

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYO  
DIRECTOR  
(850) 413-6770

## Public Service Commission

June 30, 2000

Jon Wheeler, Clerk  
First District Court of Appeal  
301 Martin Luther King Boulevard  
Tallahassee, Florida 32399-1850

FPSC, CLK - CORRESPONDENCE  
✓ Administrative Parties Consumer  
DOCUMENT NO. 17728-00  
DISTRIBUTION: \_\_\_\_\_

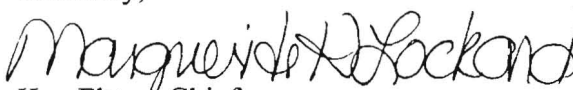
**Re: 1st DCA Case No. 1D00-951 - Joseph Devine; Ronald Ludington; and  
Donald Gill, vs. Public Service Commission and North Fort Myers Utility, Inc.  
(Docket No. 981781-SU)**

Dear Mr. Wheeler:

The record in the above-referenced case, consisting of four binders, two volumes of hearing transcripts, and one pouch containing hearing exhibits is forwarded for filing in the Court. A copy of the index is enclosed for your use. Please initial and date the copy of this letter to indicate receipt.

Do not hesitate to call me at 413-6744 if you have any questions about the contents of this record.

Sincerely,

  
Kay Flynn, Chief  
Bureau of Records

Attachment

cc: Mary Anne Helton, Esquire  
Joseph Devine, pro se  
Martin S. Friedman, Esquire

## INDEX

Joseph Devine; Ronald Ludington; and Donald Gill,  
vs. Florida Public Service Commission and North Fort Myers Utility, Inc.  
Docket No. 981781-SU  
First District Court of Appeal Case No. 1D00-951

### VOLUME 1

Application for Amendment to Certificate of Authorization, filed December 1, 1998, on behalf of North Fort Myers Utility, Inc. ....	1
Notice of Filing with attached Late Filed Exhibit "E", filed December 2, 1998, on behalf of North Fort Myers Utility, Inc. ....	44
Notice of Application for An Extension of Wastewater Service Area, filed December 3, 1998, on behalf of North Fort Myers Utility, Inc. ....	52
Emergency Motion to Implement Rates and Charges, filed December 7, 1998, on behalf of North Fort Myers Utility, Inc. ....	53
Notice of Filing with attached revised Exhibit "C", filed December 8, 1998, on behalf of North Fort Myers Utility, Inc. ....	64
Amended Notice of Application for an Extension of Wastewater Service Area, filed December 9, 1998, on behalf of North Fort Myers Utility, Inc. ....	66
Notice of Filing with attached Late Filed Exhibit "F", filed December 11, 1998, on behalf of North Fort Myers Utility, Inc. ....	67
Notice of Filing with attached original Water and Wastewater Certificates, filed December 11, 1998, on behalf of North Fort Myers Utility, Inc. ....	70
Notice of Filing with attached Late Filed Exhibit "G", filed December 18, 1998, on behalf of North Fort Myers Utility, Inc. ....	73
Letter to Division of Records and Reporting from Donald Gill dated December 15, 1998, filed December 18, 1998, notifying Commission of objection to "amended certificate of authorization" ....	75



Letter to Division of Records and Reporting from Wayne and Arlene Walter dated December 15, 1998, filed December 18, 1998, notifying Commission of objection to the utilities application for extending service .....	88
Letter to Division of Records and Reporting from Robert and Barbara Harris dated December 15, 1998, filed December 18, 1998, notifying Commission of objection to the utilities application for extending service .....	89
Citizens' Response to North Fort Myers Utility's Emergency Motion to Implement Rates and Charges, filed December 21, 1998 .....	90
Letter to Division of Records and Reporting from Beverly J. Meyer and Howard R. Meyer dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	110
Letter to Division of Records and Reporting from Henry J. Ezen dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	111
Letter to Division of Records and Reporting from Walter O. Cowan and Shirley M. Cowan dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	112
Letter to Division of Records and Reporting from Edward Tenili dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	113
Letter to Division of Records and Reporting from David Towers dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	114
Letter to Division of Records and Reporting from Robert E. Robb and Evelyn V. Robb dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	115
Letter to Division of Records and Reporting from Joseph Devine dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	116
Letter to Division of Records and Reporting from Lester Moore dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	117

Letter to Division of Records and Reporting from Albert Milligan and Shirley Milligan dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	118
Letter to Division of Records and Reporting from Edna M. Wagner dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	119
Letter to Division of Records and Reporting from Virginia A. Houk dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	120
Letter to Division of Records and Reporting from Harold R. Van Zyl dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	121
Letter to Division of Records and Reporting from Herbert Estrich dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	122
Letter to Division of Records and Reporting from Rozella M. Long dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	123
Letter to Division of Records and Reporting from Barbara M. Stark and F. A. Stark dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	124
Letter to Division of Records and Reporting from Stanley L. Meyer and Patricia M. Meyer dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	125
Letter to Division of Records and Reporting from Ronald Ludington and Gwen Ludington dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	126
Letter to Division of Records and Reporting from Thomas G. Gaylord dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....	127
Letter to Division of Records and Reporting from Budford J. Green dated December 15, 1998, filed December 22, 1998 .....	128

Letter to Division of Records and Reporting from E. W. Dodds dated December 17, 1998, filed December 24, 1998, notifying Commission of objection to proposed sewer system . . . .	129
Letter to Division of Records and Reporting and M. Friedman from Harriet Robinson dated January 4, 1998, filed January 7, 1999, notifying Commission of opposition to the extension of wastewater service . . . . .	131
Notice of Intervention, filed January 14, 1999, on behalf of Citizens of the State of Florida . .	132
Letter to Public Service Commission from Robert D. Harris dated January 18, 1999, notification of objection to application, filed January 22, 1999 . . . . .	134
Order PSC-99-0180-PCO-SU Acknowledging Intervention of the Office of Public Counsel, filed January 29, 1999 . . . . .	135
Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed February 8, 1999 . . . . .	136
Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with 16 attached letters in opposition of the extension of wastewater service, filed February 12, 1999 . . . . .	152
Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached letter in opposition to the extension of wastewater service, filed February 17, 1999 . . . . .	184
Transcript of discussion of Item No. 48 from Agenda Conference held February 16, 1999, filed February 23, 1999 . . . . .	187

## Volume 2

[Continuation of] Transcript of discussion of Item No. 48 from Agenda Conference held February 16, 1999, filed February 23, 1999 . . . . .	201
Commission Order PSC-99-0420-PCO-SU Establishing Procedure, issued March 1, 1999 . .	249
Commission Order PSC-99-0492-SC-SU to Show Cause and Order Denying Emergency Motion to Implement Rates and Charges, issued March 9, 1999 . . . . .	258
Motion for Reconsideration, filed March 10, 1999, on behalf of North Fort Myers Utility, Inc. . . . .	273

Request for Oral Argument, filed March 17, 1999, on behalf of North Fort Myers Utility, Inc. ....	277
Citizens' Response to Motion for Reconsideration, filed March 22, 1999 .....	279
Memorandum from Commission's Division of Legal Services to Division of Records and Reporting, with attached Objection by Ronald Ludington to Motion for Reconsideration, filed March 22, 1999 .....	287
Response to Order to Show Cause and Demand for Formal Hearing, filed March 30, 1999, on behalf of North Fort Myers Utility, Inc. ....	292
Motion to Strike, filed April 12, 1999, on behalf of North Fort Myers Utility, Inc. ....	298
Notice of Additional Authority, filed April 14, 1999, on behalf of North Fort Myers Utility, Inc. ....	300
North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....	304
North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....	305
North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....	306
North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....	307
North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....	308
North Fort Myers Utility, Inc.'s First Request for Official Notice, filed May 18, 1999 .....	309
Notice of Service, filed May 26, 1999, on behalf of The Citizens of Florida .....	320
Citizens' Notice of Service of Responses to North Fort Myers Utility's First Set of Interrogatories, filed June 21, 1999 .....	322
Motion for Protective Order, filed June 28, 1999, on behalf of Snowbirdland Vistas, Inc., and MHC-Deanza Financing Limited Partnership .....	330

Objections to Citizens' First Request for Production of Documents to Snowbirdland Vistas, Inc., and MHC-Deanza Financing Limited Partnership, filed June 28, 1999 .....	332
Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed June 29, 1999 .....	335
Commission Order PSC-99-1463-FOF-SU Denying Motion for Reconsideration and Notice of Additional Authority, issued July 27, 1999 .....	347
Prehearing Statement of North Fort Myers Utility, Inc., filed August 9, 1999 .....	358
Commission Staff's Prehearing Statement, filed August 9, 1999 .....	361
Citizens' Prehearing Statement, filed August 11, 1999 .....	367
Notice of Prehearing Conference, issued August 17, 1999 .....	372
Motion to Strike Parties, filed August 27, 1999, on behalf of North Fort Myers Utility, Inc. ....	374
Amended Certificate of Service, filed August 30, 1999 .....	376
Notice of Hearing, issued August 31, 1999 .....	377
Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed September 3, 1999 .....	380

### Volume 3

Transcript of Prehearing Conference held August 30, 1999, filed September 3, 1999 .....	392
Notice of Filing with attached Affidavit of Publication, filed September 3, 1999 .....	473
Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Motion for Dismissal of Settlement Agreement by Ronald Ludington, filed September 7, 1999 .....	475
Transcript of Continuation of Prehearing Conference held September 8, 1999, filed September 9, 1999 .....	480
Transcript of discussion of Item No. 38 from Agenda Conference held September 7, 1999, filed September 9, 1999 .....	545

## Volume 4

Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Motion to Strike Settlement Agreement by Donald Gill, filed September 9, 1999 .....	594
Memorandum from Commission attorney Jennifer S. Brubaker to All Parties of Record and Interested Persons regarding official recognition of specific documents, filed September 10, 1999 .....	599
Commission Prehearing Order PSC-99-1786-PHO-SU, issued September 13, 1999 .....	600
Letter from George E. Wooley and Frances R. Wooley dated September 9, 1999, filed September 13, 1999 .....	614
Emergency Motion to Charge Rates Subject to Refund and to Expedite Rescheduling of Final Hearing, filed September 15, 1999, on behalf of North Fort Myers Utility, Inc. ....	615
Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Response to Applicant North Fort Myers Utility, Inc.'s Emergency Motion to Charge Rates Subject and to Expedite Rescheduling of Final Hearing by Donald Gill and Joseph Devine, filed September 28, 1999 .....	618
Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Regarding Emergency Motion to Charge Rates Subject to Refund and to Expedite Rescheduling of Final Hearing by Ronald Ludington, filed September 28, 1999 .....	624
Letter to Division of Records and Reporting from Leonard Steinke dated September 27, 1999, filed September 29, 1999 .....	630
Letter from Ruth E. Procter dated September 27, 1999, filed September 29, 1999 .....	631
Notice of Filing with attached Affidavit of Publication, filed September 30, 1999, on behalf of North Fort Myers Utility, Inc. ....	632
Notice of Rescheduling of Hearing, issued September 30, 1999 .....	634
Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Memorandum concerning official recognition dated October 11, 1999, filed October 12, 1999 .....	637



Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Emergency Motion to Remove Jack Shreve and Steve Reilly as Counsel of Record in the Above Captioned Matter by Donald Gill and Joseph Devine and Donald Gill's Testimony for the October 13, 1999 PSC Hearing at North Fort Myers in Opposition to North Fort Myers Utility, Inc.'s (NFMU) Application for Extension of Its Service Area into Buccaneer Estates and NFMU Request for Rates and Charges, filed October 12, 1999 .....	639
Commission Order PSC-99-2154-PCO-SU Noticing Procedure for Continuation of Hearing, issued November 4, 1999 .....	646
North Fort Myers Utility, Inc.'s Post-Hearing Statement of Issues and Positions, filed November 12, 1999 .....	649
Post Hearing Statement of The Citizens of the State of Florida, filed November 12, 1999 ...	664
Commission Final Order PSC-99-2444-AS-SU Approving Offer of Settlement, Approving Transfer, Amending Certificate, Declining to Initiate A Show Cause Proceeding and Closing Docket, issued December 14, 1999 .....	669
Motion to Reconsider and Rehear, filed December 22, 1999, on behalf of Donald Gill and Joseph Devine .....	685
Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Motion for Reconsideration by Ronald Ludington, filed December 27, 1999 .....	692
North Fort Myers Utility, Inc.'s Response to Motion to Reconsideration, filed December 28, 1999 .....	712
North Fort Myers Utility, Inc.'s Response to Motion to Reconsider and Rehear, filed December 28, 1999 .....	725
Citizens' Response to Motion for Reconsideration, filed December 29, 1999 .....	739
Citizens' Response to Motion to Reconsider and Rehear, filed December 29, 1999 .....	747
Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed January 20, 2000 .....	757
Commission Order PSC-00-0370-FOF-SU Granting in Part and Denying in Part Motions for Reconsideration, issued February 21, 2000 .....	770

Notice of Appeal, filed March 13, 2000, on behalf of Joseph Devine, et al. ....	781
Amended Notice of Appeal, filed March 23, 2000, on behalf of Joseph Devine, Ronald Ludington, and Donald Gill .....	783
Certificate of Director, Division of Records and Reporting .....	785

### **HEARING TRANSCRIPTS AND EXHIBITS**

Transcript of Hearing held October 13, 1999, Volume 1, pages 1 through 207, in Fort Myers  
(reference court reporter's original page numbers in this and all succeeding volumes)

Transcript of Continuation of Hearing held November 16, 1999, Volume 2, pages 208  
through 258, in Tallahassee

Exhibits 1, 2, and 3 from hearing held October 13, 1999

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYO  
DIRECTOR  
(850) 413-6770

**Public Service Commission**

June 30, 2000

Joseph Devine, pro se  
688 Brigantine Boulevard  
North Fort Myers, Florida 33917

**Re: 1st DCA Case No. 1D00-951 - Joseph Devine; Ronald Ludington; and  
Donald Gill, vs. Public Service Commission and North Fort Myers Utility, Inc.  
(Docket No. 981781-SU)**

Dear Mr. Devine:

I have enclosed an invoice reflecting charges for preparation of the above-referenced record. Please forward a check in the amount indicated, made payable to the Florida Public Service Commission, at your earliest convenience.

Do not hesitate to call if you have any questions concerning this matter.

Sincerely,

*Marguerite H. Lockard*  
for Kay Flynn, Chief  
Bureau of Records

Enclosure

# FLORIDA PUBLIC SERVICE COMMISSION

2540 Shumard Oak Blvd. ♦ Tallahassee, Florida 32399-0850

Date: 06/30/00

To: Mr. Joseph Devine  
688 Brigantine Boulevard  
North Ft. Myers, Florida 33917

Date Paid \_\_\_\_\_

Amount Paid \_\_\_\_\_

Check # \_\_\_\_\_

☐ Check ☐ Cash

PSC Signature \_\_\_\_\_

6932

This number must appear on  
all checks or correspondence  
regarding this invoice.

Please make checks payable to: FLORIDA PUBLIC SERVICE COMMISSION

QUANTITY	DESCRIPTION	PRICE	AMOUNT
785 pages @.05¢ per page	Copying and preparation of Docket No. 981781-SU on appeal to 1st District Court of Appeals, Case No. 1D00-951	@.05¢ per page	\$39.25
1	Certificate of Director	@\$4.00	\$4.00
TOTAL			\$43.25

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770

**Public Service Commission**

June 30, 2000

Jon Wheeler, Clerk  
First District Court of Appeal  
301 Martin Luther King Boulevard  
Tallahassee, Florida 32399-1850


**Re: 1st DCA Case No. 1D00-951 - Joseph Devine; Ronald Ludington; and  
Donald Gill, vs. Public Service Commission and North Fort Myers Utility, Inc.  
(Docket No. 981781-SU)**

Dear Mr. Wheeler:

The record in the above-referenced case, consisting of four binders, two volumes of hearing transcripts, and one pouch containing hearing exhibits is forwarded for filing in the Court. A copy of the index is enclosed for your use. Please initial and date the copy of this letter to indicate receipt.

Do not hesitate to call me at 413-6744 if you have any questions about the contents of this record.

Sincerely,

  
Kay Flynn, Chief  
Bureau of Records

Attachment

cc: Mary Anne Helton, Esquire  
Joseph Devine, pro se  
Martin S. Friedman, Esquire

RECEIVED BY



DATE

6/30/00

10:25

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

# Case Assignment and Scheduling Record

Section 1 - Division of Records and Reports (RAR) Completes

Docket No. 981781-SU Date Docketed: 12/01/1998 Title: Application for amendment of Certificate No. 247-S to extend service area in Lee County by North Fort Myers Utility, Inc.  
Company: North Fort Myers Utility, Inc.

Official Filing Date: \_\_\_\_\_  
Last Day to Suspend: \_\_\_\_\_ Expiration: \_\_\_\_\_

Referred to: \_\_\_\_\_  
("()" indicates OPR) ADM AFA APP CAF CMU EAG GCL LEG X RAR RRR (WAW) X

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(b)

Staff Assignments

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.  
IT IS TENTATIVE AND SUBJECT TO REVISION.  
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770  
Current CASR revision level

Due Dates

OPR Staff

0

Previous Current

Staff Counsel

OCRs ( )

( )

( )

( )

( )

Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_ Commission Panel \_\_\_\_\_  
Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with RAR: \_\_\_\_\_

Initials: OPR \_\_\_\_\_  
Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JN	DS	CL	GR	JC		

- Prehearing Officer

Commissioners					ADM
JN	DS	CL	GR	JC	

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.  
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: \_\_\_\_\_

Date: / /

DOCUMENT NO

17728-00





Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 981781-SU Date Docketed: 12/01/1998 Title: Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Official Filing Date: \_\_\_\_\_  
Last Day to Suspend: \_\_\_\_\_ Expiration: \_\_\_\_\_

Referred to: \_\_\_\_\_ ADM \_\_\_\_\_ AFA \_\_\_\_\_ APP \_\_\_\_\_ CAF \_\_\_\_\_ CMU \_\_\_\_\_ EAG \_\_\_\_\_ GCL \_\_\_\_\_ (LEG) \_\_\_\_\_ RAR \_\_\_\_\_ RRR \_\_\_\_\_ WAW \_\_\_\_\_  
("()" indicates OPR) \_\_\_\_\_ X \_\_\_\_\_ X

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B1(b)

Staff Assignments

OPR Staff C Ferguson  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Staff Counsel C Ferguson  
\_\_\_\_\_  
OCRs (WAW) B Messer, R Redemann  
\_\_\_\_\_  
\_\_\_\_\_  
( ) \_\_\_\_\_  
\_\_\_\_\_  
( ) \_\_\_\_\_  
\_\_\_\_\_  
( ) \_\_\_\_\_  
\_\_\_\_\_  
( ) \_\_\_\_\_  
\_\_\_\_\_

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.  
IT IS TENTATIVE AND SUBJECT TO REVISION.  
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770  
Current CASR revision level**

0

Due Dates

Previous Current

1. Order Establishing Procedure	NONE	02/26/1999
2. Testimony - Utility	NONE	05/20/1999
3. Testimony - Intervenor	NONE	06/21/1999
4. Testimony - Staff	NONE	07/21/1999
5. Testimony - Rebuttal	NONE	08/05/1999
6. Prehearing Statements	NONE	08/09/1999
7. Notice of Prehearing	NONE	08/16/1999
8. Pre-prehearing	NONE	08/25/1999
9. Prehearing	NONE	08/30/1999
10. Notice of Hearing	NONE	08/31/1999
11. Prehearing Order	NONE	09/06/1999
12. Discovery Actions Complete	NONE	09/07/1999
13. Hearing 9/14-15/99	NONE	09/14/1999
14. Transcripts Due	NONE	09/28/1999
15. Briefs Due	NONE	10/12/1999
16. Staff Recommendation	NONE	11/18/1999
17. Agenda - Regular	NONE	11/30/1999
18. Standard Order	NONE	12/21/1999
19. Close Docket or Revise CASR	NONE	01/21/2000
20.		
21.		
22.		
23.		
24.		
25.		
26.		
27.		
28.		
29.		
30.		
31.		
32.		
33.		
34.		
35.		
36.		
37.		
38.		
39.		
40.		

Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_ Commission Panel X  
Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with RAR: 12/11/1998

Initials: OPR \_\_\_\_\_  
Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	GR	DS	CL	JN	JC		
		X	X		X		

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.  
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

- Prehearing Officer

Commissioners					ADM
GR	DS	CL	JN	JC	
				X	

Approved: [Signature]

Date: 12/11/1998

# Case Scheduling/Rescheduling Advice

01/14/1999

To:

<input checked="" type="checkbox"/>	Commissioner Deason	<input checked="" type="checkbox"/>	Deputy Ex. Director/Technical	<input type="checkbox"/>	Electric & Gas Director
<input checked="" type="checkbox"/>	Commissioner Clark	<input checked="" type="checkbox"/>	Appeals Director	<input checked="" type="checkbox"/>	Records & Reporting Director
<input type="checkbox"/>	Commissioner Johnson	<input checked="" type="checkbox"/>	Legal Director	<input checked="" type="checkbox"/>	Research Director
<input checked="" type="checkbox"/>	Commissioner Jacobs	<input checked="" type="checkbox"/>	Auditing & Financial Analysis Director	<input checked="" type="checkbox"/>	Water & Wastewater Director
<input checked="" type="checkbox"/>	Executive Director	<input type="checkbox"/>	Communications Director	<input checked="" type="checkbox"/>	Court Reporter
<input checked="" type="checkbox"/>	Public Information Officer	<input checked="" type="checkbox"/>	Consumer Affairs Director	<input checked="" type="checkbox"/>	Staff Contact - C Ferguson

From: Office of Chairman Joe Garcia

Docket No. 981781-SU

Title: Application for amendment of Certificate  
No. 247-S to extend service area to  
Buccaneer Estates in Lee County by North  
Fort Myers Utility, Inc.

## 1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference		08/30/1999	Tallahassee, 152	13:30-17:00
Service Hearing		09/14/1999	N.Ft. Myers	10:00-12:00
Hearing		09/14/1999	N.Ft. Myers	12:01-17:00
Service Hearing		09/14/1999	N.Ft. Myers	18:00-20:00
Hearing		09/15/1999	N.Ft. Myers	10:00-17:00

Remarks: Involves docket(s) 981781-SU The 9/14/99 hearing will start immediately following the 9/14/99 10:00am SH.

