker, Esquire, Florida Public Service Commission, Legal Division, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, Ronald & Gwen Ludington, 509 Avanti Way, North Fort Myers, FL 33917, Joseph Devine, 688 Brigantine Boulevard, North Fort Myers, FL 33917 and Donald Gill, 674 Brigantine Boulevard, North Fort Myers, FL 33917 on this 30th day of September, 1999.

Martin S. Friedman
MARTIN S. FRIEDMAN

- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG 2
- MAS 3
- OPC _____
- PAI _____
- SEC 1
- WAW _____
- OTH _____

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man
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
11807 SEP 30 632
FPSC-RECORDS/REPORTING

NEWS-PRESS
 Published every morning — Daily and Sunday
 Fort Myers, Florida
Affidavit of Publication

STATE OF FLORIDA
 COUNTY OF LEE

Before the undersigned authority, personally appeared _____
Suzanne Crawford

who on oath says that he/she is the Assistant Legal
Coordinator of the News-Press, a

daily newspaper, published at Fort Myers, in Lee County, Florida; that the
 attached copy of advertisement, being a _____
Notice of Rescheduled Hearing

in the matter of _____
10/13/99 Docket # 981781-SU

in the _____ Court
 was published in said newspaper in the issues of _____
September 28, 1999

Affiant further says that the said News-Press is a paper of general circulation daily in Lee, Charlotte, Collier, Glades and Hendry Counties and published at Fort Myers, in said Lee County, Florida and that said newspaper has heretofore been continuously published in said Lee County, Florida, each day, and has been entered as a second class mail matter at the post office in Fort Myers in said Lee County, Florida, for a period of one year next preceding the first publication of the attached copy of the advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Suzanne Crawford

Sworn to and subscribed before me this
28th day of _____
September, 19 99 by

Suzanne Crawford

who is personally known to me or who has produced

as identification, and who did or did not take an oath.

Notary Public Brenda Leighton

Print Name _____

My Commission Expires:

CLASS-16



Brenda Leighton
 MY COMMISSION # CC808905 EXPIRES
 February 14, 2003
 BONDED THRU TROY FAIN INSURANCE, INC.

**BEFORE THE
 FLORIDA PUBLIC
 SERVICE
 COMMISSION NOTICE
 OF RESCHEDULING
 OF HEARING TO ALL
 INTERESTED
 PERSONS**

Re: Docket
 No. 981781-SU
 APPLICATION FOR
 AMENDMENT OF
 CERTIFICATE NO. 247-
 S TO EXTEND SER-
 VICE AREA BY THE
 TRANSFER OF BUC-
 CANEER ESTATES IN
 LEE COUNTY TO
 NORTH FORT MYERS
 UTILITY, INC.
 ISSUED: September 28,
 1999

NOTICE IS HEREBY
 GIVEN the hearing pre-
 viously scheduled for
 the following time and
 place:

10:00 a.m., Tuesday,
 September 14, 1999,
 Buccaneer Estates Re-
 creation Hall, 2210
 North Tamiami Trail,
 Fort Myers, Florida
 has been **RESCHED-
 ULED**. A hearing will
 be held before the Florida
 Public Service com-
 mission regarding the
 application of North
 Fort Myers Utility, Inc.
 in the above-refer-
 enced docket, at the
 following time and
 place:

10:00 a.m., Wednesday,
 October 13, 1999, Bucca-
 neer Estates Re-
 creation Hall, 2210 North
 Tamiami Trail, Fort
 Myers, Florida

Customers will be
 given the opportunity
 to present testimony at
 the beginning of the
 morning session on
 Wednesday, October 13,
 1999, and shall be sub-
 ject to cross-examina-
 tion. All customers
 wishing to testify are
 urged to be present at
 the beginning of the
 morning session on
 Wednesday, October 13,
 1999, as the session may
 be adjourned early if
 no customers are pres-
 ent. By providing cus-
 tomer testimony, a per-
 son does not become a
 party to the proceed-
 ing. To become an offi-
 cial party of record,
 you must file a Petition
 for Intervention at least
 five days before the
 final hearing, pursuant
 to the requirements
 contained in Rule 25-
 22.039, Florida Adminis-
 trative Code.

Written customer
 comments regarding
 the proposed applica-
 tion should be ad-
 dressed to the Director,
 Division of Records
 and Reporting, Florida
 Public Service Com-
 mission, 2540 Shumard
 Oak Boulevard, Talla-
 hassee, FL 32399-0850,
 and such comments
 should identify the
 docket number as-
 signed to this proceed-
 ing. Please also send a
 copy of your written
 comments to Martin S.
 Friedman, Esquire,
 2548 Blairstone Pines
 Drive, Tallahassee,
 Florida 32301.

**PURPOSE AND
 PROCEDURE**

The purpose of this
 hearing is to consider
 the application of
 North Fort Myers Util-
 ity, Inc. to amend its
 certificate by the trans-
 fer of Buccaneer Es-
 tates Mobile Home
 Park to North Fort My-
 ers Utility, Inc., and to
 apply its current rates,
 charges, and other poli-
 cies to the customers
 formerly receiving ser-

vice from the Park
 owner and any motions
 or other matters that
 may be pending at the
 time of the hearing.
 The Commission may
 rule on any such mo-
 tions from the bench or
 may take the matters
 under advisement.

At the hearing, all
 parties shall be given
 the opportunity to pre-
 sent testimony and oth-
 er evidence on the is-
 sues identified by the
 parties at the prehear-
 ing conference to be
 held on August 30, 1999.
 All witnesses shall be
 subject to cross-exami-
 nation at the conclusion
 of their testimony.

Any person requiring
 some accommodation
 at this hearing, meet-
 ing, etc. because of a
 physical impairment
 should call the Division
 of Records and Report-
 ing at (850) 413-6770 at
 least five calendar days
 prior to the hearing if
 you are hearing or
 speech impaired. If
 you are hearing or
 speech impaired, please
 contact the Florida
 Public Service Com-
 mission using the
 Florida Relay Service,
 which can be reached
 at 1 (800) 955-8771
 (TDD).

JURISDICTION

This Commission is
 vested with jurisdiction
 over the subject matter
 by the provisions of
 Chapter 367, Florida
 Statutes. This hearing
 will be governed by
 said Chapter as well as
 Chapter 120, Florida
 Statutes and Chapters
 25-9, 25-22, 25-30, and
 28-106, Florida Adminis-
 trative Code.

**APPLICABLE STAT-
 UTES AND RULES**

Section 367.045, Flori-
 da Statutes, and any
 other relevant sections
 of Chapter 367, Florida
 Statutes, are applicable
 to this proceeding, as
 well as Chapter 120,
 Florida Statutes, and
 Chapters 25-9, 25-22, 25-
 30 and 28-106, Florida
 Administrative Code.
 North Fort Myers Util-
 ity, Inc., 5660 Baysford
 Road, Suite 51, Fort
 Myers, FL 33902
 Mailing Address: Post
 Office Box 2547, Fort
 Myers, FL 33902
 Sep 28 No. 3328

AFFIDAVIT OF PUBLICATION

NEWS-PRESS
"Serving Southwest Florida Since 1884"