



Public Service Commission

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

DATE: November 16, 1999
TO: Evelyn Sewell, Bureau Chief, Division of Administration
FROM: Tim Vaccaro, Senior Attorney, Division of Legal Services
RE: Docket No. 971504-WU - Investigation of water rates of A. P. Utilities, Inc. in Marion County for possible overearnings.

Docket No. 980729-WU - Initiation of show cause proceedings against A. P. Utilities, Inc. for violation of Rule 25-30.110, F.A.C., Annual Reports, and Rule 25-30.120, F.A.C., Regulatory Assessment Fees.

Docket No. 981029-WU - Application by Ocala Oaks Utilities, Inc. for limited proceeding to impose current water rates, charges, classifications, rules, regulations, and service availability policies on Hawks Point and 49th Street Village customers that are currently served by A. P. Utilities, Inc. in Marion County.

Docket No. 981030-WU - Application for transfer of portion of Certificate No. 380-W in Marion County from A. P. Utilities, Inc. to Ocala Oaks Utilities, Inc., holder of Certificate No. 346-W, and amendment of certificates.

By Order No. PSC-98-1005-SC-WU, issued July 24, 1998 in Dockets Nos. 971504-WU and 980729-WU, the Commission ordered A.P. Utilities, Inc. to show cause for failure to remit 1997 regulatory assessment fees and for failure to correct deficiencies in its 1996 annual report. The utility failed to respond to the Commission's order; therefore, all allegations in the order were deemed admitted. Thereafter, the Commission filed the order with the Marion County Clerk's Office as a lien against the real and personal property of the utility and its directors for the amount of the delinquent regulatory assessment fees (RAFs) owed. The order also became a statutory lien for all penalties and interest owed for delinquent RAFs and the annual report deficiencies. The total amount of the liens is \$16,674.60. APU has paid this amount to the Commission.

Based on APU's payment, the Division of Records and Reporting has prepared a notice of satisfaction of lien to be filed with the Marion County Clerk's Office. There is a filing fee in the amount of \$6.00.

Therefore, please issue a warrant in the amount of \$6.00 payable to the Marion County Clerk's Office, P.O. Box 1030, Ocala, Florida 34478. The federal identification number for the Clerk's Office is 59000736. Thank you.

TV/dr
 cc: Division of Water and Wastewater (McNulty, Edwards, Kaproth, Clapp, Tiffany Davis, Redemann, Division of Administration (Lake)

DOCUMENT NUMBER-DATE
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