## 2. Hearing/Prehearing Assignment Information:

### Former Assignments

Hearing

Commissioners						Hrg. Exam.	Staff
ALL	GR	DS	CL	JN	JC		

### New or Changed Assignments

Commissioners						Hrg. Exam.	Staff
ALL	GR	DS	CL	JN	JC		
		X	X		X		

Prehearing  
Officer

Commissioners					
GR	DS	CL	JN	JC	ADM

Commissioners					
GR	DS	CL	JN	JC	ADM
				X	

Reason for Reassignment: 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified

Comments: Document ID is 98178101.CCS

# Case Scheduling/Rescheduling Advice

Printed on 09/01/1999 at 15:10:16

Page 1 of 1

**To:**

<input checked="" type="checkbox"/> Commissioner Deason <input checked="" type="checkbox"/> Commissioner Clark <input type="checkbox"/> Commissioner Johnson <input checked="" type="checkbox"/> Commissioner Jacobs <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director/Technical <input checked="" type="checkbox"/> Appeals Director <input checked="" type="checkbox"/> Legal Director <input checked="" type="checkbox"/> Auditing & Financial Analysis Director <input type="checkbox"/> Telecommunications Director <input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/> Electric & Gas Director <input checked="" type="checkbox"/> Records & Reporting Director <input checked="" type="checkbox"/> PAI Director <input checked="" type="checkbox"/> Water & Wastewater Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - Jennifer
---	--	---

**From:** Office of Chairman Joe Garcia

**Docket Number:** 981781-SU

**Docket Title:** Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

## 1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference		08/30/1999	Tallahassee, Room 152	1:30 PM - 5:00 PM
Prehearing Conference		09/08/1999	Tallahassee, Room 152	9:30 AM - 12:00 PM
Service Hearing		09/14/1999	N. Ft. Myers	10:00 AM - 12:00 PM
Hearing		09/14/1999	N. Ft. Myers	12:01 PM - 5:00 PM
Service Hearing		09/14/1999	N. Ft. Myers	6:00 PM - 8:00 PM
Hearing		09/15/1999	N. Ft. Myers	10:00 AM - 5:00 PM

## 2. Hearing/Prehearing Assignment Information

### Former Assignments

#### Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	GR	DS	CL	JN	JC		

### Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	GR	DS	CL	JN	JC		
		X	X		X		

#### Prehearing Officer

Commissioners					
GR	DS	CL	JN	JC	ADM

Commissioners					
GR	DS	CL	JN	JC	ADM
				X	

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

**Remarks:** Former form number is 011499155728

# Case Scheduling/Rescheduling Advice

Printed on 09/14/1999 at 16:14:53

Page 1 of 1

**To:**

<input checked="" type="checkbox"/> Commissioner Deason <input checked="" type="checkbox"/> Commissioner Clark <input type="checkbox"/> Commissioner Johnson <input checked="" type="checkbox"/> Commissioner Jacobs <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director/Technical <input checked="" type="checkbox"/> Appeals Director <input checked="" type="checkbox"/> Legal Director <input checked="" type="checkbox"/> Auditing & Financial Analysis Director <input type="checkbox"/> Telecommunications Director <input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/> Electric & Gas Director <input checked="" type="checkbox"/> Records & Reporting Director <input checked="" type="checkbox"/> PAI Director <input checked="" type="checkbox"/> Water & Wastewater Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - Jennifer
---	--	---

**From:** Office of Chairman Joe Garcia

**Docket Number:** 981781-SU

**Docket Title:** Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

## 1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference		08/30/1999	Tallahassee, Room 152	1:30 PM - 5:00 PM
Prehearing Conference		09/08/1999	Tallahassee, Room 152	9:30 AM - 12:00 PM
Service Hearing	09/14/1999	Cancelled	N. Ft. Myers	10:00 AM - 12:00 PM
Hearing	09/14/1999	Cancelled	N. Ft. Myers	12:01 PM - 5:00 PM
Service Hearing	09/14/1999	Cancelled	N. Ft. Myers	6:00 PM - 8:00 PM
Hearing	09/15/1999	Cancelled	N. Ft. Myers	10:00 AM - 5:00 PM

## 2. Hearing/Prehearing Assignment Information

### Former Assignments

#### Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	GR	DS	CL	JN	JC		

### Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	GR	DS	CL	JN	JC		
		X	X		X		

#### Prehearing Officer

Commissioners					
GR	DS	CL	JN	JC	ADM

Commissioners					
GR	DS	CL	JN	JC	ADM
				X	

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

**Remarks:** Former form number is 011499155728

# Case Scheduling/Rescheduling Advice

Printed on 09/20/1999 at 16:56:41

Page 1 of 1

**To:**

<input checked="" type="checkbox"/> Commissioner Deason <input checked="" type="checkbox"/> Commissioner Clark <input type="checkbox"/> Commissioner Johnson <input checked="" type="checkbox"/> Commissioner Jacobs <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director/Technical <input checked="" type="checkbox"/> Appeals Director <input checked="" type="checkbox"/> Legal Director <input checked="" type="checkbox"/> Auditing & Financial Analysis Director <input type="checkbox"/> Telecommunications Director <input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/> Electric & Gas Director <input checked="" type="checkbox"/> Records & Reporting Director <input checked="" type="checkbox"/> PAI Director <input checked="" type="checkbox"/> Water & Wastewater Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - Jennifer
---	--	---

**From:** Office of Chairman Joe Garcia

**Docket Number:** 981781-SU

**Docket Title:** Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

## 1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference		08/30/1999	Tallahassee, Room 152	1:30 PM - 5:00 PM
Prehearing Conference		09/08/1999	Tallahassee, Room 152	9:30 AM - 12:00 PM
Service Hearing		10/13/1999	N. Ft. Myers	10:00 AM - 12:00 PM
Hearing		10/13/1999	N. Ft. Myers	12:00 PM - 5:00 PM

## 2. Hearing/Prehearing Assignment Information

### Former Assignments

#### Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	GR	DS	CL	JN	JC		

### Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	GR	DS	CL	JN	JC		
		X	X		X		

#### Prehearing Officer

Commissioners					
GR	DS	CL	JN	JC	ADM

Commissioners					
GR	DS	CL	JN	JC	ADM
				X	

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

**Remarks:** Former form number is 011499155728



## Section 1 - Division of Records and Reporting (RAR) Completes

### Time Schedule

\* COMPLETED EVENTS

c

# Case Scheduling/Rescheduling Advice

Printed on 11/08/1999 at 09:16:15

Page 1 of 1

**To:**

<input checked="" type="checkbox"/> Commissioner Deason <input checked="" type="checkbox"/> Commissioner Clark <input type="checkbox"/> Commissioner Johnson <input checked="" type="checkbox"/> Commissioner Jacobs <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director/Technical <input checked="" type="checkbox"/> Appeals Director <input checked="" type="checkbox"/> Legal Director <input checked="" type="checkbox"/> Auditing & Financial Analysis Director <input type="checkbox"/> Telecommunications Director <input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/> Electric & Gas Director <input checked="" type="checkbox"/> Records & Reporting Director <input checked="" type="checkbox"/> PAI Director <input checked="" type="checkbox"/> Water & Wastewater Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - Jennifer
---	--	---

**From:** Office of Chairman Joe Garcia

**Docket Number:** 981781-SU

**Docket Title:** Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

## 1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference		08/30/1999	Tallahassee, Room 152	1:30 PM - 5:00 PM
Prehearing Conference		09/08/1999	Tallahassee, Room 152	9:30 AM - 12:00 PM
Service Hearing		10/13/1999	N. Ft. Myers	10:00 AM - 12:00 PM
Hearing		10/13/1999	N. Ft. Myers	12:00 PM - 5:00 PM
Hearing		11/16/1999	Tallahassee, Room 148	9:00 AM - 9:30 AM

## 2. Hearing/Prehearing Assignment Information

### Hearing Officers

Former Assignments						Hearing Exam.	Staff
ALL	GR	DS	CL	JN	JC		

### Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	GR	DS	CL	JN	JC		
		X	X		X		

### Prehearing Officer

Commissioners					
GR	DS	CL	JN	JC	ADM

Commissioners					
GR	DS	CL	JN	JC	ADM
				X	

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

**Remarks:** Former form number is 011499155728. Reconvening on 11/16/99 for parties to make closing remarks.

# Case Assignment and Scheduling Record

## Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 981781-SU Date Docketed: 12/01/1998 Title: Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Official Filing Date: \_\_\_\_\_  
Last Day to Suspend: \_\_\_\_\_

Expiration: \_\_\_\_\_

Referred to:  
("()" indicates OPR)

ADM AFA APP CAF CMU EAG GCL (LEG) RAR PAI WAW  
X X X

## Section 2 - OPR Completes and returns to RAR in 10 workdays.

### Time Schedule

Program/Module B1(b)

#### Staff Assignments

OPR Staff J Brubaker, S Cibula

Staff Counsel J Brubaker, S Cibula

OCRs (WAW) B Messer, R Redemann

( )

( )

( )

( )

Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_ Commission Panel X  
Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with RAR: 01/11/2000

Initials: OPR \_\_\_\_\_  
Staff Counsel \_\_\_\_\_

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.  
IT IS TENTATIVE AND SUBJECT TO REVISION.  
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770  
Current CASR revision level

3

#### Due Dates

Previous Current

1. Staff Recommendation	NONE	01/20/2000
2. Agenda - Regular	NONE	02/01/2000
3. Standard Order	NONE	02/21/2000
4. Close Docket or Revise CASR	NONE	03/31/2000
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		
16.		
17.		
18.		
19.		
20.		
21.		
22.		
23.		
24.		
25.		
26.		
27.		
28.		
29.		
30.		
31.		
32.		
33.		
34.		
35.		
36.		
37.		
38.		
39.		
40.		

## Section 3 - Chairman Completes

Assignments are as follows:

#### - Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	GR	DS	CL	JN	JC		
		X	X		X		

#### - Prehearing Officer

Commissioners					ADM
GR	DS	CL	JN	JC	
				X	

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.  
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: [Signature]

Date: 01/13/2000

C

Section 1 - Division of Records and Reporting (RAR) Completes

Official Filing Date: \_\_\_\_\_  
Last Day to Suspend: \_\_\_\_\_ Expiration: \_\_\_\_\_

ADM	AFA	APP	CAF	CMU	EAG	GCL	(LEG)	RAR	PAI	WAW
—	—	—	—	—	—	—	X	—	—	X

### Time Schedule

### Staff Assignments

### Due Dates

Previous Current

1. Agenda - Regular
2. Staff Recommendation
3. Standard Order
4. Close Docket or Revise CASR

5. \_\_\_\_\_

6. \_\_\_\_\_

7. \_\_\_\_\_

8. \_\_\_\_\_

9. \_\_\_\_\_

10. \_\_\_\_\_

11. \_\_\_\_\_

11. \_\_\_\_\_  
12. \_\_\_\_\_

12. \_\_\_\_\_

13. \_\_\_\_\_

13. \_\_\_\_\_

14. \_\_\_\_\_

Assignments are as follows:

- Prehearing Officer

Commissioners					ADM
GR	DS	CL	JN	JC	
				X	

Approved: J. H. Jones

Date: 01/11/2000

# Case Scheduling/Rescheduling Advice

Last Revised 07/28/2000 at 13:00

Page 1 of 1

Printed on 08/07/2000 at 13:46

**To:**

<input checked="" type="checkbox"/> Commissioner Jacobs <input type="checkbox"/> Commissioner Jaber <input type="checkbox"/> New Commissioner <input type="checkbox"/> New Commissioner-SC <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director/Tech <input checked="" type="checkbox"/> Appeals Director <input checked="" type="checkbox"/> Legal Director <input type="checkbox"/> Economic Regulation Director <input type="checkbox"/> Competitive Services Director <input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/> Safety & Electric Reliability Director <input checked="" type="checkbox"/> Records & Reporting Director <input checked="" type="checkbox"/> PAI Director <input checked="" type="checkbox"/> Regulatory Oversight Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - Jennifer Brubaker
---	--	---

**From:** Office of Chairman Terry Deason

**Docket Number:** 981781-SU

**Docket Title:** Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

## 1. Schedule Information

Event	Former Date	New Date	Location	Time
CSRA Reassignment		07/28/2000	Tallahassee	1:00 PM - 1:01 PM

## 2. Hearing/Prehearing Assignment Information

### Hearing Officers

#### Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	DS	JC	JB	NC	SC		

#### Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	DS	JC	JB	NC	SC		
	X	X					

### Prehearing Officer

#### Commissioners

DS	JC	JB	NC	SC	ADM

#### Commissioners

DS	JC	JB	NC	SC	ADM
	X				

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

**Remarks:** Former form number is 011499155728. COM. CLARK WAS REMOVED FROM DOCKET.

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.

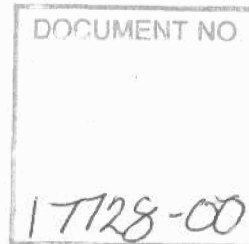


CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 14, 1999

Ms. Harriet Robinson  
264 Caviller Court  
North Fort Myers, Florida 33917



RECEIVED-FPSC  
99 JAN 15 AM 10:42  
RECORDS AND  
REPORTING

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Ms. Robinson:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on January 6, 1999, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 26, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and without Commission approval.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.



Ms. Harriet Robinson

Page 2

January 14, 1999

The Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc., when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 26, 1999.

Sincerely,



bill lowe

Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

RECEIVED-PPSC  
99 JAN 14 PM 4:30  
RECORDS AND  
REPORTING

Mr. Joseph Devine, Lot 688  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Devine:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Mr. Joseph Devine

Page 2

January 13, 1999

take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe  
Assistant Director

BLACF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

L:\981781\DEVINE1.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

RECEIVED-PSC  
99 JAN 14 PM 4:29  
RECORDS AND  
REPORTING

Mr. Robert and Barbara Harris  
615 Plaza Del Sol  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Robert and Barbara Harris:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the Owners were abandoning the utility's operations prematurely.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

Mr. Robert and Barbara Harris

Page 2

January 13, 1999

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe  
Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

F:\981781\HARRIS1.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

RECEIVED-FT30  
99 JAN 14 PM 4:23  
RECORDS AND  
REPORTING

Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd, Lot 509  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Ronald & Ms. Gwen Ludington:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

Mr. Ronald & Ms. Gwen Ludington

Page 2

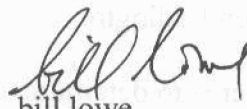
January 13, 1999

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe  
Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)



STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

RECEIVED-PRSC  
JAN 14 PM 4:29  
RECORDS AND  
REPORTING

Mr. Wayne and Ms. Arlene Walter  
545 Plaza Del Sol  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Wayne and Ms. Arlene Walter:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the Owners were abandoning the utility's operations prematurely.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

Mr. Wayne and Ms. Arlene Walter  
Page 2  
January 13, 1999

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe  
Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

1981781\WALTER1.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

RECEIVED-TSPSC  
90 JAN 14 PM 4:29  
RECORDS AND  
REPORTING

Ms. Virginia A. Horch, Lot 510  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Ms. Horch:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Ms. Virginia A. Horch  
Page 2  
January 13, 1999

take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe  
Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

1\981781\HORCHI.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

RECEIVED-PSC  
JAN 14 PM 4:29  
RECORDS AND  
REPORTING

Ms. Edna M. Wagner, Lot 511  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Ms. Wagner:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Ms. Edna M. Wagner

Page 2

January 13, 1999

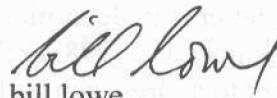
take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe

Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

I:\981781\WAGNER1.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

Mr. David Towers, Lot 281  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RECEIVED-PSC  
99 JAN 14 PM 4:29  
RECORDS AND  
REPORTING

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. David Towers:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would



Mr. David Towers  
Page 2  
January 13, 1999

take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe  
Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

I:\981781\TOWERS\CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

RECEIVED-FPSC  
99 JAN 14 PM 4:11  
RECORDS AND  
REPORTING

Mr. Harold R. VanZyl, Lot 467  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. VanZyl:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Mr. Harold R. VanZyl  
Page 2  
January 13, 1999

take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe  
Assistant Director

BLACFdr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

19817811VANZYLI.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

Mr. F.A. & Ms. Barbara M. Stark, Lot 508  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RECEIVED PSC  
50 JAN 14 PM 4:30  
RECORDS AND  
REPORTING

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. F.A. & Ms. Barbara M. Stark:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Mr. F.A. & Ms. Barbara M. Stark  
Page 2  
January 13, 1999

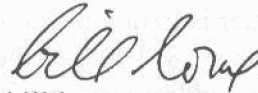
take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe  
Assistant Director

BL/CF:dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

1\981781\STARK1.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

Mr. Edward Tenilj, Lot 299  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RECEIVED-FPSC  
50 JAN 14 PM 4:30  
RECORDS AND  
REPORTING

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Edward Tenilj:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Mr. Edward Tenilj  
Page 2  
January 13, 1999

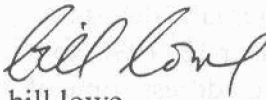
take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,

  
bill lowe  
Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

1\981781\TENILJ1.CF



STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

Mr. Robert E. & Ms. Evelyn V. Robb, Lot 671  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RECEIVED-FPSC  
99 JAN 14 PM 4:30  
RECORDS AND  
REPORTING

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Robert E. & Ms. Evelyn V. Robb:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Mr. Robert E. & Ms. Evelyn V. Robb  
Page 2  
January 13, 1999

take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe  
Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

L:\981781\ROBB1.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

Mr. Stanley L. & Ms. Patricia M. Meyer, Lot 466  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RECEIVED-PSC  
93 JAN 14 PM 4:30  
RECORDS AND  
REPORTING

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Stanley L. & Ms. Patricia M. Meyer:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Mr. Stanley L. & Ms. Patricia M. Meyer

Page 2

January 13, 1999

take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe

Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

I:\981781\SPMEYER1.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

Mr. Walter O. & Ms. Shirley Cowan, Lot 283  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RECEIVED-PSC  
59 JAN 14 PM 4:30  
RECORDS AND  
REPORTING

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Walter & Ms. Shirley Cowan:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Mr. Walter O. & Ms. Shirley Cowan

Page 2

January 13, 1999

take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe

Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

1\981781\COWAN\CF



STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

Ms. Rozella M. Long, Lot 465  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RECEIVED-PSC  
99 JAN 14 PM 4:30  
RECORDS AND  
REPORTING

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Ms. Long:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would



Ms. Rozella M. Long

Page 2

January 13, 1999

take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe

Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

E:\981781\LONG1.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

Mr. Lester N. Moore, Lot 972  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RECEIVED-PSC  
JAN 14 PM 4:30  
REGARDS AND  
REPORTING

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Moore:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Mr. Lester N. Moore  
Page 2  
January 13, 1999

take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe

Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

I:\981781\MOORE1.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



DIVISION OF WATER & WASTEWATER  
CHARLES H. HILL  
DIRECTOR  
(850) 413-6900

**Public Service Commission**

January 14, 1999

Mr. Budford J. Green  
402 Port Royal Court  
N. Ft. Myers, FL 33917

RECEIVED-FPSC  
99 JAN 15 AM 10:42  
RECORDS AND  
REPORTING

Re: Docket No. 981781-SU; Application for Extension of Service by North Fort Myers, Utility, Inc. in Lee County to Buccaneer Estates. Cats 239067L/WAW 803.

Dear Mr. Green:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 22, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 26, 1999, what you intend to do in this regard. In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

Mr. Budford J. Green

Page 2

January 14, 1999

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 26, 1999.

Sincerely,



bill lowe

Assistant Director

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó, Security File)

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

Mr. Henry Ezen, Lot 266  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RECEIVED-PSC  
59 JAN 14 PM 4:30  
RECORDS AND  
REPORTING

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Ezen:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Mr. Henry Ezen  
Page 2  
January 13, 1999


take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,

  
bill lowe  
Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

L\981781\EZEN1.CF



STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

Mr. Thomas G. & Ms. Helen K. Gaylord, Lot 363  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RECEIVED-PSC  
59 JAN 14 PM 4:30  
RECORDS AND  
REPORTING

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Thomas G. & Ms. Helen K. Gaylord:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Mr. Thomas G. & Ms. Helen K. Gaylord

Page 2

January 13, 1999

take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe  
Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

1\981781\GAYLORD1.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

RECEIVED-PSC  
59 JAN 14 PM 4:30  
RECORDS AND  
REPORTING

Mr. Herbert Estrich, Lot 507  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Estrich:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Mr. Herbert Estrich

Page 2

January 13, 1999

take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be drafting a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of customers called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commission staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe

Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

1\981781\ESTRICH1.CF

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

January 13, 1999

Mr. Howard and Ms. Beverly Myer  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

RECEIVED-PSC  
99 JAN 14 PM 4:30  
RECORDS AND  
REPORTING

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Howard and Ms. Beverly Myer:

The purpose of this letter is to determine your intent regarding your objection letter filed with the Commission on December 18, 1998, to the above-referenced application of North Fort Myers Utility, Inc., and to attempt to address some of your concerns. Specifically, we would like to know whether you wish to pursue this matter to hearing. If your letter is an objection to North Fort Myers' application for amendment of its certificate, a formal hearing will be scheduled before the Commission, in which you must provide written testimony. You may choose to represent yourself or be represented by an attorney at the hearing. In lieu of pursuing the matter to hearing, we can place your letter in the correspondence file for the Commission's consideration, and treat it as a comment letter. Please advise this office by January 25, 1999, what you intend to do in this regard.

In an attempt to address some of your concerns, please note that North Fort Myers Utility, Inc., is a utility already in existence.

In your letter, you stated that you were concerned that the system was already being connected to North Fort Myers Utility, Inc. (NFMU) without your knowledge, and that the rates and charges were too high.

With respect to the connection, according to information from NFMU, Buccaneer Estates (Buccaneer) was sent a proposed consent order from the Department of Environmental Protection. The order indicated that the wastewater treatment plant had some operational problems. Buccaneer was ordered to pay \$10,500 in penalties, and be in full compliance with respect to the wastewater treatment plant and disposal system pursuant to Chapter 403, Florida Statutes, or connect to a regional sewer system. The five year operating permit was up for renewal, and it appeared it would

Mr. Howard and Ms. Beverly Myer

Page 2

January 13, 1999

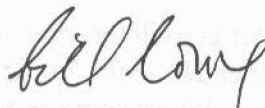
take a fair amount of investment to correct the problems at the plant. Therefore, Buccaneer connected to NFMU.

With respect to the rates and charges, the Commission staff will be draing a recommendation for the Commission's consideration in the near future to address the implementation of the utility's rates and charges. It should be noted that the amount of these rates and charges normally are what is charged by North Fort Myers Utility, Inc. when any new customer in North Fort Myers Utility Inc.'s service area is connected to the utility system.

There is a separate state agency which represents the interest of custors called the Office of Public Counsel. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330.

I hope this letter addresses your concerns. Please advise Commisison staff counsel, Mr. Cleveland Ferguson, III, at (850) 413-6185, if you wish to have your letter placed in the correspondence portion of this docket in lieu of hearing by January 25, 1999.

Sincerely,



bill lowe

Assistant Director

BL\CF\dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Hill, Messer, Redemann)  
Division of Legal Services (Ferguson)  
Division of Records and Reporting (Bayó)

I:\981781\MYER1.CF

M E M O R A N D U M

RECEIVED-FPSC

99 JAN 29 AM 11:40

January 29, 1999

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (FERGUSON) *[Signature]*

RE: DOCKET NO. 981781-SU - APPLICATION FOR AMENDMENT OF  
CERTIFICATE NO. 247-S TO EXTEND SERVICE AREA TO BUCANEER  
ESTATES IN LEE COUNTY BY NORTH FORT MYERS UTILITY, INC.

99-0180-PCO-SU

Attached is an ORDER ACKNOWLEDGING INTERVENTION, to be issued  
in the above-referenced docket.

(Number of pages in order - 1)

CF/lw

Attachment

cc: Division of Water and Wastewater (Messer, Redemann)

I:981781OR.CF

*[Handwritten signature]*





Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Donald Gill  
647 Brigantine Blvd.  
North Fort Myers, Florida 33917-2918

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Gill:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

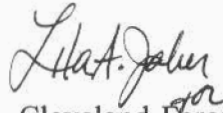
Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Mr. Donald Gill  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,



Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
✓ Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Donald Gill  
674 Brigantine Blvd.  
North Fort Myers, Florida 33917-2918

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Gill:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

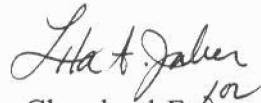
Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Mr. Donald Gill  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cleveland Ferguson, III".

Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Joseph Devine  
688 Brigantine Blvd.  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Devine:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Mr. Joseph Devine  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

A handwritten signature in dark ink, appearing to read "Cleveland Ferguson, III". The signature is stylized with a large initial "C" and a prominent "F".

Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Herbert Estrich  
507 Avanti Way Blvd.  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Estrich:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.


If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.



Mr. Herbert Estrich  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

  
Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Henry Ezen  
266 Bluebeard Drive  
North Fort Myers, Florida 33917-2913

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Ezen:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.


Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Mr. Henry Ezen  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

  
Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Jack Colvin, President  
Ms. Stanley Durbin, First Vice President  
Buccaneer Homeowners' Association  
495 Avanti Way Blvd.  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Colvin:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Mr. Jack Colvin, President  
Ms. Stanley Durbin, First Vice President  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cleveland Ferguson, III".

Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Walter O. Cowan  
283 Bluebeard Drive  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Cowan:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

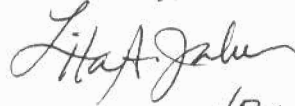
Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Mr. Walter O. Cowan  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cleveland Ferguson, III".

Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)



STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Ms. Shirley M. Cowan  
283 Bluebeard Drive  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Ms. Cowan:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Ms. Shirley M. Cowan  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cleveland Ferguson, III".

Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Ms. Edna M. Wagner  
511 Avanti Way Blvd.  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Ms. Wagner:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.


Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Ms. Edna M. Wagner  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

  
Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Harold R. VanZyl  
467 Avanti Way Blvd.  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. VanZyl:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.


Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Mr. Harold R. VanZyl  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

  
Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Lester N. Moore  
972 Avanti Way  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Moore:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.


If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.



Mr. Lester N. Moore  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

  
Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Ms. Virginia A. Houk  
510 Avanti Way Blvd.  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Ms. Houk:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Ms. Virginia A. Houk  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cleveland Ferguson, III".

Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Ms. Rozella M. Long  
465 Avanti Way Blvd.  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Ms. Long:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Ms. Rozella M. Long  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cleveland Ferguson, III".

Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

## ORIGINAL

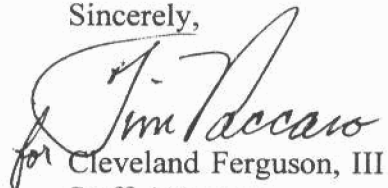
The Seal of the State of Florida is a circular emblem. It features a central scene with a palm tree, a ship, and a figure. The words "GREAT SEAL OF THE STATE OF FLORIDA" are inscribed around the top, and "IN GOD WE TRUST" is at the bottom.

# Public Service Commission

Mr. Robert D. and Ms. Barbara F. Harris  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

  
for Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
✓ Division of Records and Reporting (Bayó)



STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Ronald and Mrs. Gwen Ludington  
509 Avanti Way Blvd.  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. and Mrs. Ludington:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

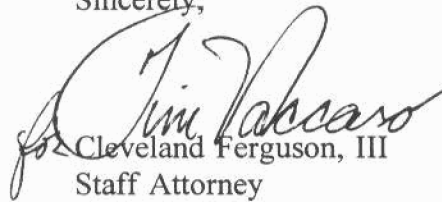
Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Mr. Ronald and Mrs. Gwen Ludington  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,



Joe Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Howard and Ms. Beverly Myer  
107 Doubloon Drive  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. and Ms. Myer:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

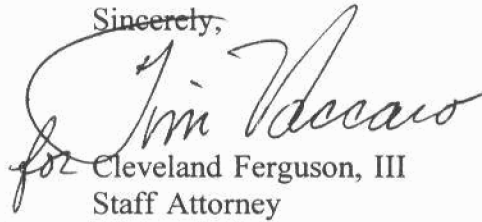
Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Mr. Howard and Ms. Beverly Myer  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

  
for Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Robert E. Robb, Jr. and Ms. Evelyn V. Robb  
Buccaneer Mobile Estates  
671 Brigantine Blvd.  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. and Ms. Robb:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

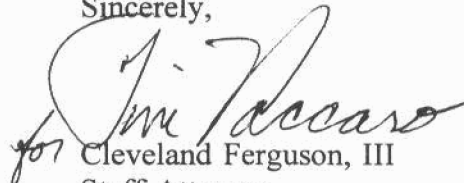
Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Mr. Robert E. Robb, Jr. and Ms. Evelyn V. Robb  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

  
for Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Joe Rynsoever and Ms. Janis Odegard  
840 Frenchmans Creek  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Rynsoever and Ms. Odegard:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

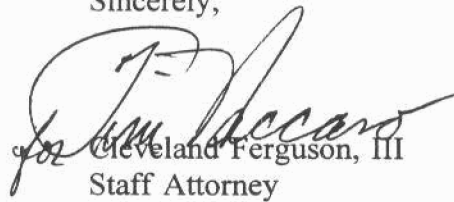
If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.



Mr. Joe Rynsoever and Ms. Janis Odegard  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

  
for Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Ferdinand and Mrs. Barbara M. Stark  
508 Avanti Way Blvd.  
North Fort Myers, Florida 33917-2910

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. and Mrs. Stark:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

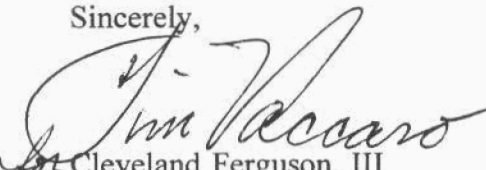
Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Mr. Ferdinand and Mrs. Barbara M. Stark  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

  
for Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

February 10, 1999

Mr. Wayne and Ms. Arlene Walter  
545 Plaza Del Sol  
North Fort Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. and Ms. Walter:

This letter is in response to your objection letter filed with the Commission on January 22, 1999. Because this matter has been protested, a hearing has been scheduled for September 14-15, 1999. The issues addressed in your letter will be addressed at the hearing. The hearing will occur in the service territory at which time you will be able to offer testimony.

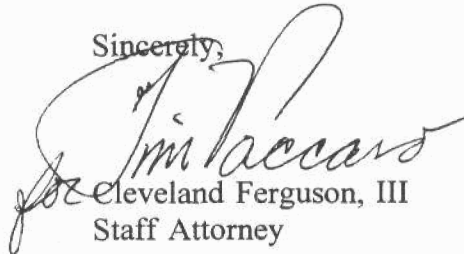
Additionally, North Fort Myers Utility, Inc. filed a Motion to Implement Rates and Charges. Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address that motion. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item.

Mr. Wayne and Ms. Arlene Walter  
February 10, 1999  
Page 2

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of the State of Florida. If you wish, you may contact Mr. Stephen C. Reilly, Associate Public Counsel, at (850) 488-9330. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cleveland Ferguson, III".

Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)  
Division of Water and Wastewater (Williams, Messer, Redemann)  
Division of Records and Reporting (Bayó)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

## Public Service Commission

February 9, 1999

Steve Reilly, Esquire  
Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, Room 812  
Tallahassee, Florida 32399-1400

RECEIVED-TPSC  
99 FEB - 9 PM 3:41  
RECORDS AND  
REPORTING

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Bucaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Reilly:

Enclosed is a copy of the Staff Recommendation filed in this matter on February 8, 1999. The Commission is expected to consider this Recommendation at its February 16, 1999 Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cleveland Ferguson III".

Cleveland Ferguson III  
Staff Attorney

CF/lw

Enclosure

cc: Division of Water and Wastewater (Messer, Redemann)  
Division of Records and Reporting

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

**Public Service Commission**

February 8, 1999

RECEIVED-PPSC  
59 FEB -9 PM 3:41  
RECORDS AND  
REPORTING

Martin Friedman, Esquire  
Rose, Sundstrom & Bentley, LLP  
2548 Blairstone Pines Drive  
Tallahassee, Florida 32301

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Friedman:

Enclosed is a copy of the Staff Recommendation filed in this matter on February 8, 1999. The Commission is expected to consider this Recommendation at its February 16, 1999 Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in dark ink, appearing to read "Cleveland Ferguson III".  
Cleveland Ferguson III  
Staff Attorney

CF/lw

Enclosure

cc: Division of Water and Wastewater (Messer, Redemann)  
Division of Records and Reporting



STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

January 21, 1999

RECEIVED-PSC  
FEB 10 PM 3:49  
RECORDS AND  
REPORTING

Mr. Stanley L. and Ms. Patricia M. Meyer, Lot 466  
c/o Mr. Ronald and Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

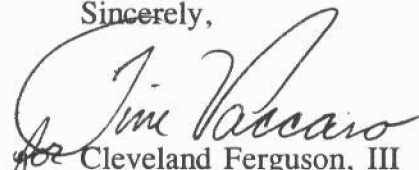
Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. and Ms. Meyer:

Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address North Fort Myers Utility, Inc.'s Motion to Implement Rates and Charges. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of Florida. If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

  
for Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Division of Water and Wastewater (Messer, Redemann)  
Division of Records and Reporting

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: [www.scri.net/psc](http://www.scri.net/psc)

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

January 21, 1999

Mr. Thomas G. and Ms. Helen K. Gaylord, Lot 363  
c/o Mr. Ronald and Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. and Ms. Gaylord:

Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address North Fort Myers Utility, Inc.'s Motion to Implement Rates and Charges. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of Florida. If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cleveland Ferguson, III".  
for Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Division of Water and Wastewater (Messer, Redemann)  
Division of Records and Reporting

---

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: [www.scri.net/psc](http://www.scri.net/psc)

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

January 21, 1999

RECEIVED-TPSC  
JAN 21 10 PM 3:50  
RECORDS AND  
REPORTING

Mr. David Towers, Lot 281  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Towers:

Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address North Fort Myers Utility, Inc.'s Motion to Implement Rates and Charges. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of Florida. If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cleveland Ferguson, III".  
Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Division of Water and Wastewater (Messer, Redemann)  
Division of Records and Reporting

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: [www.scri.net/psc](http://www.scri.net/psc)

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

January 21, 1999

Mr. Edward Tenilj, Lot 299  
c/o Mr. Ronald & Ms. Gwen Ludington  
509 Avanti Way Blvd., Lot 509  
North Fort Myers, Florida 33917

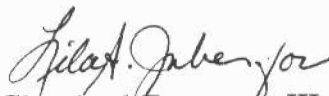
Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area to Buccaneer Estates in Lee County by North Fort Myers Utility, Inc.

Dear Mr. Tenilj:

Enclosed is a copy of the Staff Recommendation filed on February 8, 1999 to address North Fort Myers Utility, Inc.'s Motion to Implement Rates and Charges. The Commission is expected to consider this Recommendation at its February 16, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

The Office of Public Counsel has intervened in this matter on behalf of the Citizens of Florida. If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

  
Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Division of Water and Wastewater (Messer, Redemann)  
Division of Records and Reporting

---

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: [www.scri.net/psc](http://www.scri.net/psc)

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

981781-SU

From: RONLUD @ SMTP {ronlud@canadamail.com}  
To: Chip Orange  
Subject: fwd: None

====NOTE=====2/14/99==9:23pm=====

Return-Path: <ronlud@iline.com>  
Received: from mail.iline.com (207.30.96.4)  
by mail.psc.state.fl.us (Connect2-SMTP 4.30A.1000128)  
for <corange@psc.state.fl.us>; Sun, 14 Feb 1999 22:22:28 -0500  
Received: by mail.iline.com from localhost  
(router,SLMail V3.1); Sun, 14 Feb 1999 22:20:16 -0500  
Received: by mail.iline.com from host111.iline.com  
(207.30.115.111::mail daemon,SLMail V3.1); Sun, 14 Feb 1999 22:20:15  
-0500  
Message-ID: <36C78527.156C@iline.com>  
Date: Sun, 14 Feb 1999 22:23:46 -0400  
From: "ron ludington" <ronlud@iline.com>  
Reply-To: ronlud@canadamail.com  
X-Mailer: Mozilla 3.04 (Macintosh; I; PPC)  
MIME-Version: 1.0  
To: corange@psc.state.fl.us  
Content-Type: text/plain; charset=us-ascii  
Content-Transfer-Encoding: 7bit  
Subject: None

RECEIVED AND  
REPORTING

98 FEB 15 AM 9:09

RECEIVED FPSC

corrected 2/15/99

Please note that the spelling of the name in filing no 14367-98 should read "Fenili" and not "Tenily" as is shown. We refer to docket 981781. Mr Edward Fenili of 299 Blue Beard Dr. N Ft Myers FL has asked me to bring this to the attention of the PSC staff members.  
Ron Ludington

Fwd=by:=Chip=Orange===2/15/99==7:44am=====

Fwd to: RONLUD @ SMTP {ronlud@canadamail.com}  
CC: Kay Flynn, Linda Williams

I am forwarding your info on to our records and reporting division for further processing; you may contact them directly at (850) 413-6770.

Fwd=by:=Kay=Flynn=====

Fwd to: Chip Orange  
CC: Linda Williams

Thanks, Chip. We'll take care of this.

02/17/99

Please make the following changes  
in your  
Parties of Record and Interested Persons in Docket 981781:

thank you

R. L. L. L. L.

• \*

Walter O. & Shirley M. Cowan  
~~509 Avanti Way~~  
North Fort Myers, FL 33917

283 Blue Beard Dr

• \*

Joseph Devine  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

688 Brigantine Blvd

• \*

E. W. Dodds  
815 Strongbox Lane  
Buccaneer Estates  
N. Ft. Myers, FL 33917

• \*

Herbert Estrich  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

507 Avanti Way

• \*

Henry J. Ezen  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

266 Blue Beard Dr

• \*

Thomas G. & Helen K. Gaylord  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

363 Jose Gaspar

• \*

Donald Gill  
674 Brigantine Blvd.  
North Fort Myers, FL 33917

• \*

Buford J. Green  
402 Port Royal Court  
N. Ft. Myers, FL 33917

• \*

Robert & Barbara Harris  
615 Plaza Del Sol  
Buccaneer Estate  
N. Ft. Myers, FL 33917  
Phone: 941-997-5494

• \*

Virginia A. Horch  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

Houk

510 Avanti Way

RECEIVED-FPSC  
FEB 19 PM 1:27  
RECORDS AND  
REPORTING

Done  
2/19/99

● \*

Rozella M. Long  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

465 Avanti Way

● \*

Ronald & Gwen Ludington  
509 Avanti Way  
N. Ft. Myers, FL 33917

● \*

Beverly J. & Howard R. Meyer  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

107 Doubloon Dr

● \*

Stanley L. & Patricia M. Meyer  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

466 Avanti Way

● \*

Albert & Shirley Milligan  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

300 Blue Beard Dr

● \*

Lester N. Moore  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

972 Avanti Way

● \*

North Fort Myers Utility, Inc.  
P. O. Box 2547  
Fort Myers, FL 33902-2547  
Phone: (941) 543-4000 or -1  
Fax: (941) 543-2226

Represented by: Rose law firm

● \*

Office of Public Counsel  
Stephen C. Reilly  
c/o The Florida Legislature  
111 W. Madison Street, Room 812  
Tallahassee, FL 32399-1400  
Phone: 850-488-9330

● \*

Robert E. & Evelyn V. Robb  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

671 Brigantine Blvd

● \*

Rose Law Firm  
Martin Friedman  
2548 Blairstone Pines Dr.  
Tallahassee, FL 32301  
Phone: 850-877-6555  
Fax: 656-4029

Represents: North Fort Myers Utility, Inc.

● \*

Barbara M. & F. A. Stark  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

508 Avanti Way

● \*

Edward Fentj  
~~509 Avanti Way~~  
North Fort Myers, FL 33917

Fenili

299 BlueBeard Dr

● \*

David Towers  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

281 Blue Beard Dr

● \*

Harold R. Van Zyl  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

467 Avanti Way

● \*

Edna M. Wagner  
~~509 Avanti Way~~  
N. Ft. Myers, FL 33917

511 Avanti Way

● \*

Wayne & Arlene Walter  
545 Plaza Del Sol  
Buccanteer Estate  
North Fort Myers, FL 33917  
Phone: 941-997-5494

---

"\*" indicates an entry which is an "official party of record".

---

#### Staff Assigned to Docket 981781:

- Cleveland Ferguson
  - Cleveland Ferguson
  - Billie Messer
  - Richard Redemann
- 

#### Commissioners Assigned to Docket 981781:

Ron & Gwen Ludington  
509 Avanti Way Blvd.  
North Fort Myers, FL  
33917





# Public Service Commission

State of Florida

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

---

**DATE:** February 24, 1999  
**TO:** Blanca Bayó, Director, Records and Reporting  
**FROM:** Joy Kelly, Chief, Bureau of Reporting  
**RE:** DOCKET NOS. 980214-WS, Item No. 45; 981781-SU, Item No. 48; and 960444-WU, Item No. 50 of the Agenda Conference held 2-16-99.

---

RE: ITEMS 45, 48 AND 50.

DOCUMENT NO. 980214-WS, 02334, 2-22-99; 981781-SU, 02335, 2-23-99; and 02333, 2-22-99

The transcript for the above transcribed hearing has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, AFAD, WAW

Acknowledged by:

mas

JK/pc

PSC/RAR 28 (Rev7/94)

M E M O R A N D U M

February 24, 1999

RECEIVED-FPSC

99 MAR -1 AM 11:00

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (FERGUSON) *GH*

RE: DOCKET NO. 981781-SU - APPLICATION FOR AMENDMENT OF  
CERTIFICATE NO. 247-S TO EXTEND WASTEWATER SERVICE AREA  
BY THE TRANSFER OF BUCCANEER ESTATES IN LEE COUNTY TO  
NORTH FORT MYERS UTILITY, INC.

99-0420-PCO-SU

Attached is an ORDER ESTABLISHING PROCEDURE, to be issued in  
the above-referenced docket.

(Number of pages in order - 9)

*See 1*

CF/dr

Attachment

cc: Division of Water and Wastewater (Messer, Redemann)

I:981781ep.cf

**MUST GO TODAY**

*2/22*

M E M O R A N D U M

RECEIVED-FPSC

99 MAR -8 PM 3:46

March 8, 1999

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (FERGUSON) *CFH*

RE: DOCKET NO. 981781-SU - APPLICATION FOR AMENDMENT OF  
CERTIFICATE NO. 247-S TO EXTEND WASTEWATER SERVICE AREA  
BY THE TRANSFER OF BUCCANEER ESTATES IN LEE COUNTY TO  
NORTH FORT MYERS UTILITY, INC.

99-0492-SC-SU

Attached is an ORDER TO SHOW CAUSE AND ORDER DENYING EMERGENCY  
MOTION TO IMPLEMENT RATES AND CHARGES, to be issued in the above-  
referenced docket.

(Number of pages in order - ~~14~~)  
*15*

CF/lw/dr

Attachment

cc: Division of Water and Wastewater (Messer, Redemann)

I:\981781-O.CF

*See 1*

*1 Certified -*

-----  
From: Cleveland Ferguson  
To: Hong Wang  
Subject:  
fwd. 981781-su, North Fort Myers  
Utility, Inc.

-----  
===NOTE=====3/08/99=10:53am==  
CC: Kay Flynn  
.....

Good morning. I'm sending a memo down,  
asking you to remove all but two people  
(Ronald Ludington and Donald Gill) from  
the list of parties of record among the  
customer groups in this docket.

Since the order is due today, I thought it  
would be a good idea to give you a heads  
up, so RAR will only need to send but 4  
copies of the order out rather than 32  
copies.

Fwd=by:=Hong=Wang=====3/08/99==4:05pm==Fwd to: Cleveland Ferguson

.....  
Thank you for the heads up. I got the  
memo. But, can you please clarify  
something for me? Do you want me remove  
those people from the mailing list  
completely or just make them "interested  
persons," instead of parties of records?

Thanks.

Fwd=by:=Cleveland=Fer=3/08/99==4:06pm==  
Fwd to: Hong Wang

.....  
Please make them interested persons  
instead of parties of record. That would  
be great. Thanks.



## Public Service Commission

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

RECEIVED-FPSC  
59 MAR - 8 PM 3:57  
RECORDS AND  
REPORTING

**DATE:** March 8, 1999

**TO:** Division of Records and Reporting (Wang)

**FROM:** Division of Legal Services (Ferguson) *GEOSB*

**RE:** Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Based on my conversation with Mr. Steve Reilly, Office of Public Counsel, on March 5, 1999, please remove the following list of individuals referenced below as parties of record in CMS.

Mr. Walter O. Cowan  
Ms. Shirley Cowan  
Mr. Joseph Devine  
Mr. Herbert Estrich  
Mr. Henry Ezen  
Mr. Thomas G. Gaylord  
Ms. Helen K. Gaylord  
Mr. Budford G. Green  
Mr. Robert Harris  
Ms. Barbara Harris  
Ms. Virginia A. Horch  
Ms. Rozella M. Long  
Ms. Gwen Ludington  
Mr. Lester N. Moore

Mr. Howard Myer  
Ms. Beverly Myer  
Mr. Robert E. Robb  
Ms. Evelyn V. Robb  
Mr. Stanley L. Meyer  
Ms. Patricia M. Meyer  
Mr. F.A. Stark  
Ms. Barbara M. Stark  
Mr. Edward Tenilj  
Mr. David Towers  
Mr. Harold R. VanZyl  
Ms. Edna M. Wagner  
Mr. Wayne Walter  
Ms. Arlene Walter

This should leave the following persons or groups as parties of record:

Mr. Ronald Ludington  
Mr. Donald Gill

*Done 3/08/99*

cc: Division of Water and Wastewater (Messer, Redemann)  
Mr. Ronald Ludington  
Mr. Donald Gill  
The Office of Public Counsel (Reilly)  
Rose, Sundstrom & Bentley (Friedman)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

March 15, 1999

RECEIVED-FPSC  
99 MAR 18 PM 5:26  
RECORDS AND  
REPORTING

Mary Denise O'Brien, Esquire  
Office of the General Counsel - A  
1940 N. Monroe Street  
Clemons Building  
Tallahassee, Florida 32399-1007

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Ms. O'Brien:

Please find enclosed the following documents in the above-referenced docket:

- 1) Case Assignment and Scheduling Record (PSC)
- 2) Letter dated September 4, 1998 (NFMU)
- 3) Application for Amendment to Certificate of Authorization (NFMU)
- 4) Notice of Filing late filed exhibit "E" (NFMU)
- 5) Notice of Filing revised Exhibit "C" (NFMU)
- 6) Emergency Motion to Implement Rates and Charges (NFMU)
- 7) Notice of Filing original water and wastewater certificates (NFMU)
- 8) Notice of Filing late filed Exhibit "F" (NFMU)
- 9) Notice of Filing late filed Exhibit "G" (NFMU)
- 10) Citizen's Response to North Fort Myers Utility's Emergency Motion to Implement Rates and Charges (OPC)
- 11) Notice of Intervention (OPC)
- 12) Recommendation filed February 8, 1999 for February 16, 1999 Agenda Conference
- 13) Transcript of Item #48 from February 16, 1999 Agenda Conference (PSC)
- 14) Order Establishing Procedure (PSC)

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399

An Affirmative Action/Equal Opportunity Employer

PSC Website: [www.scri.net/psc](http://www.scri.net/psc)

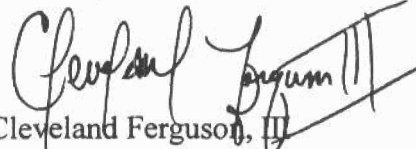
Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

ACK \_\_\_\_\_  
AFA \_\_\_\_\_  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
CTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG \_\_\_\_\_  
LIN \_\_\_\_\_  
OPC \_\_\_\_\_  
RCH \_\_\_\_\_  
SEC \_\_\_\_\_  
WAS \_\_\_\_\_  
OTH \_\_\_\_\_

Mary Denise O'Brien  
Page 2  
March 15, 1999

- 15) Order to Show Cause and Order Denying Emergency Motion to Implement Rates and Charges (PSC)
- 16) Motion for Reconsideration (NFMU)

Sincerely,

  
Cleveland Ferguson, III  
Staff Attorney

CF/dr

cc: Division of Water and Wastewater (Messer, Redemann)

I:\OBRIENLT.CF



## Public Service Commission

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

---

**DATE:** March 24, 1999

**TO:** Division of Records and Reporting

**FROM:** Division of Legal Services (Ferguson) *SH*

**RE:** Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

---

Per clarification from Steve Reilly, Office of Public Counsel, please change Joseph Devine from an interested person to a party of record, and add the following individual as a party of record:

Stan Durbin  
718 Brigentine Blvd.  
North Fort Myers, FL 33917-2920

RECEIVED-FPSC  
99 MAR 24 PM 3:45  
RECORDS AND  
REPORTING

CF/lw

cc: Division of Water and Wastewater (Messer, Redemann)

*Done 3/26/99*



M E M O R A N D U M

April 22, 1999

RECEIVED-FPSC  
99 APR 22 PM 2:49

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (FERGUSON) *CF* *KS*

RE: DOCKET NO. 981781-SU - APPLICATION FOR AMENDMENT OF  
CERTIFICATE NO. 247-S TO EXTEND SERVICE AREA BY THE  
TRANSFER OF BUCCANEER ESTATES IN LEE COUNTY TO NORTH FORT  
MYERS UTILITY, INC.

---

Per clarification from Steve Reilly, Esquire, Office of the Public Counsel, please remove Stanley Durbin from the case management system as a party of record. He still wishes to be listed as an interested person however. Thank you.

CF/dr

cc: Division of Water and Wastewater (Messer, Redemann)  
Steve Reilly, Esquire (OPC)  
Martin S. Friedman, Esquire

I:\981781M.CF

*Done 4/27/99*

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF WATER & WASTEWATER  
CHARLES H. HILL  
DIRECTOR  
(850) 413-6900

**Public Service Commission**

April 22, 1999

Mr. Homer F. Bruneau  
179 Custer's Court  
North Fort Myers, FL 33917

Docket No. 981781-SU, Amendment and Transfer of Buccaneer Utility to North Fort Myers Utility, Inc.

Dear Mr. Bruneau:

Your letter concerning the protest by the residents of Buccaneer Mobile Home Park to the transfer of wastewater service from Buccaneer Utility to North Fort Myers Utility, Inc. has been received by the Commission. This letter will be included in the docket correspondence file. If you have any further questions, please feel free to contact a member of my staff, Ms. Billie Messer, at 850/413-6990.

Sincerely,

  
bill lowe  
Assistant Director

Enclosure

cc: Division of Water and Wastewater (lowe, Messer, Redemann)  
Division of Legal Services (Gervasi, Ferguson)  
Division of Records and Reporting, Docket File

AFA \_\_\_\_\_  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
CTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG \_\_\_\_\_  
MAS \_\_\_\_\_  
OPC \_\_\_\_\_  
RRR \_\_\_\_\_  
SEC \_\_\_\_\_  
WAW \_\_\_\_\_  
OTH \_\_\_\_\_

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: [www.scri.net/psc](http://www.scri.net/psc)

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

DOCUMENT NUMBER - DATE

05285 APR 23 1999

FILED IN 05285/05285/05285

RECEIVED

APR 21 1999

Florida Public Service Commission  
Division of Water and Wastewater

John

April 19<sup>th</sup>

Dear Sirs -

I'm 81 years old & am ashamed of the cheap bastards in Buccaneers who want someone to handle our sewage for nothing -

I have a suggestion - if NFMU cannot just say to hell with it all - let's use a system born & bred in the Orient thousands of years ago.

Each morning, the "Honey Wagon", dripping at the sides, will pull up to your door. For \$1.00 you can empty your "honey pot" into the wagon - for older people the driver will do it for you for \$1.50.

I believe this is what these \_\_\_\_\_ holes in Buccaneers want.

For me, I'm glad there is a utility already here doing a good job. For the Christ's sake, give NFMU permission to collect our sewage!

End of it!!

Sincerely yours,

Samuel F. Bruneau  
941-997-5908



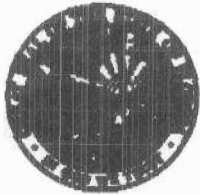
Homer F. Bruneau  
179 Custer's Court  
North Fort Myers, FL 33917



*Florida Public Service Commission  
2540 Shumard Oak Blvd  
Tallahassee, Fl. 32399*

32399+7013





JACK SHREVE  
PUBLIC COUNSEL

**STATE OF FLORIDA**  
**OFFICE OF THE PUBLIC COUNSEL**

c/o The Florida Legislature  
111 West Madison St.  
Room 312  
Tallahassee, Florida 32399-1400  
850-488-9330

RECEIVED-FPSC

99 MAY 21 AM 10:17

RECORDS AND  
REPORTING

**MEMORANDUM**

**TO:** Kay Flynn

**FROM:** Steve Reilly

**RE:** Issuance of Subpoena to furnish documents pursuant to Rule 1.351, Florida Rules of Civil Procedure; Docket No. 981781-SU; In Re: Application of North Fort Myers Utility, Inc. for extension of wastewater service in Lee County, Florida

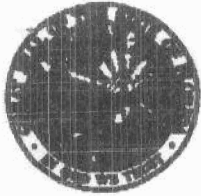
**DATE:** May 21, 1999

Name, address and telephone number of non-party who needs to supply the documents:

Snowbirdland Vistas, Inc. and  
MHC- Deanza Financing Limited Partnership  
c/o Mark Komray, Esquire  
Annis, Mitchell, Cockey,  
Edwards & Roehn, P.C.  
Attorneys at Law  
Post Office Box 60259  
Fort Myers, Florida 33906

Telephone: (941) 489-1776

*Issued 5/21/99*  
*kg*



JACK SHREVE  
PUBLIC COUNSEL

**STATE OF FLORIDA  
OFFICE OF THE PUBLIC COUNSEL**

c/o The Florida Legislature  
111 West Madison St.  
Room 812  
Tallahassee, Florida 32399-1400  
850-488-9330

**MEMORANDUM**

**TO:** Kay Flynn  
**FROM:** Steve Reilly  
**RE:** Issuance of Subpoena to furnish documents pursuant to Rule 1.351, Florida Rules of Civil Procedure; Docket No. 981781-SU; In Re: Application of North Fort Myers Utility, Inc. for extension of wastewater service in Lee County, Florida  
**DATE:** May 21, 1999

Name, address and telephone number of non-party who needs to supply the documents:

Snowbirdland Vistas, Inc. and  
MHC- Deanza Financing Limited Partnership  
c/o Mark Komray, Esquire  
Annis, Mitchell, Cockey,  
Edwards & Roehn, P.C.  
Attorneys at Law  
~~Post Office Box 60259~~  
Fort Myers, Florida 33906

Telephone: (941) 489-1776

2295 Victoria Avenue  
Suite 364 West  
Fort Myers Florida 33901-

3881

Request for Production of Documents  
Will be Faxed to you soon!



JACK SHREVE  
PUBLIC COUNSEL

**STATE OF FLORIDA**  
**OFFICE OF THE PUBLIC COUNSEL**

c/o The Florida Legislature  
111 West Madison St.  
Room 812  
Tallahassee, Florida 32399-1400  
850-488-9330

May 21, 1999

Associate Professional Investigators  
2045 McGregor Blvd.  
Fort Myers, Florida 33901

RE: Service on Snowbirdland Vistas, Inc. and MHC - Deanza Financing  
Limited Partnership, c/o Mark Komray, Esquire

To Whom It May Concern:

Enclosed please find Summons with attached documents which I discussed with your office earlier today about serving on the above referenced party on Monday, May 24, 1999.

Please submit your invoice to the above address for payment.

Thank you for your assistance in this matter and if you have any questions, please feel free to call me.

Sincerely,

Stephen C. Reilly  
Associate Public Counsel

SCR/dsb

Enclosures

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Docket No. 981781-SU - )  
Application of North Fort Myers Utility, )  
Inc. for extension of wastewater service )  
in Lee County . )

SUBPOENA DUCES TECUM WITHOUT  
DEPOSITION

THE STATE OF FLORIDA

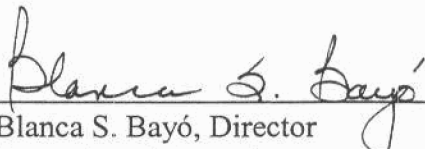
TO: Snowbirdland Vistas, Inc. and MHC-Deanza Financing Limited Partnership c/o Mark Komray,  
Esquire, Annis Mitchell, Cockey, Edwards & Roehn, P.C., Attorneys at Law, 2295 Victoria Avenue,  
Suite 364 West, Fort Myers, Florida

YOU ARE COMMANDED to appear at the Office of Public Counsel, 111 West Madison Street, Room 812, in Tallahassee, Florida, on or before Wednesday, June 23, 1999, or at such other time and place as may be mutually agreed upon by counsel, and to have with you at that time and place the following: the documents listed in the attached "Citizens' First Request for Production of Documents to Snowbirdland Vistas, Inc. and MHC-Deanza Financing Limited Partnership."

These items will be inspected and may be copied at that time. You will not be required to surrender the original items. You may comply with this subpoena by providing legible copies of the items to be produced to the attorney whose name appears on this subpoena on or before the scheduled date of production. You may condition the preparation of the copies upon the payment in advance of the reasonable cost of preparation. You may mail or deliver the copies to the attorney whose name appears on this subpoena and thereby eliminate your appearance at the time and place specified above. You have the right to object to the production pursuant to this subpoena at any time before production by giving written notice to the attorney whose name appears on this subpoena. THIS WILL NOT BE A DEPOSITION. NO TESTIMONY WILL BE TAKEN.

If you fail to (1) appear as specified, or (2) furnish the records instead of appearing as provided above, or (3) object to this subpoena, you may be in contempt of court. You are subpoenaed by the following attorney, and unless excused from this subpoena by this attorney or the court you shall respond to this subpoena as directed.

DATED on May 21, 1999.

  
Blanca S. Bayó, Director  
Records and Reporting  
Florida Public Service Commission

(SEAL)

Steve Reilly, Associate Public Counsel  
Attorney for Office of the Public  
Counsel



STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

June 30, 1999

RECEIVED-FPSC  
99 JUN 30 PM 4:12  
RECORDS AND  
REPORTING

Mr. Donald Gill  
674 Brigantine Blvd.  
North Fort Myers, Florida 33917

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Gill:

Enclosed is a copy of the Staff Recommendation filed in this matter on June 29, 1999. The Commission is expected to consider this Recommendation at its July 6, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script, reading "Jennifer S. Brubaker".  
Jennifer S. Brubaker  
Staff Attorney

JSB/lw

Enclosure

cc: Division of Water and Wastewater (Messer, Redemann)  
Division of Records and Reporting

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: [www.scri.net/psc](http://www.scri.net/psc)

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

M E M O R A N D U M

July 26, 1999

RECEIVED-FPSC

99 JUL 27 AM 10:30

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (BRUBAKER) *JSB ps*

RE: DOCKET NO. 981781-SU - APPLICATION FOR AMENDMENT OF  
CERTIFICATE NO. 247-S TO EXTEND SERVICE AREA BY THE  
TRANSFER OF BUCCANEER ESTATES IN LEE COUNTY TO NORTH FORT  
MYERS UTILITY, INC.

1463-FDF-SU

Attached is an ORDER DENYING MOTION FOR RECONSIDERATION AND  
NOTICE OF ADDITIONAL AUTHORITY to be issued in the above-referenced  
docket.

(Number of pages in order - 11)

JSB/lw

*See 11*

Attachment

cc: Division of Water and Wastewater (Messer, Redemann)

I:981781OR.JSB

*2/26*

M E M O R A N D U M

RECEIVED-FPSC

99 AUG 16 PM 4:38

August 16, 1999

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (CIBULA, BRUBAKER) *SMC.* *ps*

RE: DOCKET NO. 981781-SU - APPLICATION FOR AMENDMENT OF  
CERTIFICATE NO. 247-S TO EXTEND SERVICE AREA BY THE  
TRANSFER OF BUCCANEER ESTATES IN LEE COUNTY TO NORTH FORT  
MYERS UTILITY, INC.

---

Attached is an NOTICE OF PREHEARING CONFERENCE, to be issued  
in the above-referenced docket.

(Number of pages in document - 2)

JSB/SMC/dr

Attachment

cc: Division of Water and Wastewater (Messer, Redemann)

I:\981781PC.SMC

*faxed  
mailed - 2/24*

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770

## Public Service Commission

August 18, 1999

Mr. Doug Truman  
924 Strongbox Lane  
Ft. Myers, FL 33917

**Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.**

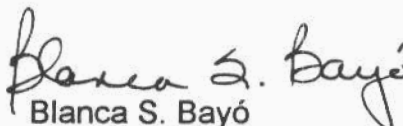
Dear Mr. Truman:

This will confirm our reservation of the Buccaneer Estates Recreation Hall for the purpose of holding a Public Service Commission hearing on September 14-15, 1999, in the above-referenced matter. The hearing will begin at 10:00 a.m. on September 14 and end by 10:00 p.m. However, please arrange the room in accordance with the enclosed diagram by 8:00 a.m. On September 15, the hearing may begin as early as 8:30 a.m. and end by 8:00 p.m. We expect approximately 300 people to attend the hearing.

As previously discussed, there will be no charge for use of this room. A copy of an insurance certificate and hearing room diagram are enclosed.

I appreciate the opportunity to use this facility for our hearing. Please call my assistant, Sandy Moses, at (850) 413-6728, if you have any questions regarding this matter.

Sincerely,

  
Blanca S. Bayó

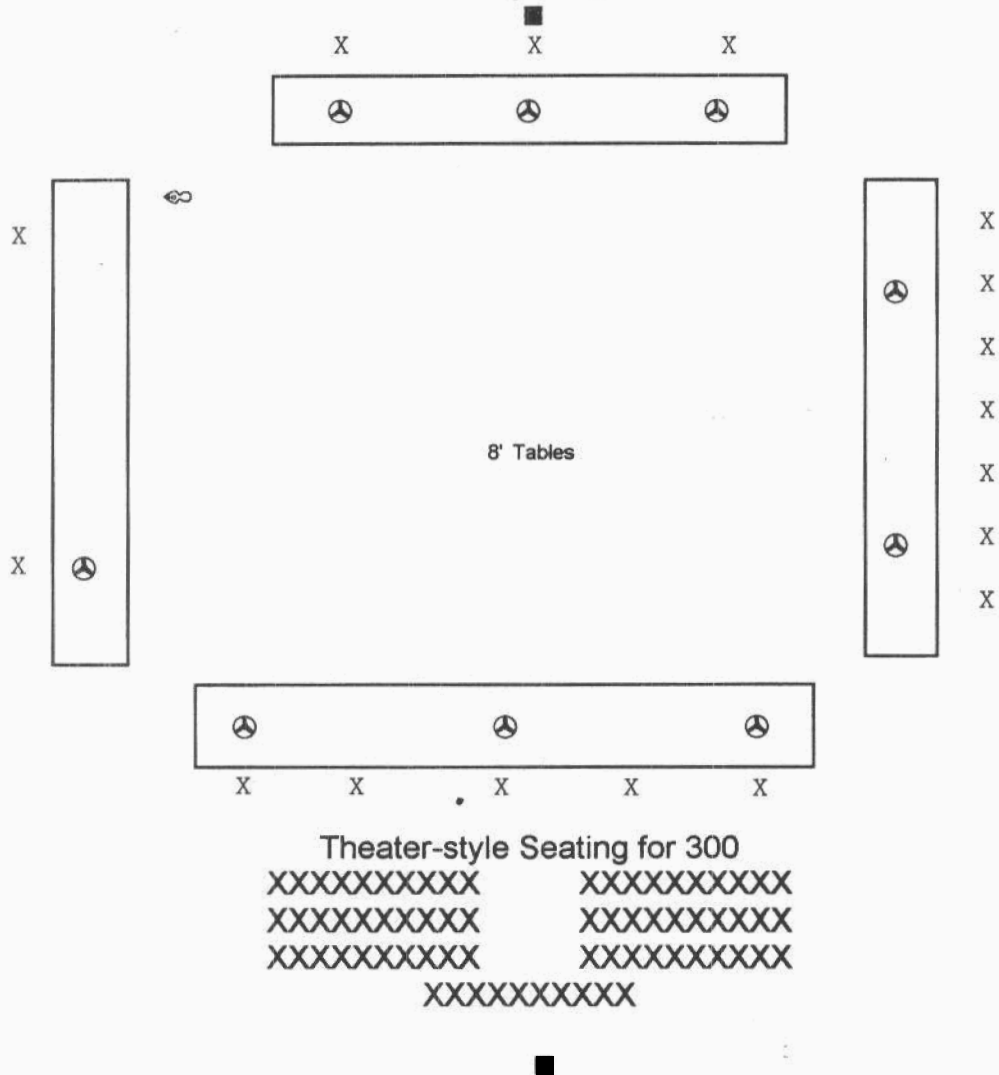
BSB/skm

Enclosures

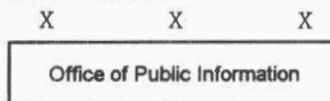
CC: Mr. Don Barton, Buccaneer Estates

Florida Public Service Commission  
Hearing Room Configuration for  
Docket No. 981781-SU  
North Ft. Myers Utility, Inc./Buccaneer Estates

9/14-15/99  
10:00 a.m.  
Buccaneer Estates  
2210 N. Tamiami Trail  
Ft. Myers, FL



6' Table outside entrance of room



**LEGEND:**

- X Chairs      ⊕ Microphones      ☎ Location for telephone line  
■ Wastebaskets      ⚡ Location where court reporter's cassette recorder will be plugged into audio system.



**FLORIDA CASUALTY INSURANCE  
RISK MANAGEMENT TRUST FUND**

Policy Number: GL-98-2700

General Liability  
Certificate of Coverage

Name Insured: PUBLIC SERVICE COMMISSION

General Liability Coverage provided pursuant to Chapter 284, Part II, Section 768.28, Florida Statutes, and any rules promulgated thereunder.

Coverage Limits:

General Liability: \$100,000.00 each person  
\$200,000.00 each occurrence

Inception Date: 7/1/98

Expiration Date: 7/1/99

*Bill Nelson*

TREASURER AND  
INSURANCE COMMISSIONER

M E M O R A N D U M

August 31, 1999

4.30  
RECEIVED-FPSC

59 AUG 31 PM 1:35

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (CIBULA) *SMC/ES*

RE: DOCKET NO. 981781-SU - APPLICATION FOR AMENDMENT OF  
CERTIFICATE NO. 247-S TO EXTEND SERVICE AREA BY THE  
TRANSFER OF BUCCANEER ESTATES IN LEE COUNTY TO NORTH FORT  
MYERS UTILITY, INC.

---

Attached is a NOTICE OF HEARING, to be issued in the above-referenced docket.

(Number of pages in order - 3)

SMC/lw

Attachment

cc: Division of Water and Wastewater (Messer, Redemann)

I:981781NH.SMC

*public officials  
for Lee county.  
33/34.*



# Public Service Commission

State of Florida

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

DATE: 9/4/99  
TO: Blanca Bayó, Director, Records and Reporting  
FROM: Joy Kelly, Chief, Bureau of Reporting  
RE: DOCKET NO. 981481-SU

RE: Buccarker Estates

DOCUMENT NO: 10637

The transcript for the above transcribed hearing has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

Legal  
AFAD  
WAW

Acknowledged by:

JK/pc

PSC/RAR 28 (Rev7/94)



State of Florida



Public Service Commission

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

---

**DATE:** September 8, 1999  
**TO:** Commissioner Terry Deason  
Commissioner Susan Clark  
Commissioner Leon Jacobs  
Ms. Jennifer Brubaker, Division of Legal Services  
**FROM:** Blanca S. Bayó, Director, Division of Records & Reporting *BSB*  
**RE:** 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

---

The following location has been reserved for the purpose of holding a hearing on **Tuesday, September 14, 1999, in Ft. Myers at 10:00 a.m.**

Buccaneer Estates Recreation Hall  
2210 N. Tamiami Trail  
Ft. Myers, FL

Customer testimony will be taken at the beginning of the morning session and again at 6:00 p.m.

**NOTE:** Buccaneer Estates is a gated community, but the gate will be opened at 7:30 a.m., on Tuesday, September 14.

The contact person for this location is Mr. Doug Truman, telephone number (941) 995-1831. For your convenience, attached are directions and a map to the location.

Please review the Notice of Commission Hearing for details regarding the hearing. If you have questions regarding the hearing location, contact Sandy Moses at 3-6728.

BSB/sm

cc: Division of Water and Wastewater (Messer) (Redemann)  
Division of Consumer Affairs (DeMello)  
Bureau of Reporting (Kelly)  
Bureau of Consumer Information (Cunningham, Ray)

**DIRECTIONS TO  
BUCCANEER ESTATES RECREATION HALL  
2210 N. TAMiami TRAIL  
FT. MYERS**

**DIRECTIONS SOUTHWEST FLORIDA INTERNATIONAL AIRPORT:** Take I-75 North to Exit 26 West. Go to Business 41 (about six miles) and turn right (north). Buccaneer Estates is about three LONG blocks on the right-hand side. Proceed through the visitor's gate, staying in the right hand lane. The recreation hall is on the right.

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770

**Public Service Commission**

September 8, 1999

Mr. Patrick Langan  
Vanguard Audio Visual  
P. O. Box 8446  
St. Petersburg, FL 33738

**Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.**

Dear Mr. Langan:

This will confirm the rental of audio equipment for a Commission hearing to be held on September 14, 1999, in the above-referenced matter. The hearing is scheduled to begin at 10:00 a.m. The location for this hearing is the Buccaneer Estates Recreation Hall. As discussed, the fee for providing this equipment will be \$528.50. Payment will be made after services are rendered and upon receipt of an invoice. To ensure timely payment, please submit your invoice to the Bureau of Fiscal Services, 2540 Shumard Oak Blvd., Tallahassee, FL 32399.

The enclosed diagram demonstrates the number of microphones and the location for each. Our court reporter's cassette recorder should be plugged into the audio system and the microphones arranged in accordance with the diagram by 9:00 a.m. For your convenience, attached are directions to this location. Please contact Mr. Doug Truman at telephone number (941) 995-1831 regarding access to the hearing room.

I look forward to working with you and your staff. If you have questions regarding this matter, please call my assistant, Sandy Moses, at (850) 413-6728.

Sincerely,

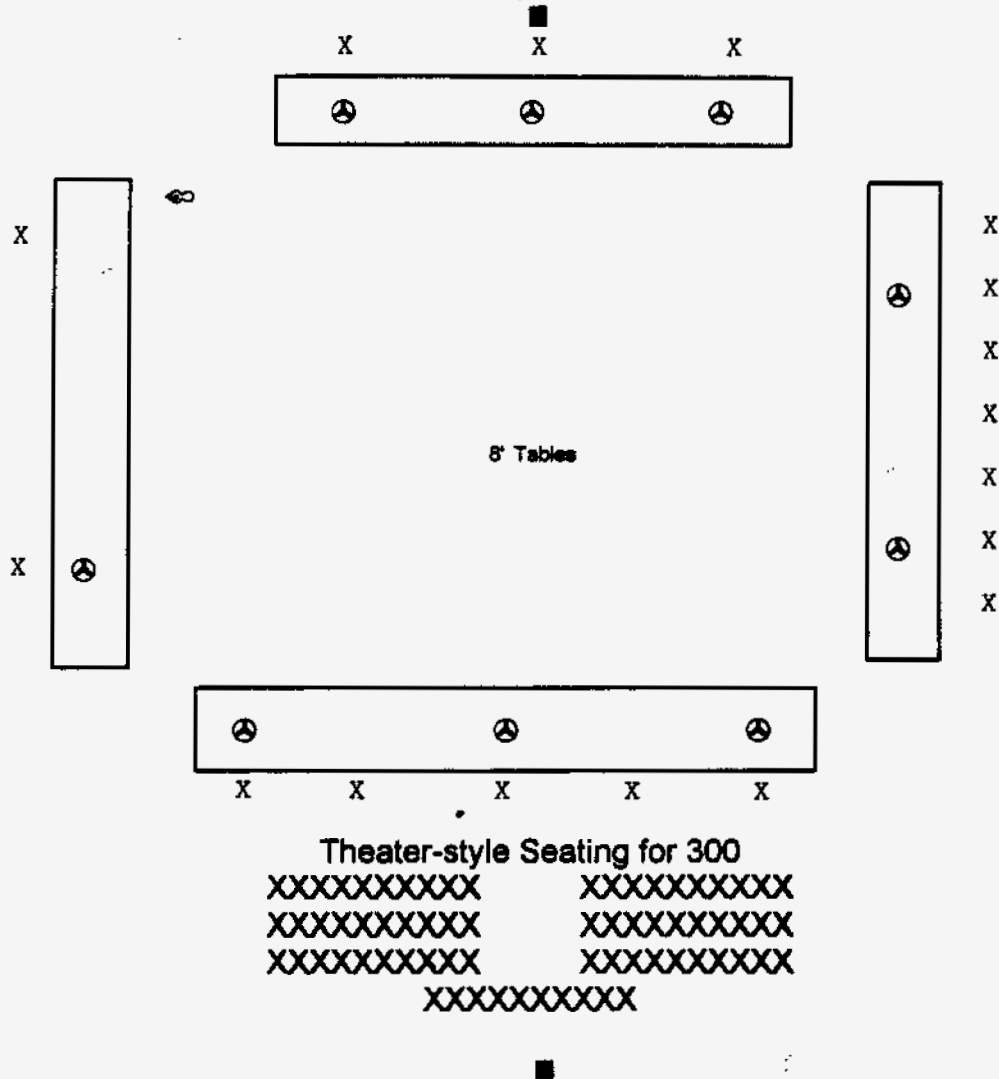
A handwritten signature in cursive script that reads "Blanca S. Bayó".

Blanca S. Bayó

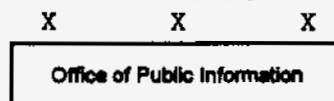
Enclosures

**Florida Public Service Commission  
Hearing Room Configuration for  
Docket No. 981781-SU  
North Ft. Myers Utility, Inc./Buccaneer Estates**

9/14-15/99  
10:00 a.m.  
Buccaneer Estates  
2210 N. Tamiami Trail  
Ft. Myers, FL



**6' Table outside entrance of room**



**LEGEND:**

- X Chairs
- ⊗ Microphones
- Wastebaskets
- ⚡ Location for telephone line
- ⚡ Location where court reporter's cassette recorder will be plugged into audio system.

**DIRECTIONS TO  
BUCCANEER ESTATES RECREATION HALL  
2210 N. TAMiami TRAIL  
FT. MYERS**

**DIRECTIONS SOUTHWEST FLORIDA INTERNATIONAL AIRPORT:** Take I-75 North to Exit 26 West. Go to Business 41 (about six miles) and turn right (north). Buccaneer Estates is about three LONG blocks on the right-hand side.

State of Florida



Public Service Commission

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

---

**DATE:** September 8, 1999  
**TO:** Commissioner Terry Deason  
Commissioner Susan Clark  
Commissioner Leon Jacobs  
Ms. Jennifer Brubaker, Division of Legal Services  
**FROM:** Blanca S. Bayó, Director, Division of Records & Reporting *BSB*  
**RE:** 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

---

The following location has been reserved for the purpose of holding a hearing on **Tuesday, September 14, 1999**, in **Ft. Myers** at **10:00 a.m.**

Buccaneer Estates Recreation Hall  
2210 N. Tamiami Trail  
Ft. Myers, FL

Customer testimony will be taken at the beginning of the morning session and again at 6:00 p.m.

**NOTE:** Buccaneer Estates is a gated community, but the gate will be opened at 7:30 a.m., on Tuesday, September 14.

The contact person for this location is Mr. Doug Truman, telephone number (941) 995-1831. For your convenience, attached are directions and a map to the location.

Please review the Notice of Commission Hearing for details regarding the hearing. If you have questions regarding the hearing location, contact Sandy Moses at 3-6728.

BSB/sm

cc: Division of Water and Wastewater (Messer) (Redemann)  
Division of Consumer Affairs (DeMello)  
Bureau of Reporting (Kelly)  
Bureau of Consumer Information (Cunningham, Ray)

**DIRECTIONS TO  
BUCCANEER ESTATES RECREATION HALL  
2210 N. TAMiami TRAIL  
FT. MYERS**

**DIRECTIONS SOUTHWEST FLORIDA INTERNATIONAL AIRPORT:** Take I-75 North to Exit 26 West. Go to Business 41 (about six miles) and turn right (north). Buccaneer Estates is about three LONG blocks on the right-hand side. Proceed through the visitor's gate, staying in the right hand lane. The recreation hall is on the right.









# Public Service Commission

State of Florida

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

---

**DATE:** September 9, 1999  
**TO:** Blanca Bayó, Director, Records and Reporting  
**FROM:** Joy Kelly, Chief, Bureau of Reporting  
**RE:** DOCKET NO. 981781-SU, PREHEARING CONFERENCE HELD 9-8-99.

---

**RE:** APPLICATION FOR AMENDMENT OF CERTIFICATE NO.  
247-S TO EXTEND SERVICE AREA BY THE TRANSFER OF BUCCANEER  
ESTATES IN LEE COUNTY TO NORTH FORT MYERS UTILITY, INC.


DOCUMENT NO. 10829, 9-9--99

The transcript for the above transcribed hearing has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, WAW

Acknowledged by:

\_\_\_\_\_

JK/pc

PSC/RAR 28 (Rev7/94)



# Public Service Commission

State of Florida

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

---

**DATE:** September 9, 1999  
**TO:** Blanca Bayó, Director, Records and Reporting  
**FROM:** Joy Kelly, Chief, Bureau of Reporting  
**RE:** DOCKET NO. 981781-SU, AGENDA ITEM NO. 38 OF 9-7-99.

---

**RE:** APPLICATION FOR AMENDMENT OF CERTIFICATE NO. 247-S TO  
EXTEND SERVICE AREA BY THE TRANSFER OF BUCCANEER ESTATES IN  
LEE COUNTY TO NORTH FORT MYERS UTILITY, INC.

DOCUMENT NO. 10829, 9-9--99

The transcript for the above transcribed hearing has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, WAW, PC

Acknowledged by:

*Man*

JK/pc

PSC/RAR 28 (Rev7/94)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770

**Public Service Commission**

September 9, 1999

Mr. Jim Drake  
Lee County Sheriff's Office  
14750 Six Mile Cypress Parkway S.E.  
Ft. Myers, FL 33912

**Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.**

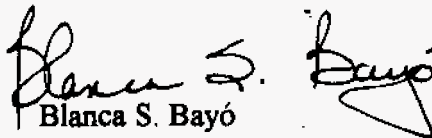
Dear Mr. Drake:

This will confirm our request for a uniformed officer to provide security at a Commission hearing to be held in the above-referenced matter on Tuesday, September 14, 1999. The hearing will be held at the Buccaneer Estates Recreation Hall, 2210 N. Tamiami Trail, Ft. Myers, beginning at 10:00 a.m. Please ensure that the officer arrives by 9:15 a.m.

I understand the charge for this service is \$18.00 per hour with a 4-hour minimum. At the conclusion of the hearing, please forward your invoice to the Florida Public Service Commission, Bureau of Fiscal Services, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399.

If you need additional information regarding this request, please call my assistant, Sandy Moses, at (850) 413-6728.

Sincerely,

  
Blanca S. Bayó

BSB/sm

M E M O R A N D U M

September 13, 1999

RECEIVED-FPSC

99 SEP 13 PM 12:25

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING  
FROM: DIVISION OF LEGAL SERVICES *gal for JSB* (BRUBAKER)  
RE: DOCKET NO. 981781-SU - APPLICATION FOR AMENDMENT OF  
CERTIFICATE NO. 247-S TO EXTEND SERVICE AREA BY THE  
TRANSFER OF BUCCANEER ESTATES IN LEE COUNTY TO NORTH FORT  
MYERS UTILITY, INC.

1786-~~PD~~-SU

Attached is a PREHEARING ORDER, to be issued in the above-referenced docket.

(Number of pages in order - 14)

**MUST GO TODAY**

JSB/LW

Attachment

cc: Division of Water and Wastewater (Messer, Redemann, Daniel,  
Walden, VonFossen, McCaskill)

I: 987187 ~~PD~~. JSB  
981781 ~~PD~~ - JSB

*3 - mailed  
2 - Filed -*

*14 - O.P.C.*

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770

**Public Service Commission**

September 15, 1999

Mr. Jim Drake  
Lee County Sheriff's Office  
14750 Six Mile Cypress Parkway S.E.  
Ft. Myers, FL 33912

**Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.**

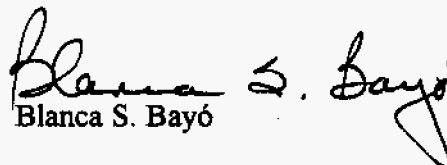
Dear Mr. Drake:

This will confirm our request for a uniformed officer to provide security at a Commission hearing to be held in the above-referenced matter on Wednesday, October 13, 1999. The hearing will be held at the Buccaneer Estates Recreation Hall, 2210 N. Tamiami Trail, Ft. Myers, beginning at 10:00 a.m. Please ensure that the officer arrives by 9:15 a.m.

I understand the charge for this service is \$18.00 per hour with a 4-hour minimum. At the conclusion of the hearing, please forward your invoice to the Florida Public Service Commission, Bureau of Fiscal Services, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399.

If you need additional information regarding this request, please call my assistant, Sandy Moses, at (850) 413-6728.

Sincerely,

  
Blanca S. Bayó

BSB/sm

STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770

**Public Service Commission**

September 15, 1999

Mr. Patrick Langan  
Vanguard Audio Visual  
P. O. Box 8446  
St. Petersburg, FL 33738

**Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.**

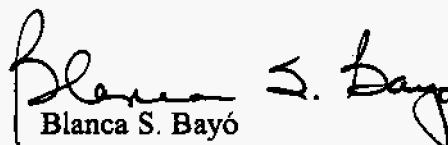
Dear Mr. Langan:

This will confirm the rental of audio equipment for a Commission hearing to be held on October 13, 1999, in the above-referenced matter. The hearing is scheduled to begin at 10:00 a.m. The location for this hearing is the Buccaneer Estates Recreation Hall. As discussed, the fee for providing this equipment will be \$528.50. Payment will be made after services are rendered and upon receipt of an invoice. To ensure timely payment, please submit your invoice to the Bureau of Fiscal Services, 2540 Shumard Oak Blvd., Tallahassee, FL 32399.

The enclosed diagram demonstrates the number of microphones and the location for each. Our court reporter's cassette recorder should be plugged into the audio system and the microphones arranged in accordance with the diagram by 9:00 a.m. For your convenience, attached are directions to this location. Please contact Mr. Tom Gaylord at telephone number (941) 656-1920 regarding access to the hearing room.

I look forward to working with you and your staff. If you have questions regarding this matter, please call my assistant, Sandy Moses, at (850) 413-6728.

Sincerely,

  
Blanca S. Bayó

Enclosures

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYO  
DIRECTOR  
(850) 413-6770

**Public Service Commission**

September 15, 1999

Mr. Tom Gaylord  
363 Jose Gaspar Drive  
Ft. Myers, FL 33917

**Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.**

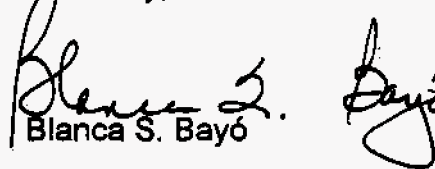
Dear Mr. Gaylord:

This will confirm our reservation of the Buccaneer Estates Recreation Hall for the purpose of holding a Public Service Commission hearing on October 13, 1999, in the above-referenced matter. The hearing will begin at 10:00 a.m. and end by 10:00 p.m. Please arrange the room in accordance with the enclosed diagram by 7:00 a.m. We expect approximately 300 people to attend the hearing.

As previously discussed, there will be no charge for use of this room. A copy of an insurance certificate and hearing room diagram are enclosed.

I appreciate the opportunity to use this facility for our hearing. Please call my assistant, Sandy Moses, at (850) 413-6728, if you have any questions regarding this matter.

Sincerely,

  
Blanca S. Bayo

BSB/skm

Enclosures

CC: Mr. Don Barton, Buccaneer Estates

M E M O R A N D U M

RECEIVED-FPSC

99 SEP 30 PM 2:03

RECORDS AND  
REPORTING

September 30, 1999

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (BRUBAKER) *JSB* *MS*

RE: DOCKET NO. 981781-SU - APPLICATION FOR AMENDMENT OF  
CERTIFICATE NO. 247-S TO EXTEND SERVICE AREA BY THE  
TRANSFER OF BUCCANEER ESTATES IN LEE COUNTY TO NORTH FORT  
MYERS UTILITY, INC.

---

Attached is a NOTICE OF RESCHEDULING OF HEARING, to be issued  
in the above-referenced docket.

(Number of pages in order - 3)

JSB/LW

*See 2*

Attachment

cc: Division of Water and Wastewater (Messer, Redemann)

I:981781NH.JSB

*2 clerks.*

*34/34*  
*Forced*  
*merged*



From: Hong Wang  
To: Jennifer Brubaker  
Subject: fwd: 981781

-----  
===NOTE=====10/13/99==4:21pm=  
Jennifer, I just entered Ruth E. Proctor  
and Leonard F. Steinke as "Interested  
Persons" in Docket 981781. They both filed  
objections. Will you please let me know as  
soon as possible whether they should be  
changed to "Party" status.  
Thank you very much!!

Fwd=by:=-Jennifer=Brub=10/14/99=10:29am=  
Fwd to: Hong Wang

.....  
There letters should be placed in the  
correspondence section of the docket file;  
they wish to retain customer status and do  
not wish to become parties.  
-----



## Public Service Commission

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

---

**DATE:** October 6, 1999

**TO:** Blanca Bayo, Director, Division of Records and Reporting

**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*

**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781-WS

---

This office has received the attached correspondence of Ronald Ludington dated September 20, 1999. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.

RECEIVED-FPSC  
99 OCT -6 PM 3:26  
RECORDS AND  
REPORTING

Office of the Attorney General  
Robert A. Butterworth  
State of Florida  
The Capital  
Tallahassee Florida 32399-1050

Sept. 20, 1999

Dear Sir:

You have a wonderful reputation amongst the senior citizens of this state as a fair and honest man, and now these same seniors urgently need your help. Let me explain the situation that concerns so many of them, myself included.

As you no doubt know many of us seniors live in mobile home parks, many of which are owned by large corporations and therein lies the problem for some of us. Each of these mobile home parks must have access to waste water facilities, some of which are on site package plants owned by the park owners and in many cases the monthly operational cost of these plants is incorporated into the monthly lot rental as an unspecified figure.

As these plants get older and are in need of expensive maintenance some owners are looking for a way out of operating them, but also illegally passing on the costs to their residents. A scheme to do just this is now rampant throughout this state, and here is how it works.

A locally owned waste water company has lines nearby a park and the owner agrees to connect to this service. He also sells the existing collection system to this same utility for a good sum of money. While doing so he tells the residents that he was forced to do this by the Florida Department of Environmental Protection or by some local county ordinance. Most seniors believing this is correct, sign up for service with the local utility and suddenly find out that they have to pay a connection charge even though their home was already connected to the old collection system, plus a monthly service fee which is much higher than the park owner says he will allow for a rent reduction. All of this seems unusual; but plausible to most seniors. It is not!

In my case, the local utility, North Fort Myers Utility, Inc., did not even have our park in their Public Service Commission approved territory; but they came in anyway, bought up the collection system for \$139,000.00 (approx.), connected, and then proceeded to bill each of the 971 homes in the park for a \$462.00 connection fee.

The net gain from this scheme was \$139,000.00 for the park owner and \$308,000.00 for the utility, after buying the system. The utility is now in front of the PSC asking for permission to

be in the park as they had for ~~often~~ their territorial boundaries. Nice try!

But; the best part is yet to come! Now the park owner is excused from paying for any of his own facilities forever, as only the homeowners will pay under this agreement. And do they pay dearly! The park owner offers a measly \$6.07 per month rent decrease; he says that is all it used to cost him to operate his plant; in return for a new utility bill for each senior of about \$25.00/\$30.00 per month. And the park owner now pays nothing each month.

This same scheme, or a very similar one, has been going on in Lee County for the past couple of years and it involves several parks other than ours. We suspect that there are many other areas of Florida also in on it with a staggering amount of money involved.

Although we supposedly get some protection from these schemes from Florida Statute 723 we find that the park owners can twist and turn the words in this statute into their favor with little effort.

We have taken too much of your time already; but we feel we can count on you to get someone here to investigate this situation and take some action on our behalf. We are ready, willing and able to sit down with your staff and present our side of the story and any evidence we have of wrong doings on the part of others in this matter. Please get back to us immediately!

Yours



Ronald Ludington

PS: I will be away from my park, Buccaneer Estates, until mid October; but you can contact others who will collaborate my story: Joe Devine, a fellow senior, at 941-997-4129 or Donald Gill, another senior, at 941-656-5029, both of whom are fellow homeowners in my park.

CC: Governor, Jeb Bush  
PSC Commissioner, Jacobs

ORIGINAL

Sept. 28, 1999

Director

Division of Records & Reporting 981781  
Fl. Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Fl. 32399-0850

Dear Director — Re: Oct. 13, 1999 meeting  
@ 10:00 A.M.

My husband & I bought a mobile home,  
in Buccaneers Estates, in Feb. of 1979.

Why, why, why after twenty (20) years  
is the park wanting to charge for  
sewer when this charge is suppose  
to be included in our rent ????

This is just another rip off & very unfair  
to us, seniors, on fixed incomes.

Please consider, in favor, of the  
residence. Help us please.

Sincerely

Charlene M. Ries  
Apac 274

274 Blue Beard Dr.  
North Ft. Myers, Fl. 33917

AFA \_\_\_\_\_  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
CTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG 1 \_\_\_\_\_  
MAS \_\_\_\_\_  
OPC \_\_\_\_\_  
PAI \_\_\_\_\_  
SEC \_\_\_\_\_  
WAW 1 \_\_\_\_\_  
OTH \_\_\_\_\_



## Public Service Commission

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

---

**DATE:** October 21, 1999  
**TO:** Blanca Bayo, Director, Records and Reporting  
**FROM:** Joy Kelly, Chief, Bureau of Reporting  
**RE:** DOCKET NO. 981781-SU. HEARING HELD 10-13-99

---

Attached for filing in the docket file of the captioned docket are Exhibit Nos. 1 through 3, representing a complete filing of all exhibits admitted into the record during the hearing in this matter.

Acknowledged by:

Monte R.

JK:pc



# Public Service Commission

State of Florida

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

---

**DATE:** October 21, 1999  
**TO:** Blanca Bayó, Director, Records and Reporting  
**FROM:** Joy Kelly, Chief, Bureau of Reporting  
**RE:** DOCKET NO. 991781-SU, HEARING HELD 10-13-1999

---

**RE:** APPLICATION FOR AMENDMENT OF CERTIFICATE NO. 247-S TO  
EXTEND SERVICE AREA BY THE TRANSFER OF BUCCANEER ESTATES IN  
LEE COUNTY TO NORTH FORT MYERS UTILITY, INC.

DOCUMENT NO. 12846, 10-20-99

The transcript for the above transcribed hearing has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, AFAD, WAW.

Acknowledged by:

mas

JK/pc

PSC/RAR 28 (Rev7/94)



# Public Service Commission

State of Florida

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

---

**DATE:** October 21, 1999  
**TO:** Blanca Bayó, Director, Records and Reporting  
**FROM:** Joy Kelly, Chief, Bureau of Reporting  
**RE:** DOCKET NO. 991781-SU, HEARING HELD 10-13-1999

---

**RE:** APPLICATION FOR AMENDMENT OF CERTIFICATE NO. 247-S TO  
EXTEND SERVICE AREA BY THE TRANSFER OF BUCCANEER ESTATES IN  
LEE COUNTY TO NORTH FORT MYERS UTILITY, INC.

DOCUMENT NO. 12846, 10-20-99

The transcript for the above transcribed hearing has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, AFAD, WAW.

Acknowledged by:

Was

JK/pc

PSC/RAR 28 (Rev7/94)



M E M O R A N D U M

RECEIVED-FPSC

99 NOV -4 AM 10:17

November 3, 1999

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (BRUBAKER, CIBULA) *JB/SMC.*

RE: DOCKET NO. 981781-SU - APPLICATION FOR AMENDMENT OF  
CERTIFICATE NO. 247-S TO EXTEND SERVICE AREA BY THE  
TRANSFER OF BUCCANEER ESTATES IN LEE COUNTY TO NORTH FORT  
MYERS UTILITY, INC. *2154-PCO*

---

Attached is an ORDER NOTICING PROCEDURE FOR CONTINUATION OF  
HEARING, to be issued in the above-referenced docket.

(Number of pages in order - 3)

**MUST GO TODAY**

JSB/SMC/dr

Attachment

cc: Division of Water and Wastewater (Messer, Redemann)

I:\981781OR.JSB

*214*



# Public Service Commission

State of Florida

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

---

**DATE:** November 29, 1999  
**TO:** Blanca Bayó, Director, Records and Reporting  
**FROM:** Joy Kelly, Chief, Bureau of Reporting  
**RE:** DOCKET NO. 981781-SU, HEARING HELD 11-16-99 (CONTINUED FROM 11-2-99)

---

**RE:** APPLICATION FOR AMENDMENT OF CERTIFICATE NO. 247-S TO  
EXTEND SERVICE AREA BY THE TRANSFER OF BUCCANEER ESTATES IN  
LEE COUNTY TO NORTH FORT MYERS UTILITY, INC.


DOCUMENT NO. 14512, 11-29-99

The transcript for the above transcribed hearing has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, AFAD, WAW.

Acknowledged by:

  
\_\_\_\_\_

JK/pc

PSC/RAR 28 (Rev7/94)



## Public Service Commission

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

**DATE:** December 6, 1999  
**TO:** Blanca Bayo, Director, Division of Records and Reporting  
**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MAB*  
**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

RECEIVED - FPSC  
53 DEC - 6 PM 3: 58  
RECORDS AND  
REPORTING

This office has received the attached correspondence of Joe Devine received December 6, 1999. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.

"Where you always get your two cents worth". Vol. 1, No. 15 / December, 1999  
 Buccaneers residents Joe Devine and Ron Ludington, Publishers

FLORIDA PUBLIC SERVICE COMMISSION  
 General Counsel Jacobs

## You be the Judge

*Did this letter influence the Public Service Commissions' decision?*

BUCCANEER HOMEOWNERS' ASSOCIATION  
 2210 North Tamiami Trail  
 North Fort Myers, Florida 33917

November 10, 1999

Mr. Steven Reilly  
 State of Florida  
 Office of Public Counsel  
 % Florida Legislature  
 111 West Madison Street-Room 812  
 Tallahassee, Florida 32399-1400

Dear Mr. Reilly:

On behalf of the Board of Directors of Buccaneer Estates, I am writing this letter to confirm our conversations regarding how we feel in the matter before the Public Service Commission. As they well know, we were forced to withdraw our proposal during the meeting of October 13th, for what we felt was the well being of the residents of our park.

We wish for you to continue representing us before the Commission Meeting scheduled for November 16th, keeping in mind our goals as follows:


1. Due to their lack of jurisdiction NFMU should forego the hook-up charge of \$462.00.
2. NFMU should also forego any retroactive sewer charges until they are certified.

In essence, due to the meeting of October 13th, the Commission is well aware of our position and we will await their decision.

Please also know that during our conversations it has been made very clear that we, the Board of Directors of Buccaneer Estates, are not recognizing the proposal of Mr. Ludington, Mr. Devine and Mr. Gill put before the Commission October 13, 1999.

Looking forward to a favorable decision from the Public Service Commission, we remain

Sincerely,

  
 Thomas G. Gaylord, President  
 Buccaneer Homeowners' Assoc.

\* Steve Reilly, of Office of Public Counsel, says in a letter of November 24, 1999 to Donald Gill: "The letter could be read to indicate the Board's support for the the commission to issue an order consistent with the terms of the "Settlement Proposal" originally sponsored by the Board."

\*Jennifer Brubaker, staff lawyer for the Public Service Commission, says *she knew of the letter before the final hearing, and used that knowledge to support her case for a decision in favor of the settlement.*

\* Read the letter and look at the No. 1 and No. 2 "goals" the Board states are their wishes, then take a

look at the Ludington Proposal and ~~if~~ if both of those goals are not contained ~~in~~ it too. The Ludington Proposal also asked to have MHC receive the bills instead of the homeowners. Why would the Board still not support it? Even the Board lawyer, Robert Burandt, said at the Oct. 13 hearing that the Ludington Proposal would be the Board's first choice.

.....

## More news for my fellow homeowners.....by Ron Ludington

Many folks in Buccaneer Estates still do not have a good understanding of the "sewer situation" and want to know just how we all got to the impasse we seem to be in. Here is a chronological list of happenings to aid in your understanding. I am doing this from memory so don't hang me if I get things a little out of order or I miss some minor items. Ron

\*May/June, 1998. The BHA executive asks the homeowners if they want the exec to look into the matter of rental rates and the possibility of suing for decreases. The exec gets positive replies from 688 homeowners and then asks for a contribution of \$100.00 each for a legal fund. Some money comes in over the summer months and the exec seeks redress through FS 723 by using a mediator. Not much satisfaction there. Exec looks for a lawyer.

\* Late August, 1998 all homeowners of Buccaneer get letters from MHC, the park owners, telling that the park's sewage plant has been ordered closed down and that effective Dec. 1, 1998 all homeowners will be serviced and billed for that service by North Fort Myers Utility, Inc. MHC will make a small rent reduction of \$6.07/month to cover this situation and we will all have a \$462.00 pass thru charge assessed for each home.

\*September 2, 1998, the BHA exec asks in a letter to homeowners permission to dispute this sewer situation with MHC. Many homeowners agree. OPC is contacted.

\* November 1998. It is discovered that our park is not in NFMU's territory. The BHA exec discusses this situation with Office of Public Counsel (OPC) as to how to handle this matter and OPC is retained to look after the homeowners' interests.

\*Early December, 1998, NFMU applies to the Public Service Commission to enter this territory by asking to have this territory added. Office of Public Counsel intervenes on our behalf and gets a hearing date in Feb, 1999 at which time the arguments for and against entry will be heard. Homeowners refuse to sign up with NFMU for service and the PSC puts a stop to the signing process. Ron Ludington, Joe Devine, and Don Gill all advise the PSC that they want to represent themselves in this matter and not be represented by OPC. Many other homeowners protest in writing. December 8 NFMU tries an Emergency Motion to get paid for service, which will be heard in Feb 1999.

\*February 1999. A hearing is held in Tallahassee at which Steve Reilly of OPC, Ron Ludington, Jack Colvin, and Stan Durbin all offer arguments against NFMU's case. The PSC rules that a full hearing will be held in September 1999 and that NFMU must show good reason not to be fined for their actions. Emergency motion denied too.

\*March 1999, NFMU asks for a reconsideration of the Feb. PSC decision but is successfully protested by motions from each of OPC, Gill and Ludington.

\* April/July 1999. During the next few months NFMU prepares its defense while Reilly of OPC gathers witnesses, and evidence together. Gill has returned to Rhode Island and Ludington has returned to Ontario, while Devine is still in Buccaneer but they are all following the case as they see the evidence and testimony being prepared by both sides. This is their right as "parties of record". They are also interrogated by NFMU as to the matter of what they can and will introduce at the hearing in September.

\* August 25/26, 1999. Ludington, Gill, and Devine all receive phone calls from Steve Reilly of OPC telling that a settlement agreement has been worked out between OPC, and NFMU and that the BHA president and waste water committee has agreed to it. Reilly also tells Ludington, Gill and Devine that their names were also added to the agreement and they should sign it. All three refuse! They were never consulted about any agreement. The BHA exec calls a hasty meeting August 26 in Buccaneer, tells of the OPC/NFMU settlement, calls for support, and also asks for support to have Gill, Devine and Ludington removed from the

case thru a motion to PSC.

\* Sept. 7 and 8, 1999. Gill moves for a Continuance of the hearing. It is turned down. North Fort Myers Utility, Inc. moves to have Gill, Devine and Ludington stricken from the case. OPC does not object! ( ask yourself why NFMU's lawyer would even know of the BHA exec's motion to strike us three, and why he was the one to move it at the hearing....someone in cahoots? )That motion is turned down. Both Ludington and Gill file motions to have the settlement agreement dismissed or stricken.

As the Sept. 14/15 hearing date gets near Hurricane Floyd approaches and the hearing is moved to Oct. 13.

\*Sept. 15 1999, NFMU asks for an emergency motion to collect money under the settlement agreement. Ludington and, Gill and Devine together, file motions to dismiss this latest NFMU motion. OPC does not respond.

\* Sept. 28, 1999 Gill and Devine move to have OPC removed from the case.

\* Oct. 7, 1999 Ludington (not Gill and Devine) submits a proposed settlement agreement which has the park owner paying all the bills.

\* Oct. 13, 1999. The long awaited hearing is held in Buccaneer. Many people testify. Reeves of NFMU is cross examined. The BHA exec withdraws their support of the OPC/NFMU settlement agreement. The two agreements are discussed. The commissioners reach a consensus that the two proposed agreements will be argued again on Nov. 16.

\*Early November, Devine and Ludington ask the BHA executive to support Ludington's Proposal; but they refuse, giving the reason that "it is asking for Utopia" and "we will not support it". Ludington and Devine then ask the Buccaneer Homeowners to support it and over 350 ballots are obtained representing over 350 homes. (homes; not homeowners) The BHA exec refuses to support Ludington's proposal in a letter to the OPC on Nov 10, 1999. Somehow this letter is construed by the PSC staff lawyer to be a letter of support for the OPC/NFMU settlement.

\*Nov. 16...Tallahassee...,Gill, Devine and Ludington all argue for the Ludington Proposal while OPC says nothing except that they did sign the OPC/NFMU agreement. NFMU argues for the OPC/NFMU agreement and against the Ludington Proposal. Later in the day the PSC staff lawyer argues in support of the OPC/NFMU agreement and against the Ludington Proposal!

And here we are today awaiting official word from the PSC of their decision.

After reading all this please take the time to ask any executive member to dispute my dates or items; and then ask him/her why they would not openly support the Ludington Proposal! The proposal may not have been perfect; but it was workable if enough support had been shown for it.

If anyone still does not fully understand these happening, give me a call at 656-8263. I will do my best to explain. Ron

.....

Some questions,..... some answers, by Joe Devine.

From the Dec. Buccaneer News, report on the Nov. 15 BHA meeting, (which I did not attend because of my involvement in Tallahassee the next morning) I see that:

*Wally Johnson* claims a maverick is responsible to no one.....*not always true Wally*, this maverick is responsible to the many people who have donated money to our cause, delivered our newsletters time and time again, filled in our ballots and returned them on their own time, picketed in front of the park, gone to Lee County Council with questions, come out to our meetings and asked questions, offered to help, and have encouraged our efforts to gain the truth.

*Wally*, our support grows stronger all the time. We have support now from many folks who would not give us the time of day just a few months ago. Ask for a showing of hands at a BHA meeting sometime and see

just who these supporters are.

*Wally*, we are not afraid to inform the people of our discoveries. We ask why the Board did not keep the people in this park and those up North, well informed of all that had transpired with the OPC/NFMU case all summer? A look through the Buccaneer News all spring, summer, and even fall shows very little real information was ever shown by any committee or executive. This was very important stuff !! It was as though nothing happened all summer. But we now know better!

*Tom Gaylord* also said at the Nov. 15 BHA meeting that the homeowners in Buccaneer cannot to be told everything. He stated "Some things the Board could not tell you because MHC is part of the case and still is."

*Wrong Tom*, in Florida there is a thing called the Sunshine Law that says that anyone who asks is to be told the truth and that no board meetings are to be held in secret. Don't you think MHC's spies can look and listen too? How do you think Ron or Don or I get our information?? We ask for it! Or go to the court house and look at the records! Or research Florida statutes and rules thru the internet or the Law Library in Lee County. We don't just dream this stuff up!

*And Tom*, we have never said you, or any other member of the BHA executive "are all crooks" as you stated at that Nov. 15 BHA meeting.

*And Tom*, we have never tried to trample anyone's *civil rights*, because we did not like what they stood for, as you and your executive did when you took a vote to have us stricken as parties of record in the PSC case on August 26, 1999.

*And Tom*, we ask everyone to come to our meetings. We don't just select people who might just like our ideals! Folks come out because they want to hear the facts. Even then there are some that are still skeptical of our motives; but almost all homeowners were skeptics back in spring when they still believed in their BHA Board.

*And Tom*, the folks at our meetings are never shouted at, or shouted down, and their questions are answered as fully as we know how!

*And Tom*, we act in good faith by asking for approval first, then signing any agreement after the approval is given. That is why the Ludington Proposal was presented to the homeowners before anyone signed it, and that is why we got over 350 homes (not people; but homes) that supported it, and that is why we asked for your support too; but never got it.

*And Tom*, because some of your executive and your wastewater committee did not act in good faith, we now have temporarily lost our full hearing that was scheduled with its list of excellent and favorable witnesses, and their needed testimony, and we now find ourselves still fighting to keep NFMU's bills out of our mailboxes!

.....

We asked the BHA executive to supply all the tapes, and documents of BHA meetings over the past few years. They have agreed to talk with us on this very matter on Monday Dec. 6 at the morning BHA exec meeting in the smaller rec hall. Please plan on attending as there may be information that you would like to see or hear too. Under Florida law you have the right to see or hear this information too !

.....

This information obtained, printed and delivered at the expense of the publishers. If you find it informative and would like to help with the cost, feel free to drop by, or mail your donation to: Joe Devine, 688 Brigantine Blvd, North Fort Myers, FL 33917. Many thanks to those that have given already. Right now our "kitty" is low.....we would appreciate any contributions you feel are warranted. We donate our time and efforts; but the gasoline, printing and paper, don't come cheap.



## Public Service Commission

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

RECORDS AND  
REPORTING

59 DEC -6 PM 4:10

RECEIVED-FPSC

---

**DATE:** December 1, 1999  
**TO:** Blanca Bayo, Director, Division of Records and Reporting  
**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *mb*  
**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

---

This office has received the attached correspondence of Joe Devine received November 29, 1999. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.



"Where you always get your two cents worth" .. Vol. 1, No. 14 / November, 1999  
*Buccaneer residents Joe Devine and Ron Ludington, Publishers*

Buccaneer Homeowners did you know of, and, or, do you approve, of this action on the part of your BHA Executive? Is this just another method to show how they like to intimidate fellow homeowners?

## Roosa, Sutton, Burandt & Adamski, LLP

*Attorneys and Counselors at Law*

Richard V.S. Roosa  
Larry D. Sutton  
Robert B. Burandt  
Robert C. Adamski  
Ty G. Roland  
Tulio G. Suarez

1714 Cape Coral Parkway East  
Cape Coral, Florida 33904

Telephone: (941) 542-4733

Facsimile: (941) 542-9203

November 23, 1999

Joe Devine, Ron Ludington, Don Gill  
688 Brigantine Boulevard  
North Fort Myers, Florida 33917

*Re: Buccaneer Homeowners Association*

Gentleman:

Please be advised that our firm represents the Buccaneer Homeowners Association as well as individual members of the Board. While you have the right under the First Amendment of the United States Constitution to Freedom of Speech, you do not have the right to defame the character of individuals. Your publication has crossed the line by insinuations that certain members of the Board are receiving "kick-backs" while other members of the Board are altering audio tapes of previous meeting.

The Board has authorized me to institute litigation, however in an effort to avoid litigation, I have convinced them to allow me to make one (1) final attempt to secure your agreement to cease and desist from all defamatory remarks concerns individuals. If you do not cease and desist from your defamation insinuations, litigation will be filed against you, at which time, not only compensatory damages will be sought, but punitive damages as well.

PLEASE GOVERN YOURSELVES ACCORDINGLY.

Sincerely,



Robert B. Burandt

RBB/cab

cc: Buccaneer Homeowners Association

See next page for questions on this matter for ATTORNEY BURANDT from JOE DEVINE

1. When do you expect to file this case?
  2. When will your clients (the officers, directors, appointees, parliamentarian, etc) be ready to give \*video taped depositions in this matter?
  3. What are the names of the individuals you represent who claim to have had their characters defamed?
  4. Who is paying for this suit? Is it the Buccaneer Homeowners' legal fund? Did the BHA membership approve of this suit at a properly conducted meeting called for that purpose?
  5. When will your clients produce the master tape of the August 26 special meeting?
  6. If the Buccaneer Homeowners who contributed \$100 to the legal fund find that this objectionable law suit is being pursued using their own money, can they have their money back?
  7. Why is the BHA Board attempting to suppress freedom of speech?
- \* Please note that I may also depose others including, Robert Burandt, Steve Reilly, Jack Shreve, Jennifer Brubaker, Anthony Reeves, Martin Freidman and anyone else I feel may be involved in this matter.

This newsletter WILL NEVER BE SILENCED no matter what threats it receives.

.....

\* terms used in this newsletter; OPC means Office of Public Counsel; PSC means Public Service Commission; BHA means Buccaneer Homeowners' Association; NFMU means North Fort Myers Utility, Inc.

.....

## Round two has just started.....by Ron Ludington

Those of you who missed the Blo Hard sponsored meeting Nov. 23 sure missed a "doozy".

Devine, Ludington and Gill gave out copies of the settlement agreement, along with a local newspaper article which referred to our sewer situation, to all who showed up. Almost all attendees had not seen the agreement before, or even had a clue as to what was in it, up until that evening.

During the course of the evening the agreement was discussed, the parties responsible for its very existence were made known to all, and many questions were raised as to just how this agreement ever came to be approved by anyone, let alone the BHA executive. Some folks expressed anger and dismay at the BHA executive for proceeding with this agreement in the first place without getting a proper vote of confidence from all homeowners.

Many homeowners expressed astonishment at the intimidating process the executive, and the waste water committee were shown to have used to present this agreement to the few members who were called to the meeting of August 26 at which this settlement agreement was first made known.

It was also disclosed that the motion which was voted on that very hot night in August also contained a paragraph that asked for those voting to support the executive's request to have Devine, Gill and Ludington removed as parties of record in this PSC waste water case. It appears that we three were "thorns in the side of the executive" even then, and they did not like us supporting our own rights as we had previously asked to do.

I used to have some empathy for this BHA board; but I have very little any more. I think they have turned out to be spiteful and vindictive, and perhaps even jealous of the three of us for using our God Given Right to stick up for what we believe, and for taking the time to fight back.

We made ourselves "parties of record" in this Public Service Commission case way back in late 1998 when we felt we wanted to look after our own interests and not have the OPC do that for us. I am glad we did because we would now be further under the thumb of this dictatorial executive and would have been paying these sewer rates even now.

A "ton" of homeowners are now supporting our efforts; with encouragement, with funds, with ballots, and other offers of help. We will not let them down if we have any say in this matter.

Those of you who continue to support the BHA executive in this matter had better stand back and take a long hard look at just what has transpired under the leadership of this group. After doing that, ask yourself if you would have followed the same path they did.

At the August 26 meeting, Jack Colvin made it known that the rent/sewer committee had 710 signed forms of authority he could use for negotiation purposes. I wonder where Tom Gaylord got the right to sign a statement saying that he signed the request for the "Public Counsel to execute the above Settlement Agreement on behalf of ALL members of the Buccaneer Homeowners Association"? Did he ask you? Or me?

Enough said on that matter!! As I said in my closing remarks at the meeting...."We are just beginning our fight! The gloves are now off!"

Having just received a copy of the letter shown on the front of this Blo Hard I have an even lesser

opinion of this BHA Board. A threatening letter like that will not solve anything as it is just another scare tactic. I wonder just where they got the money to pay Burandt for his time for such a letter. Do you suppose it came from our rental/rates legal fund? Or did some of the "individuals", as mentioned in the letter, use their own money? By the way; just who are the "individuals" who are mentioned in the Burandt letter?

.....

*Questions we ask of our BHA executive and rent/sewer committee. Please have answers ready for the Dec. BHA meeting.*

1. How and when did the BHA inform the OPC that the BHA executive, and, or the BHA membership, was once again in support of the OPC/NFMU settlement agreement?
2. If this information was sent, why was an issue of this importance not made known to the general BHA membership?
3. If indeed this has happened why did the BHA executive take this sudden turn in the direction of their support from that expressed at the Oct 13 hearing?
4. Did the BHA executive approve of sending Stan Durbin and Jack Colvin to the Nov. 16 hearing in Tallahassee?
5. If so were their expenses covered by any BHA funds?
6. If they were approved to go what was the purpose of the visit of these men to Tallahassee when they were not allowed to participate in any way in the actual hearing? (After all the hearing only took 30 minutes and they did not stay for the latter session in which no one except commissioners and staff could participate.)
7. Did they, Colvin and Durbin, go with some last minute instructions for the OPC to carry out or was their visit just to ensure that OPC carried out the wishes of the BHA executive?
8. Whose money did you use to pay for Burandt's threatening letter to Devine, Ludington and Gill? Does an association use its own members' money to fight its own members?

Fellow homeowners, please save these questions for the next meeting of the BHA

.....

An article from the **Lee County Examiner** of Nov. 24.  
**SOLD DOWN THE SEWER**

by Kay Cullis Bull

When Ron Ludington, Don Gill and Joe Devine left NFM for Tallahassee to face the Public Service Commission hearing, they had in their possession an estimated 400 ballots signed by Buccaneer residents who disagreed with accepting the proposal that was presented by North Fort Myers Utility, Inc. (NFMU). Although not the majority of votes, it should have been enough for the Public Service Commission (PSC) to have taken another look at the original proposal.

The Maverick 3 never took the opportunity to present the 400 ballots to the commissioners. During the hearing, each of the men were given five minutes to present their case, as they were instructed at the PSC hearing on October 15.

The principals, including Ludington, Gill and Devine as well as \*Buccaneer attorney, Robert Brandt, were each given a stop-watch timed 5 minutes to present their case to the Commission first thing in the morning. Since Ludington was making the most essential part of Buccaneer's proposal, he was granted additional time graciously donated by the other three men.

The meeting was recessed until that afternoon, the PSC, then met on their regular Agenda items.

At the afternoon session, which no one from Buccaneer Estates attended, Jennifer Brubaker, staff attorney for the Office of Public Service, was given as much time as needed to present her case. The residents were given no time at all to rebut any of the remarks made by Brubaker. At one point, Brubaker was asked by Commissioner Susan Clark if the residents of Buccaneer were all in agreement to accept the previously made proposition and Brubaker answered, "Yes, they are." Either Brubaker was mistaken in making that statement or else she was misled. Residents are not in agreement, but were misrepresented by the Home Owners Association - an entity that was formed and whose officers were elected by the same residents who had signed ballots



refusing to accept the proposal that NFMU had made to them.

The Buccaneer HOA has wavered in it's position. The day of the PSC hearing at Buccaneer Estates, they changed their position to support the Maverick 3, refuting the original agreement. At a meeting a week later, they waffled and retreated to their original position of taking a six month buy-out for paying for wastewater treatment for the rest of their lives.

The entire hearing took most of the day to be presented; however, the decision was made after only 12 minutes of deliberation, according to Gill. The decision was that the residents of Buccaneer Estates must accept the original proposal, a giving the residents free wastewater treatment through September of this year. NFMU will now bill all the residents of Buccaneer Estates for their wastewater treatment. As Joe Devine said, "This is only a round 1 of 10 and we are ready to go to the mat."

In a telephone interview with Jennifer Brubaker on Friday, the staff attorney said, "Buccaneer Estates is now within the territory served by NFMU, as it has been for the past year." Brubaker went on to say, "When asked by Commissioner Susan Clark whether the residents of Buccaneer Estates has decided to accept the offer of settlement made by NFMU, I simply answered, yes, due to information provided to me by the Home Owners Association."

Commissioner Jacobs, of the PSC, when later informed of Ludington's proposed settlement agreement, stated he might have voted differently if he had been aware of it.

Devine, Gill and Ludington, can appeal the PSC decision, either back to the commission or at a later date, through the Florida court system.

In an interview with the Examiner, the Maverick 3 are not yet ready to surrender, and will appeal the decision. They are waiting for the written decision and will have 20 days to respond.

\* note that the reporter has used the name of the Buccaneer attorney as Robert Brandt (sic) when in fact it was Steve Reilly and Jack Shreve of OPC.

.....

## My turn again..... by Joe Devine

With the smashing success of the Tuesday night meeting and the overwhelming support shown at that meeting for the Blo Hard, it's publishers and contributors, it is time now to turn our thoughts to the BHA elections of February 2000. The BHA nominating committee will have the responsibility to put forward candidates who not only have the intelligence, common sense and other required attributes to serve this community. I know there are still many folks in this park who can do the job.

I think the days of simple minded little dictators heading this association may now be over and all future boards must be made to understand that they are serving at the will of the people and are not elected just to preserve their own egos. Even our BHA meetings must now be run in a proper fashion by following correct procedures as are stated in our bylaws and Roberts' Rules of Order. The use of intimidation must be stopped.

Candidates for office ask for your vote to serve in these positions and it is their responsibility to SERVE YOU, THE HOMROWNER and not to serve towards their own ends.

This outgoing board appears to me to have acted in a disgraceful manner, causing severe financial hardship to some of their fellow homeowners and now perhaps even using BHA funds to further their cause. Their back room dealings may have now subjected their own homeowners to payment, over the next few years, of millions of dollars for sewer services. LEGAL FUND? In the minutes of the board meeting of November 15th, Tom Gaylord raised the issue of the legal fund. He stated, he would like to see a legal fund established before this board went out of office. Some questions for Tom;

1. What has happened to the last 2 legal funds? 2. What has attorney Burandt billed so far to the homeowners in the rent case? 3. What is the balance of the legal funds at this time? 4. Is Tom asking for a 3rd legal fund?

1. Joe Devine would also make it known that the copy of the tape given to me of the August 26 th BHA meeting is now being analyzed by professional investigators to see if it has been altered in any way.

.....

This information obtained, printed and delivered at the expense of the publishers. If you find it informative and would like to help with the cost, feel free to drop by, or mail your donation to: Joe Devine, 688 Brigantine Blvd, North Fort Myers, FL 33917. Any size donation gratefully accepted; even a buck helps. Many thanks to those that have given already. We do appreciate it! We work for you!



## Public Service Commission

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

DATE: December 15, 1999

TO: Blanca Bayó, Director of Records and Reporting

FROM: Wilbur Stiles, Assistant to Commissioner Clark

RE: Communication Received in Docket No. 981781-SU, Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Attached is a copy of an e-mail message sent to Commissioner Clark on December 14, 1999, from Mr. Joe Devine regarding the above docket. Also attached is a copy of the newsletter referenced in Mr. Devine's email message. Please place this memorandum and the attachments on the correspondence side of the docket file.

RECEIVED FPSC  
99 DEC 17 PM 3:25  
RECORDS AND  
REPORTING

-----  
From: JOED688 @ SMTP (Joe D) [JOED688@webtv.net]  
To: Susan Clark  
Subject: fwd: Buccaneer Blo Hard  
-----

-----12/14/99-12:21pm-----  
Return-Path: <JOED688@webtv.net>  
Received: from mailsorter-105-1.iap.bryant.webtv.net (209.240.198.119)  
by mail.psc.state.fl.us (Connect2-SMTP 4.30A.1000128)  
for <SCLARK@PSC.STATE.FL.US>; Tue, 14 Dec 1999 12:21:35 -0500  
Received: from storefull-242.iap.bryant.webtv.net  
(storefull-242.iap.bryant.webtv.net [209.240.199.122])  
by mailsorter-105-1.iap.bryant.webtv.net (WebTV\_Postfix) with ESMTp id  
A6782C83  
for <SCLARK@PSC.STATE.FL.US>; Tue, 14 Dec 1999 09:21:37 -0800 (PST)  
Received: (from production@localhost) by storefull-242.iap.bryant.webtv.net  
(8.8.8-wtv-e/mt.gso.26Feb98) id JAA23791; Tue, 14 Dec 1999 09:21:37 -0800  
(PST)  
X-WebTV-Signature: 1  
ETAsAHQfDIyJ0gqyqoeoTBj+5MhKbLeBZwIUXciB6LW0iz8LUZOVfUPk1/WCYXw=  
From: JOED688@webtv.net (Joe D)  
Date: Tue, 14 Dec 1999 12:21:37 -0500 (EST)  
To: SCLARK@PSC.STATE.FL.US  
Subject: Buccaneer Blo Hard  
Message-ID: <29430-38567CA1-13108@storefull-242.iap.bryant.webtv.net>  
Content-Disposition: Inline  
Content-Type: Text/Plain; Charset=US-ASCII  
Content-Transfer-Encoding: 7Bit  
MIME-Version: 1.0 (WebTV)

Dear Ms. Clark,

Hope you are taking the time in your busy schedule to read the Blo Hard  
newsletter that I have sent to you. Hope to have a decision in the near  
future.

Joe Devine

Joed's new web page is <http://members.xoom.com/jdevine/>  
please save

Fwd-by: Susan Clark ---12/15/99--9:27am-----  
Fwd to: Billy Stiles  
.....  
please handle  
-----

981781

From: Billy Stiles

CONFIRMED

To: MAIL @ SMTP {JOED688@webtv.net}

Subject:

fwd: Docket No. 981781-SU, Application for amendment of Certificate No.  
247-S to extend service area by the transfer of Buccaneer Estates in Lee  
County to North Fort Myers Utility, Inc.

=====NOTE=====12/15/99==4:00pm=====

CC: Carol Purvis, Jennifer Brubaker, Kay Posey

.....  
Mr. Devine,

Commissioner Susan Clark forwarded to me your e-mail message regarding Florida  
Public Service Commission Docket No. 981781-SU, Application for amendment of  
Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates  
in Lee County to North Fort Myers Utility, Inc. She asked that I respond to you  
because, while the case is still pending (opportunity for reconsideration), she  
cannot comment on the merits of the proceeding.

You indicated that you "hoped to have a decision in the near future." Please be  
advised that the Commission's order was issued yesterday, December 14th. The Order  
can be accessed electronically via the Commission's web site:  
<http://www2.scri.net/psc>. I have attached an electronic copy in WordPerfect format  
for your convenience.

I have placed a copy of the latest version of your newsletter as well as a copy of  
your e-mail message to Commissioner Clark on the correspondence side of the docket  
file.

Wilbur Stiles  
Assistant to Commissioner Clark  
Florida Public Service Commission  
2540 Shumard Oak Blvd  
Tallahassee, FL 32399-0850  
ph. 850-413-6022  
email: bstiles@psc.state.fl.us

REC'D US AND  
REPORTING

99 DEC 15 PM 4:29

RECEIVED-TPSC

Fwd=by:=Carol=Purvis==12/15/99==4:08pm=====

Fwd to: Billy Stiles

.....  
I have made a copy of this e-mail to be placed on the correspondence side of the  
docket file.

Fwd=by:=Billy=Stiles==12/15/99==4:15pm=====

Fwd to: Carol Purvis

.....  
Thanks, Carol. I've prepared a memo to RAR with Mr. Devine's e-mail and his  
newsletter. These items do NOT have to be disseminated to the parties. The  
newsletter does not address the merits of the Buccaneer case, and the newsletter  
was intercepted.

Director  
Division of Records and Reporting

(We a

Fwd=by:=Blanca=Bayo==12/17/99==9:55am=====

Fwd to: Hong Wang, Jennifer Brubaker, Kay Flynn, Linda Williams

CC: James Ward, Noreen Davis

.....  
FYI -- this is Mr. Lundington's response.  
-----



From: RONLUD @ SMTP {ronlud@oxford.net}  
To: Hong Wang  
Subject: Re: Terrible work !!

CONFIRMED

981781

-----NOTE-----12/16/99==9:14pm-----  
Return-Path: <ronlud@oxford.net>  
Received: from amsterdam.execulink.net (199.166.6.19)  
by mail.psc.state.fl.us (Connect2-SMTP 4.30A.1000128)  
for <hwang@mail.psc.state.fl.us>; Thu, 16 Dec 1999 21:08:06 -0500  
Received: from 209.239.30.200 (ppp200.dcl.56k.execulink.com [209.239.30.200])  
by amsterdam.execulink.net (8.9.3/8.9.3) with SMTP id VAA12906  
for <hwang@mail.psc.state.fl.us>; Thu, 16 Dec 1999 21:08:07 -0500 (EST)  
Message-ID: <38599C90.29D4@oxford.net>  
Date: Thu, 16 Dec 1999 21:14:41 -0500  
From: ron ludington <ronlud@oxford.net>  
Reply-To: ronlud@oxford.net  
X-Mailer: Mozilla 3.04 (Macintosh; I; PPC)  
MIME-Version: 1.0  
To: Hong Wang <hwang@mail.psc.state.fl.us>  
Subject: Re: Terrible work !!  
References: <9A2559380175B9D1@mail.psc.state.fl.us>  
Content-Type: text/plain; charset=us-ascii  
Content-Transfer-Encoding: 7bit

I am presently in Canada for Xmas and was shocked to see the entry on the PSC site last evening. I cannot understand how this could have happened and plan on asking some very serious questions of Records and Recording when I return. This has been very embarrassing for me and I did not appreciate the error you people have made. If you called me in Ft. Myers you will only have gotten my answering machine as i will not return until late dec.  
Ron Ludington

Your latest entry on the docket 981781SU is totally incorrect. I refer to 15257-99 which states that Mr Ludington's settlement offer was approved by the PSC. This is incorrect information and should never have been entered as such!!  
Who approves this type of nonsense? This entry has caused many people to nearly have heart failure.  
Please advise me how this could have happened!

Ron Ludington

===== Fwd by: Hong Wang =====

Kay, I just got this e-mail. I called Mr. Ludington and left message. Can we fix the wrong entry on internet ASAP, please?

Fwd-by:=Hong=Wang=====12/17/99==8:46am=====

Fwd to: Blanca Bayo

.....  
Blanca, here is the e-mail we have talked about.

Thanks.

Fwd-by:=Blanca=Bayo=====12/17/99==9:05am=====

Fwd to: Hong Wang, RONLUD @ SMTP {ronlud@oxford.net}

CC:

James Ward, Jennifer Brubaker, Kay Flynn, Linda Williams, Matilda Sanders,  
Noreen Davis

.....  
Dear Mr. Ludington:

Please accept my apology for the distress caused to you by our error. We inadvertently typed in the wrong information into our case management system. As soon as this mistake was called to our attention it was corrected. Nonetheless, the information could not be removed from the Internet until the following evening. It is now correct on our system and on the Internet.

The Division of Record and Reporting takes great care to "get it right the first time". Rarely do we make a mistake, but we do make them.

I offer no excuse for our mistake. I hope you understand that this is an administrative error that in no way affects the outcome of the Commission's decision.

Again, I am sorry.

Sincerely,

Blanca S. Bayó  
Director  
Division of Records and Reporting

(We are changing E-mail systems, so I will send you this same message using our Outlook E-mail to ensure that it does not get lost in the change)

-----



## Public Service Commission

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

RECEIVED AND  
REPORTING

23 DEC 22 PM 3:09

RECEIVED-FPSC

---

**DATE:** December 22, 1999  
**TO:** Blanca Bayo, Director, Division of Records and Reporting  
**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*  
**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

---

This office has received the attached correspondence of Joe Devine received December 16, 1999. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.

~~~~~  
"Where you always get your two cents worth". Vol. 1, No. 16/ December, 1999  
Buccaneer residents Joe Devine and Ron Ludington, Publishers  
~~~~~

## ***Seasons Greetings to All Buccaneer Homeowners From Joe, Ron, and all our Blo Hard Supporters***

### ***SPECIAL MEETING***

***Come to a special meeting 7:00 pm , Wednesday, Dec .15  
Main Rec Hall***

We will try to fill in any gaps in your understanding of the PSC sewer situation and the illegal settlement agreement and try to explain what we see ahead for the Homeowners of Buccaneer. For those of you who have not heard by now, (Dec. 12), the PSC has delayed their final order on this matter. It was due Dec. 6.

~~~~~  
We hate to start out with the word "illegal" in our very first sentence; but we have said this whole settlement agreement was illegal since we first saw it, and now we have obtained information this week that justifies our thoughts. We looked (and listened) to many of the BHA records this week and have now determined that:

1. A document shows that Stan Durbin and Jack Colvin, apparently on their own, started the very first move towards a settlement agreement back in early August. We can find no paperwork that shows they had authority to do that. The forms that 710 of you signed, did not give them that authority. (The folks who signed those forms were not even given a copy.) Who gave them this authority? Here is an actual quote from that "Authority to Represent" form that 710 of you supposedly signed:

"By execution of this document, we, the undersigned, give Attorney Robert B. Burandt full authority to act in our behalf and to represent us in any litigation concerning our rental agreement and /or dispute as to rents charged, pass-through charges or pass-on charges."

These are clearly matters involving FS 723 and homeowners' rights under contracts with MHC. This agreement only covers 710 people in this park. Where did these guys get the right to involve the 710 folks who signed that form, let alone the remaining 1000 or so homeowners, in an illegal settlement agreement which had nothing to do with Burandt's litigation in civil court; but instead has to do with the Public Service Commission and NFMU's granting of territory and rates?? ..... that is illegal.

2. The illegal settlement agreement which suddenly appeared in late August was not at all legal because your BHA executive, after studying it, did not follow proper Florida State rules required to get approval. When the BHA president called each executive member by phone to get his/her opinion and or approval, he did not use a conference call as required under Florida Law (see FS Title XXXVI Chapter 617, specifically 617.0821 (1) and (2)..... that is illegal.

3. From these phone calls mentioned above no document showing the BHA Board's approval for this illegal settlement agreement has ever been signed by the BHA Board or even written up for the BHA board minutes, as of Dec. 10, 1999. (see same law above)..... that is illegal.

4. Steve Reilly of Office of Public Counsel states in a letter of Nov. 24, 1999, to Don Gill, that the OPC did not execute the illegal settlement agreement; which in our mind means to sign it, until after the August 26 meeting of the Buccaneer Homeowners; but yet the signature of Jack Shreve, his boss, appears on a faxed copy of the agreement on August 24, 1999. He signed before you approved it and so did your wastewater committee and your BHA President... that is illegal.

5. At the Oct. 13 hearing held in Buccaneer Estates the BHA executive all openly agreed to drop their support for this illegal settlement agreement; but by Nov. 10 they had reversed their position. This change of position was agreed to by use of individual telephone calls to some BHA board members who were absent and this change of position is still not supported by any BHA paperwork to that effect (see same law in item 2)..... that is illegal.

This BHA executive may have been duped into supporting this illegal settlement agreement by some very slick talking lawyers as near as we can see! Because all the executive members we have talked to lately do not realize the procedural mistakes they have made, we feel some empathy for them! We also think they have been given some damn poor legal advice, and some very suspect information from the wastewater committee, who appear to have been left to do things their way, unchecked by anyone.

When we listen to the tape of the August 26, "special meeting", and hear all the words spoken about this wonderful; but illegal settlement agreement, and how the homeowners had to support it that night or else face the consequences, we wonder why more of you did not become suspicious that something was just not

right!. Why was Joe Devine given such a hard time when he spoke against the illegal settlement agreement that night? He was right when he said it was illegal; but he was shouted down. We think you were all given a real "snow job" by the wastewater committee and others. Why the big rush to get it approved? You should hear the tape of all the coercion and intimidation that was used to get homeowners to vote for it? It is really interesting listening ! Call Ron Ludington before he goes North for Xmas. He has a copy. PH 656-8263

Some folks have said the Blo Hard is "nothing but lies". We have yet to have one person show us a single lie in it, when asked to point to one.

.....

#### News from Ron Ludington

I received another letter this week from the BHA lawyer, Bob Burandt. It was full of legal nonsense and a cute play on words about Joe Devine having "devine insight" or something to that effect; but it did nothing to answer my questions I had posed to Mr. Burandt in a letter I had written to him as a reply to his first "scary lawyer letter" of last month.

How can we solve our problems if folks accuse us of something and then refuse to back it up? I sure hope the BHA Board is not paying for these letters from Burandt, at least not from the hundred bucks I gave to the legal fund some time back.

Thanks for the co-operation that was shown from the BHA Board Members who opened up and showed the BHA records to us this past few days. We still want to look even further sometime.

#### Some more news from Joe Devine

I wish to thank the BHA board for organizing their records this past Wed. and Fri. The information we received was invaluable in helping us to seek a just verdict in this case.

It now seems that we have more than one nervous group in the park as evidenced by the MHC trucks dismantling the last of the sewer plant and getting rid of all the evidence in this ILLEGAL matter. MHC is also aware now that the PSC in Tallahassee is having problems in coming up with a decision.

A quick review of the transcript from the Nov. 16 hearing shows how the commissioners felt about MHC's participation in this whole matter. If I were MHC I would be covering my tracks too! People are really beginning to sweat here and it's not all from the sun's rays!!!!

#### A COMMENT ON THE GAYLORD LETTER

Of all the devastation that was inflicted into this case nothing hurt more than the BHA President's letter of November 10th, which in effect sabotaged our appearance in Tallahassee. The reply, that said "Yes" to the question of real support for the ILLEGAL settlement, that was made by Ms Brubaker to the PSC, was a real killer. And was also untrue!!! (She also gave misleading information to others at the Oct. 13 hearing on at least two matters.)

Unfortunately that was the final piece of evidence that the PSC lawyers needed to help convince the PSC to rule against us. Thank God we have uncovered many discrepancies in the BHA Board's, OPC's, and even PSC legal staff's records, these will help to give us a strong case for reconsideration, or even rehearing.

I wish to express my thanks to all our neighbors who contributed in any way towards keeping this newsletter going this year. God bless you all !!

.....

*Questions we ask of our BHA executive and rent/sewer committee. Please have answers ready for the Dec. BHA meeting. (we now have some of these answers already)*

1. How and when did the BHA inform the OPC that the BHA executive, and, or the BHA membership, was once again in support of the OPC/NFMU settlement agreement?
2. If this information was sent, why was an issue of this importance not made known to the general BHA membership?
3. If indeed this has happened why did the BHA executive take this sudden turn in the direction of their support from that expressed at the Oct 13 hearing?
4. Did the BHA executive approve of sending Stan Durbin and Jack Colvin to the Nov. 16 hearing in Tallahassee?
5. If so were their expenses covered by any BHA funds?
6. If they were approved to go what was the purpose of the visit of these men to Tallahassee when they were not allowed to participate in any way in the hearing? (After all the hearing only took 30 minutes and they did not stay for the latter session in which no one except commissioners and staff could participate.)
7. Did Colvin and Durbin, go with some last minute instructions for the OPC to carry out, or was their visit just to ensure that OPC carried out the wishes of the BHA executive ?
- 8 Whose money did you use to pay for Burandt's threatening letter to Devine, Ludington and Gill? Does an association use its own members' money to fight its own members?

**Fellow homeowners. please save these questions for the next meeting of the BHA**

This information obtained, printed and delivered at the expense of the publishers. If you find it informative and would like to help with the cost, feel free to drop by, or mail your donation to: Joe Devine, 688 Brigantine Blvd, North Fort Myers, FL 33917. Many thanks to those that have given. Right now our "kitty" is low. We would appreciate any contributions you feel are warranted. We donate our time and efforts; but the gasoline, faxes, phone calls to Tallahassee, copying costs, printing and paper, don't come cheap.



## Public Service Commission

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

**DATE:** December 22, 1999

**TO:** Blanca Bayo, Director, Division of Records and Reporting

**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*

**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

RECORDS AND  
REPORTING

99 DEC 22 PM 3:09

RECEIVED-FPSC

This office has received the attached correspondence of Frank and Ellen Jerkovich received December 20, 1999. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.

Dear Commissioner Jacobus

Please be advised that we ask you  
to reconsider the problem that is  
currently going on at the  
Buccooneer Estates as to the sewerage  
and water problems.

I think it has been very unfair  
as to how the M.H.C. Inc and  
North Fort Myers Utilities has prevented  
their case by putting us in the  
middle of their problems.

We would appreciate anything you  
can do for ~~on~~ the burden we  
would have to pay for something both  
of them should pay for.

Thank you

Ellen & Frank Jerkovich



Frank & Ellen Jerkovich  
439 Avanti Way Blvd.  
N Ft Myers FL 33917-2901



## Public Service Commission

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

---

**DATE:** December 22, 1999  
**TO:** Blanca Bayo, Director, Division of Records and Reporting  
**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*  
**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

---

RECORDS AND  
REPORTING

DEC 22 PM 3:09

RECEIVED-FPSC

This office has received the attached correspondence of Robert G. Klay received December 20, 1999. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.



142 Blue Beard Dr.  
Ft. Myers, FL 33917  
December, 16, 1999

Commissioner Jacobs  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Dear Sir:

I am a homeowner in Buccaneer Mobile Home Estates, N. Ft. Myers FL. I would like to run some things by you for your information. I will make this in the form of an item by item synopsis based on existing public data. The time frame will start at approximately mid 1998.

In mid 1998, MHC (the park owner) was fined \$10,000.00 for violations relative to operation of the wastewater plant at Buccaneer. MHC was requested to make certain repairs to bring the plant into compliance.

MHC approached N. Ft. Myers Utilities to negotiate an alternate solution to the problem. The solution was determined to be hooking the wastewater output from Buccaneer to the sewer lines of N. Ft. Myers Utilities.

At this point in time, the negotiating should have dwelled on how much it would cost to process approximately three million gallons per month based on 971 sites times 3000, bulk rate., or one hundred thousand gallons per day.

Bear in mind that at this time N. Ft. Myers Utilities did not have a legal certificate of territoriality for Buccaneer Estates.

Instead of trying to determine a bulk rate charge, N. Ft. Myers Utilities decided to charge each home site a \$462.00 hookup fee based on a supposition that the park had no water meters. I believe MHC misled N. Ft. Myers Utilities into believing that the park was unmetered. MHC has been reading all the water meters here for years. \$462.00 times 971 equals \$448,602.00, not an insignificant amount of money. Since the Commission and concerned parties have agreed to forgo the \$462.00 "connection fee", this tells me that MHC would be eligible for bulk rate charges.

MHC has in the past absorbed all expenses in regards to wastewater charges. It is to N.Ft. Myers Utilities advantage to be able to charge the Buccaneer homeowners whatever the market will bear, because it is their ultimate goal to sell the utilities to Lee County.

Decisions have been made based on the inaccurate assumption that 95% of the homeowners agree with the case brought before the Commission. Nothing could be further from the truth.

Sincerely,

*Robert G. Klay*

RECEIVED

DEC 20 1999

FLORIDA PUBLIC SERVICE COMMISSION  
Commissioner Jacobs

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

RECEIVED-IPSC  
99 DEC 23 PM 2:54  
RECORDS AND  
REPORTING

## Public Service Commission

December 22, 1999

Mr. & Mrs. Rodman  
486 Avanti Way Blvd.  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. & Mrs. Rodman:

Thank you for your correspondence dated December 20, 1999. Chairman Garcia's office has asked that I respond to your letter on the Chairman's behalf.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. Your letter will be treated as a request for reconsideration of this Order, which will be addressed at an upcoming Commission agenda conference. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6228.

Sincerely,

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

cc: Chairman Joe Garcia  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire

Mr. & Mrs. Rodman

Page 2

December 22, 1999

cc: Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

December 22, 1999

RECEIVED-FPSC  
99 DEC 23 PM 2:54  
RECORDS AND  
REPORTING

Ms. Wagner  
487 Avanti Way Blvd.  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Ms. Wagner:

Thank you for your correspondence dated December 20, 1999. Chairman Garcia's office has asked that I respond to your letter on the Chairman's behalf.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. Your letter will be treated as a request for reconsideration of this Order, which will be addressed at an upcoming Commission agenda conference. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6228.

Sincerely,

A handwritten signature in cursive script, reading "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

cc: Chairman Joe Garcia  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire

Ms. Wagner

Page 2

December 22, 1999

cc: Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

December 22, 1999

RECEIVED-FPSC  
99 DEC 23 PM 2:54  
RECORDS AND  
REPORTING

Mr. & Mrs. Weber  
578 Plaza Del Sol  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. & Mrs. Weber:

Thank you for your correspondence dated December 20, 1999. Chairman Garcia's office has asked that I respond to your letter on the Chairman's behalf.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. Your letter will be treated as a request for reconsideration of this Order, which will be addressed at an upcoming Commission agenda conference. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6228.

Sincerely,

A handwritten signature in cursive script, reading "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

cc: Chairman Joe Garcia  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire

Mr. & Mrs. Weber

Page 2

December 22, 1999

cc: Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

December 22, 1999

Mr. Robert D. Harris  
615 Plaza Del Sol  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S<sup>4</sup> to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Harris:

Thank you for your correspondence dated December 16, 1999. Chairman Garcia's office has asked that I respond to your letter on the Chairman's behalf.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. Your letter will be treated as a request for reconsideration of this Order, which will be addressed at an upcoming Commission agenda conference. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6228.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

cc: Chairman Joe Garcia  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire

RECEIVED-FPSC  
99 DEC 23 PM 2:54  
RECORDS AND  
REPORTING



Mr. Robert D. Harris

Page 2

December 22, 1999

cc: Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

December 22, 1999

RECEIVED-FPSC  
99 DEC 23 PM 2:54  
RECORDS AND  
REPORTING

Mr. & Mrs. Paden  
489 Avanti Way Blvd.  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. & Mrs. Paden:

Thank you for your correspondence dated December 20, 1999. Chairman Garcia's office has asked that I respond to your letter on the Chairman's behalf.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. Your letter will be treated as a request for reconsideration of this Order, which will be addressed at an upcoming Commission agenda conference. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6228.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

cc: Chairman Joe Garcia  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire

Mr. & Mrs. Paden  
Page 2  
December 22, 1999

cc: Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

December 22, 1999

RECEIVED-FPSC  
99 DEC 23 PM 2:55  
RECORDS AND  
REPORTING

Mr. & Mrs. Warren  
488 Avanti Way  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. & Mrs. Warren:

Thank you for your correspondence dated December 20, 1999. Chairman Garcia's office has asked that I respond to your letter on the Chairman's behalf.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. Your letter will be treated as a request for reconsideration of this Order, which will be addressed at an upcoming Commission agenda conference. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6228.

Sincerely,

A handwritten signature in cursive script, reading "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

cc: Chairman Joe Garcia  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire

Mr. & Mrs. Warren

Page 2

December 22, 1999

cc: Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

December 22, 1999

RECEIVED-PSC  
99 DEC 23 PM 2:55  
RECORDS AND  
REPORTING

Ms. Huch  
371 Pirates Rest Rd.  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Ms. Huch:

Thank you for your correspondence dated December 20, 1999. Chairman Garcia's office has asked that I respond to your letter on the Chairman's behalf.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. Your letter will be treated as a request for reconsideration of this Order, which will be addressed at an upcoming Commission agenda conference. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6228.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

cc: Chairman Joe Garcia  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire

Ms. Huch

Page 2

December 22, 1999

cc: Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

December 22, 1999

RECEIVED-FPSC  
99 DEC 23 PM 2:55  
RECORDS AND  
REPORTING

Mr. Myron K. Meyer  
619 Plaza Del Sol  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Meyer:

Thank you for your correspondence dated December 16, 1999. Chairman Garcia's office has asked that I respond to your letter on the Chairman's behalf.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. Your letter will be treated as a request for reconsideration of this Order, which will be addressed at an upcoming Commission agenda conference. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6228.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

cc: Chairman Joe Garcia  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire



Mr. Myron K. Meyer

Page 2

December 22, 1999

cc: Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill



## Public Service Commission

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

**DATE:** December 29, 1999  
**TO:** Blanca Bayo, Director, Division of Records and Reporting  
**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*  
**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

RECORDS AND  
REPORTING

10 JAN -3 PM 3:23

RECEIVED-FPSC

This office has received the attached correspondence of Robert E. Robb, Jr. received December 27, 1999. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.

12-21-99

MR. JACOBS

SUB: BUCCANEER WASTEWATER

I'VE READ THE MINUTES  
OF THE RECENT HEARING, AND  
AGREE THAT ALL'S NOT AS IT'S  
MADE TO APPEAR.

MR LUDDINGTO - A THOROUGH  
AND HONORABLE MAN - IS PRE-  
PARING A MOTION TO RECONSIDER.

I HOPE THAT WITH SOME  
OF THE NEW INFORMATION YOU  
WILL BE PERSUADED SUPPORT  
A NEW MONITORED HEARING  
HERE AT BUCCANEER WHEN  
ALL THE BIRDS HAVE RETURNED.  
THE MIS-STATEMENTS OF  
THE OPC REALLY HURT OUR CASE.

SINCERELY

Robert E. Robb

671 BRIGANTINE

R.E. ROBB

671 BRIGANTINE BLV  
N. FT. MYERS FL

33917

From: RONLUD @ SMTP {ronlud@oxford.net}  
To: Blanca Bayo  
Subject: Re: Terrible work !!

CONFIRMED

981781

====NOTE=====12/17/99==9:50am=====

Return-Path: <ronlud@oxford.net>

Received: from amsterdam.execulink.net (199.166.6.19)

by mail.psc.state.fl.us (Connect2-SMTP 4.30A.1000128)

for <bbayo@mail.psc.state.fl.us>; Fri, 17 Dec 1999 09:43:29 -0500

Received: from 209.239.11.70 (ppp6.d2-1.56k.execulink.com [209.239.11.70])

by amsterdam.execulink.net (8.9.3/8.9.3) with SMTP id JAA02332

for <bbayo@mail.psc.state.fl.us>; Fri, 17 Dec 1999 09:43:36 -0500 (EST)

Message-ID: <385A4DA2.13D7@oxford.net>

Date: Fri, 17 Dec 1999 09:50:12 -0500

From: ron ludington <ronlud@oxford.net>

Reply-To: ronlud@oxford.net

X-Mailer: Mozilla 3.04 (Macintosh; I; PPC)

MIME-Version: 1.0

To: Blanca Bayo <bbayo@mail.psc.state.fl.us>

Subject: Re: Terrible work !!

References: <9BFB59380175B9D1@mail.psc.state.fl.us>

Content-Type: text/plain; charset=iso-8859-1

Content-Transfer-Encoding: quoted-printable

X-MIME-Autoconverted: from 8bit to quoted-printable by amsterdam.execulink.net id JAA02332

Thank you for the reply; however the damage has been done! When the message was posted, preprinted press releases were sent out immediately and messages were sent to many people who were following this case with great interest.

We now have had to issue retractions and make the correct information known to many folks who have made decisions based upon that posted erroneous information.

Hardly a good day for all concerned and does not speak well for the Division of Records and Recording. I am at a loss to even think of how such an error could have been made.

Ron Ludington

===== Fwd by: Blanca Bayo =====

Dear Mr. Ludington:

Please accept my apology for the distress caused to you by our error.

We inadvertently typed in the wrong information into our case management system. As soon as this mistake was called to our attention it was corrected. Nonetheless, the information could not be removed from the Internet until the following evening. It is now correct on our system and on the Internet.

The Division of Record and Reporting takes great care to "do it right the first time". Rarely do we make a mistake, but we do make them.

I offer no excuse for our mistake. I hope you understand that this is an administrative error that in no way affects the outcome of the Commission's decision.

Again, I am sorry.

Sincerely,

Blanca S. Bayo

RECEIVED

Ken Fruit, Chairman,  
Joint Legislative Auditing Committee  
221 Capital  
Tallahassee, FL 32399

JAN 11 2000

Office of  
Public Counsel

January 7, 2000

Dear Sir;

I write this letter to you as a form of complaint against the Office of Public Counsel, and in particular, Mr. Steve Reilly, Associate Public Counsel.

Find attached a copy of a letter I sent to Mr. Reilly on Dec. 8, 1999 to which Mr. Reilly has not responded as of this date. The letter is self explanatory and Mr. Reilly should not have found it hard to either reply to it, or to fulfill the request that was made in it.

I even called Mr. Reilly by phone on December 29, 1999 to remind him of my request and he said he was busy with a report which was due that very day but would fulfill my request immediately after that.

It is my contention that Mr. Reilly has not fulfilled this request because he is worried about what I might find in the subject matter requested and that it might prove to me that Mr. Reilly may have been misled in certain matters concerning a Public Service Commission case on which we both have been working.

I would ask that you use the powers of your office to contact Mr. Reilly to determine his reason for the delay in supplying this information I had asked for over a month ago, and to have him expedite this matter immediately.

There is no legal excuse for the delay in replying to me either. The courtesy of a reply would have been appreciated; but Reilly has not seen fit to even go that far.

I await your immediate reply to this matter!

Yours



Joe Devine

cc: Jeb Bush, Governor of Florida  
Bob Butterworth, Florida Attorney General  
Greg Gay, Florida State Rep.  
Jennifer Brubaker, Legal Counsel, Public Service Comm.  
PSC Commissioners, Garcia, Deason, Jacobs, Clark  
Jack Shreve, Sr. Counsel, Office of Public Counsel



JACK SHREVE  
PUBLIC COUNSEL

**STATE OF FLORIDA**  
**OFFICE OF THE PUBLIC COUNSEL**

c/o The Florida Legislature  
111 West Madison St.  
Room 812  
Tallahassee, Florida 32399-1400  
850-488-9330

January 10, 2000

Mr. Joe Devine  
688 Brigantine  
North Fort Myers, FL 33917

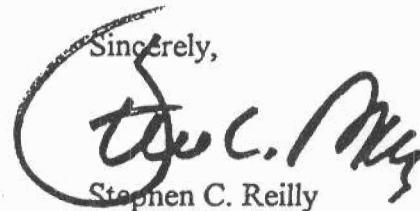
RE: Docket No. 981781-SU

Dear Mr. Devine:

Please find enclosed a copy of the correspondence from our office to any of the parties, or their counsel, or Mr. Robert Burandt or the Buccaneer Homeowners' Association ("BHA"), or the BHA's Utility Committee. Also enclosed are copies of correspondence to our office from any of the above entities. This correspondence is attached in chronological order.

If you have any questions feel free to call or write.

Sincerely,

  
Stephen C. Reilly  
Associate Public Counsel

SCR/dsb  
Enclosures

State of Florida

Susan F. Clark  
Commissioner



Capital Circle Office Center  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
(850) 413-6040  
Fax: (850) 413-6395

Public Service Commission

M E M O R A N D U M

January 10, 2000

TO: BLANCA BAYO, DIVISION OF RECORDS AND REPORTING  
FROM: KAY POSEY, COMMISSIONER CLARK'S OFFICE  
RE: DOCKET NO. 981781-SU

RECEIVED-FPSC  
00 JAN 10 PM 2:42  
RECORDS AND  
REPORTING

Please place the attached information on the correspondence side of the docket file for the above-noted docket. Thank you.

Attachment

~~~~~  
"Where you always get your two cents worth". Vol. 2, No. 1/ January 2000  
Buccaneer residents Joe Devine and Ron Ludington, Publishers  
.....

## Happy New Year To All Buccaneers

.....

RECEIVED

JAN 05 2000

Some folks have suggested that our mast head name may be offensive and that a new name may be in order. What do you think? How about "The Minuteman", as has been suggested? Let us know if you desire a name change. We see no great need for a change; but we are open to suggestions.

Florida Public Service Comm.  
Commissioner Clark

## From the Lee County Examiner of Dec. 22, 1999

### Sewer Stink Continues

By Kay Cullis Bull

On Monday, December 13, the Buccaneer Homeowners Association held their monthly meeting. The recreation hall was full when the meeting began at 7 p.m., people talking to each other in hushed tones. Association president, Thomas Gaylord, called the meeting to order. Everyone in the hall stood and saluted the flag. Gaylord welcomed everyone to the meeting saying, "Merry Christmas, Bah Humbug, and Happy New Year," apparently hoping for some positive reaction from the audience -- however, there was not so much as a chuckle from anyone. There were more important things on these people's minds than a bit of half-baked humor. They were gathered to hear the answers to questions that had been posed to the BHOA regarding the ongoing problem at Buccaneer with regard to the sewer.

Before long, resident Ruth Anne Kaiser was given the floor and she read a letter in which she thanked the Association for all the hard work that was being done for all of the park residents concerning the problem which was of utmost concern to everyone in the recreation hall. Gaylord tried to rapidly attempt to gloss over the subject of the sewer problems which have been plaguing Buccaneer for more than a year.

However, other residents in the recreation hall were not going to let this happen. There were questions they believed needed answers; where did the Association stand concerning allegations by neighbors Joe Devine, Ron Ludington and Don Gill made in both this newspaper and their own publication "The Blow Hard" that Association members had "sold out" in favor of the NFMU proposal.

Gaylord made allegations of his own that the EXAMINER was unfair by not giving him or other members of the Board the opportunity to tell "their side of the story." This reporter approached him at the dais and handed him a business card and told him that the EXAMINER would be more than happy to speak to him at any time of his choosing. He was also told that two messages had been left on his answering machine to call him prior to this, but that he had evidently ignored the request. In front of the audience, Gaylord informed this reporter that he would be very happy to have the opportunity to speak to the EXAMINER.

As the discussion grew more and more heated when Gaylord refused to give clear answers to any questions asked of him (including the ones he was reading from the newsletter published by Devine, Ludington and Gill), tempers grew shorter and shorter. Gaylord finally shouted into the microphone that the meeting was over and began singing America the Beautiful, ending all discussion, but leaving the meeting open as there had been no motion, no second, or vote to curtail it.

As the audience began filing out of the recreation hall, this reporter again approached Gaylord, hoping to set a date and time for an interview. He refused to do this, telling me that I could call him for an appointment, and if there was no answer, to leave a message on his answering machine and turned his back on me and walked away.

During a telephone conversation with the BHOA President on Tuesday afternoon, Gaylord told the EXAMINER, "In reading your reports of this event, I find that you have been extremely biased in your reporting. I do not feel that I would get a fair report in your newspaper. Therefore, I do not feel that I have anything to say to you."

Mr. Gaylord, the definition of "biased" is one-sided. Since you, as president of the BHOA have refused to speak to us, I agree that our reporting is biased -- we have only had the opportunity to speak to "the dissenters," who have been more than happy to talk to us. The EXAMINER regrets your feelings on this matter. If given the opportunity to speak to you, we would have been professional and unbiased in reporting "your side of the story." Both the EXAMINER and this reporter have always made an effort to accurately report anything that is told to us. And we



have tried, on at least 3 occasions, to give you your opportunity. If in the future you would like to speak to the EXAMINER, we will be more than happy to do this.

Another meeting was held on Wednesday, December 15, 1999, at 7 p.m. during which two of the three "mavericks" talked to residents about many of their findings while going through transcripts of the decision-making discussion that Public Service Commissioners held after the hearing in Tallahassee on November 16. In direct contrast to the meeting on Monday, this meeting was orderly and extremely informative.

Joe Devine pointed out several items including a memo from the Public Service Comm. (PSC) evidencing that both Thomas Gaylord and his wife, Helen were originally on the list of dissenters to the original agreement.

In the minutes of a meeting held on January 20, 1999, Attorney Burandt stated that "life timers" do not pay extra for sewer disposal; therefore, they are not included [in the problems currently plaguing the park]. Attorney Carl Peterson of MHC replied that the sewer was already in operation as of that date, and that the park had not been in compliance for the 12 months prior to hook up. He went on to add that "the pass-through is no issue because it is governmentally mandated." It has been since be proven that no governmental mandate had been issued condemning the waste water plant on the Buccaneer premises. Another comment from Attorney Burandt in these minutes refers to "leaving the lifetimers alone, and wanting residents to have no \$462 pass-through fee, and a reduction in monthly rent of \$15. The mavericks are questioning whether, by remarks such as this, are the lifetime lease holders getting special treatment in this quagmire.

Finally, in the same minutes, then-President Jack Colvin remarked that he had a letter in his possession dated 1985 where homeowners were charged a pass-through in the total amount of \$135,000. The mavericks believe that if residents were billed for approximately \$135 each for maintenance and upkeep of either the treatment plant or the maze of underground pipes leading from homes to the treatment plant, then that automatically made them one-share owners of said plant or infrastructure. They are questioning how MHC could contract with NFMU to make obsolete something that the residents owned without their consent.

The dissenting parties explained to residents the financial difference between each resident being individually billed for waste water disposal and what it would cost if MHC acted as a go-between in the issue and become the customer of NFMU, enabling them to offer a bulk disposal rate to residents. In the latter case, it has been estimated that it would cost residents probably under \$1 if they were charged bulk rates if MHC were being billed and passing the costs on to them, as opposed to the \$10.98 flat monthly fee for the same thing on an individual basis.

In conclusion, at the end of the Nov 16 hearing discussion, Commissioner Jacobs asked Jennifer Brubaker, counsel for the PSC, whether the decision would issue as final action. Brubaker stated that it would. Commissioner Deason then asked if it would be subject to reconsideration and appeal. Brubaker answered, "Yes."

What this represents to residents is the fact that the decision handed down can and will be appealed. According to law, Devine, Ludington and Gill have 15 days from the date they received the official document from the PSC (December 14, 1999). According to Joe Devine, the mavericks are presently preparing their Motion of Reconsideration. And with the information they have amassed coupled with the knowledge of procedures, Round Two of this ongoing saga will soon begin.

### ..... "New times a comin"..... by Ron Ludington

With the approach of elections next month and the new executive that will appear, I would just like to take the time to remind those that get elected, that you must not take the Buccaneer Homeowners for granted any longer. In the past few months the BHA Executive has done things without considering the wishes of the full BHA membership. This has caused a big split in the membership as many homeowners feel they are treated like second class citizens; just because they do not reside in the park all the time, and therefore cannot be present for all meetings. They feel they have not been informed of vital matters in which they deserved a say.

A homeowner, is a homeowner, and is not a full-time or part-time resident or anything else. He/she deserves a say in all matters whether here for meetings or not. Past executives have said that they do not have the time to contact each homeowner, or the expense to do so is too great. We should no longer tolerate this approach. The much disputed sewer "settlement agreement" is proof of that very fact. BHA problems that come up from time to time, must be fully explained, fully studied, and fully voted on, by all homeowners.

Those of you who belong to FMO and have read their latest newsletter, will now know we have been correct all along in insisting that the BHA meeting of Aug 26, 1999, in which the settlement agreement surfaced, was not a legal meeting, because the vote on the agreement was illegal. I refer to one vote only per household! The legal way to vote according to FS 723 and the FMO's advisors!! Another reason to join FMO?

And while on the subject of the "settlement agreement", let me say this. The PSC made a decision on Dec. 14 to accept the settlement agreement between OPC/NFMU. The illegal settlement agreement!

I, and a lot of other homeowners, was not very pleased to read of the PSC decision and I have sent PSC a

"Motion for Reconsideration", which is allowed for by law. Others did too; while many homeowners sent in letters telling the PSC of their displeasure with the decision; but our own BHA president sent in a letter telling of the directors' pleasure! By Dec. 29 both OPC and NFMU had already replied to our motions. NFMU even went so far as to discredit the people who had written letters insinuating that they had no right to do that.

How did we get into such a mess??

My motion to the PSC lists several valid points which show that the "settlement agreement" was illegal in its entirety, was not supported by a real majority of the BHA Homeowners, was signed by all parties before presentation for a vote, and that the actual vote was not legal in any case. There were also several other issues that I went over in the motion that need more study by PSC. One of the greatest issues that really needs a visit by PSC, is the original developers' agreement between MHC and NFMU !!

If the PSC chooses to ignore the motions, we (yes, there are several of us) are ready for the next step which involves an appeal in First Civil Court of Appeals. In the meantime you should be free of sewer bills .

I trust that many of you are not aware of the fact that our wastewater committee, by their own admission, started down this road towards a settlement agreement way back in August; instead of allowing the full PSC Hearing of September 14/15 to proceed as scheduled. Did the BHA give them this authority?? But for that move towards the agreement, we very well might be in a totally different situation right now.

The Office of Public Counsel had some very convincing expert witnesses ready for that September hearing. Witnesses who were ready to testify against both MHC and NFMU's involvement in the original developers' agreement. Witnesses that showed it was all a scam!! We could have had this whole mess solved long ago; and to our advantage; but certain parties sought to go another route which may eventually have us paying the sewer bills anyway. What a shame that would be.

Has anyone ever figured out just what will happen when we win the Civil Court case (with Burandt) for excessive rent and sewer charges, but then perhaps still have to pay NFMU for sewer service each month because of this settlement agreement? How would we ever backtrack to where MHC pays the sewer costs if the court finds that is the legal way to proceed? I for one do not want another bill coming to my home each month, especially when the court finds someone else may be liable for it.

Please remember that it was not the 3 mavericks, or the Blo Hard, that promoted the settlement agreement you now face. It was your own BHA Executive!! We have fought it from the beginning! We continue to do so even now!! We wanted to go to the full hearing in September with the expert witnesses!

To the lady at home number 313 who no longer wants the Blo Hard delivered (we won't) and who wants to pay for sewers because she says it's in her lease that she has to; I would just say to read the lease even further and see where it refers to Florida Statute 723, which gives you many rights over what your lease appears to say, and also tells how the park owner must go about passing legal sewer costs on to you.

Can homeowners still help our cause? See below. Don't delay, do it as soon as possible!

1. Write a letter expressing your disappointment with the PSC's decision to accept the settlement agreement. Tell them you are not in favor of it. Write to: Public Service Commission, (Chairman Garcia, or Commissioner Deason, or Clark, or Jacobs, ) 2540 Shumard Oak Blvd., Tallahassee FL 32399-0850

*Do not delay...Do it now. No one else can do it but YOU*

2. Call the Office of Public Counsel at 1-800-342-0222 and tell Jack Shreve or Steve Reilly just how unhappy you are with the position they have taken in support of the settlement agreement. Tell them they have been ill advised by the BHA Executive.

*Call them starting January 3 or 4 ! Keep trying until you reach them.*

.....  
RESPONDING TO PUBLIC OPINION..... by Joe Devine

### HAPPY NEW YEAR!

The last eight or nine months have been extremely full and rewarding for me as a Buccaneer, because of my participation in a cause that I believe will result in a victory for all my neighbors. As you may now know the 3 mavericks, Devine, Gill and Ludington, have Motions for Reconsideration and Rehearing before the Public Service Commission, and a mid February, 2000, date may be set aside for us to be heard in Tallahassee.

We await the PSC decision on that.

The other issue that has been presented to me by many of my fellow Buccaneers is why I should run for the Presidency of the Buccaneer Homeowners Association and then attempt to break the ongoing clique that has manipulated things in this park for the last several years.

After much deliberation I have now decided to participate in this year's election for the Presidency of the Buccaneer Homeowners' Association with the complete understanding, that I will only serve one year in this, or any other position.

### I BELIEVE THE PARK BELONGS TO ALL HOMEOWNERS

My platform is very simple; I firmly believe all homeowners must have an equal voice in all the Association's matters. Providing truthful and timely information is also the key to a well run community which allows for everyone to participate in all decisions. Well run meetings, operating under established rules, should be the norm from now on.

I also stand behind this newsletter which has provided more truthful information for you, the Buccaneer Homeowner, in 1999, than you have ever received in the last 10 years. The Buccaneer News has failed to do that! The last issue was very biased in its reporting of the latest BHA meeting.

It is time to put a stop to the revolving chair political routine that has gone on for many years and to consider new candidates who will allow you to have input into all the issues in the park that you have been denied for so long. "Straight talk", along with with no "back room deals" is what I am seeking in the future.

If elected I will devote 100% of my time to representing the homeowners of Buccaneer in a professional and legal manner.

I also call for debates, involving all the candidates, between January 12th and election day, debates lasting up to 2 hrs in length, with all our neighbors and the media in attendance. I will debate any and all presidential candidates, on any issue, that is brought up.

### YOU THE VOTERS SHOULD KNOW WHERE YOUR CANDIDATES STAND ON EACH ISSUE.

Joe Devine's history for those who do not know him personally:

- \* Florida resident last 5 years.
- \* Organized 300,000 credit union depositors to strike for the return of their savings, during Rhode Island's biggest banking scandal, 1991-1994.
- \* Independent candidate for Governor of Rhode Island, 1992.
- \* 35 years retail management and retail computer consulting.

.....

### ONE LOT -- ONE VOTE.....DON GILL

In February the annual election of one-half of the board of directors and all the officers of the Buccaneer Homeowners' Association will take place. Last year when I voted I was surprised to learn that some properties get to cast one vote, some two votes and a few that may even get to cast three votes. The question that came to my mind was - how come some properties have more representation than other properties? It seems to me that no matter how many persons live in a mobile home the homeowner(s) get to pay one rent, one water bill, one ad valorem tax, etc. In my mind I find that it isn't fair that it can take the votes of two homes with single homeowners to cancel out the votes in one house with two homeowners. Remember, when it comes time to pay the lot bills, the bills are applied equally on a lot by lot basis, i.e., one home (lot) - one bill.

I have heard the argument; "Suppose a husband and a wife don't agree on how to cast their vote?" My answer to that is to have special ballots worth a half of a vote available on Election Day for the homeowners who want to split their vote. However, each lot number would only be assigned a total of one vote. Or we can do it the legal way - see attached FMO article.

.....

This information obtained, printed and delivered at the expense of the publishers. If you find it informative and would like to help with the cost, feel free to drop by, or mail your donation to: Joe Devine, 688 Brigantine, North Fort Myers, FL 33917. We do need your contributions of any size. We have no sponsoring advertisers, and never will.



In past years the FMO NEWS contained a monthly feature called the Q&A column. This column highlighted questions that were of concern to many FMO members. We are delighted to be able to reintroduce this popular feature in this edition of the FMO NEWS.

Each month we will be addressing one or more questions that members have called or written FMO to have answered. Because this is the time of year when many Chapter 723 homeowner associations are holding their annual meeting of members, we'll begin by looking at what constitutes a quorum at a Chapter 723 homeowner association membership meeting.

## QUESTION

***are having our annual homeowners association meeting of members in January. Could you clarify what we must do to fulfill the quorum requirements as provided in Florida Statutes Chapter 723?***

## ANSWER

The Florida Mobile Home Act, Chapter 723, requires that a "MAJORITY OF THE MEMBERS SHALL CONSTITUTE A QUORUM." This is a mandatory provision that must be included in a Chapter 723 homeowner association's bylaws and is not optional. If your association's bylaws require a lesser percentage, then they are not in accordance with the Florida Statutes (F.S.).

F. S. 723.075 defines who is a member of a homeowners association as follows:

*...Upon such consent by two-thirds of the mobile home owners, all consenting mobile home owners in the park and their successors shall become members of the association...*

You will note that the statute refers to mobile home owners. This means that only the bona fide owner of a mobile home located in the park may be a member of the association. In addition each household is entitled to one vote. This means that while you may have co-owners as members of the association, each unit will have one vote and represents one unit in the establishment of a quorum.

F. S. 723.078(2) (b) governs the bylaws of homeowner associations and makes the following requirement:



(Continued from page 5)

***A majority of the members shall constitute a quorum. Decisions shall be made by a majority of members represented at a meeting at which a quorum is present.***

To better understand what the statute means, let's take a look at an example of a homeowners association in Seaside Mobile Home Park. Seaside has 100 homes located on 100 lots in the park. All of the 100 homeowners in the park have consented to be members of the Seaside Mobile Homeowners' Association, Inc. Each home represents one unit for computation of a quorum regardless of how many people reside in that home. The association is planning its annual membership meeting for January 15, 2000.

In order to have a legal meeting where business can be done, a quorum must be established. Because Seaside has one hundred member units, a majority, or at least 51 of the member units must be represented to constitute a quorum according to Chapter 723. If 51 were the total member units attending the meeting, then according to F.S. 723.078(2)(b), a majority of the 51 units, or 26 units, would be required to make decisions.

Let's see what would happen if 60 member units were represented at the meeting. In this case, 51 would still constitute a quorum, but it would require the vote of 31 members to make decisions.

For many associations, the biggest problem is getting enough members out to the meeting to establish a quorum so that business can be conducted. F.S. 723.078(2)(b) also requires that the association bylaws provide for the definition and use of proxy. If the Seaside Association Bylaws provide that a properly completed proxy may be used to establish a quorum, then a quorum could be established by adding the number of the people present at the meeting with the proxies that had been submitted to arrive at the total of 51 required to constitute a quorum.

Proxies may also be used in the election of officers and voting on other association business; however, proxies must be drawn up for that purpose. It is strongly recommended that you consult with your association attorney on the definition and use of proxies by your association. Your attorney can also provide the association with proxy forms to be used.

The FMO understands the difficulty that faces many homeowner associations in meeting the majority requirement and has tried to have the statutory requirement lowered to 30%. The Legislature, however, has kept the majority requirement. Therefore to conduct legal membership meetings, your association's bylaws must comport with Chapter 723. ■

(Continued on page 19)

Audio Tape of Special Meeting, August 26, 1999, Buccaneer Homeowners' Association, at which proposed settlement agreement between OPC and NFMU was introduced.

\* Note; This meeting did not have a quorum. A quorum is obtained only after 51% or more of the owners of 971 homes are present; (Fs 723). 496 owners are needed for a quorum yet only 307 people were present. Vote is not legal as only 297 people voted for agreement; and even then the vote was calculated by subtracting abstainers and opposing voters from the total number of attendees rather than a count of actual supporting voters.

\* Intimidation was used by all supporting parties to obtain even the small vote of support. Dissension was not allowed, or shouted down or ridiculed. Outright lies were told by the wastewater committee members in supporting their position. Please listen to at least the last two thirds of the tape at which time the agreement had been read out and homeowners were finally allowed to ask questions.

**RECEIVED**

JAN 05 2000

Florida Public Service Comm.  
Commissioner Clark

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

January 11, 2000

RECEIVED-PPSC  
00 JAN 11 PM 3:35  
RECORDS AND  
REPORTING

Mr. Robert E. Robb  
671 Brigantine Blvd.  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S  
to extend service area by the transfer of Buccaneer Estates in Lee County to North  
Fort Myers Utility, Inc.

Dear Mr. Robb:

Thank you for your correspondence dated December 21, 1999. I am responding to your letter because Chairman Garcia and Commissioner Clark are prohibited by Chapter 350, Florida Statutes, from commenting on the merits of matters pending before the Commission.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. There are currently two motions for reconsideration of this Order pending before the Commission, which will be addressed at a Commission agenda conference in February. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>. Also, The Florida Channel broadcasts a live or tape-delayed video transmission of the Commission agenda conferences via your local cable station and on satellite Telestar 4, Channel 13. Your letter will be placed in the correspondence site of the docket file in this case for informational purposes.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

Mr. Robert E. Robb

Page 2

January 11, 2000

cc: Chairman Joe Garcia's Office  
Commissioner Susan Clark's Office  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire  
Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

January 11, 2000

**RECEIVED**

JAN 11 2000

FPSC - Records/Reporting

Mr. Robert G. Klay  
142 Blue Beard Dr.  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Klay:

Thank you for your correspondence dated December 16, 1999. I am responding to your letter because Chairman Garcia and Commissioner Clark are prohibited by Chapter 350, Florida Statutes, from commenting on the merits of matters pending before the Commission.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. There are currently two motions for reconsideration of this Order pending before the Commission, which will be addressed at a Commission agenda conference in February. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>. Also, The Florida Channel broadcasts a live or tape-delayed video transmission of the Commission agenda conferences via your local cable station and on satellite Telestar 4, Channel 13. Your letter will be placed in the correspondence site of the docket file in this case for informational purposes.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater



Mr. Robert G. Klay

Page 2

January 11, 2000

cc: Chairman Joe Garcia's Office  
Commissioner Susan Clark's Office  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire  
Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

January 11, 2000

**RECEIVED**

JAN 11 2000

FPSC - Records/Reporting

Ms. Miriam Kapsinow  
963 Avanti Way  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Ms. Kapsinow:

Thank you for your correspondence dated January 2, 2000. I am responding to your letter because Chairman Garcia is prohibited by Chapter 350, Florida Statutes, from commenting on the merits of matters pending before the Commission.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. There are currently two motions for reconsideration of this Order pending before the Commission, which will be addressed at a Commission agenda conference in February. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>. Also, The Florida Channel broadcasts a live or tape-delayed video transmission of the Commission agenda conferences via your local cable station and on satellite Telestar 4, Channel 13. Your letter will be placed in the correspondence site of the docket file in this case for informational purposes.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

Ms. Miriam Kapsinow

Page 2

January 11, 2000

cc: Chairman Joe Garcia's Office  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire  
Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

January 11, 2000

**RECEIVED**

JAN 11 2000

FPSC - Records/Reporting

Mr. & Mrs. Frank Jerkovich  
439 Avanti Way Blvd.  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. & Mrs. Jerkovich:

Thank you for your correspondence dated December 16, 1999. I am responding to your letter because Commissioner Clark is prohibited by Chapter 350, Florida Statutes, from commenting on the merits of matters pending before the Commission.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. There are currently two motions for reconsideration of this Order pending before the Commission, which will be addressed at a Commission agenda conference in February. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>. Also, The Florida Channel broadcasts a live or tape-delayed video transmission of the Commission agenda conferences via your local cable station and on satellite Telestar 4, Channel 13. Your letter will be placed in the correspondence site of the docket file in this case for informational purposes.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

Mr. & Mrs. Frank Jerkovich

Page 2

January 11, 2000

cc: Commissioner Susan Clark's Office  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire  
Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

January 11, 2000

**RECEIVED**

JAN 11 2000

FPSC - Records/Reporting

Ms. Mary Goss  
9 Parrot Pl. Bme  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Ms. Goss:

Thank you for your correspondence dated December 16, 1999. I am responding to your letter because Commissioner Clark is prohibited by Chapter 350, Florida Statutes, from commenting on the merits of matters pending before the Commission.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. There are currently two motions for reconsideration of this Order pending before the Commission, which will be addressed at a Commission agenda conference in February. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>. Also, The Florida Channel broadcasts a live or tape-delayed video transmission of the Commission agenda conferences via your local cable station and on satellite Telestar 4, Channel 13. Your letter will be placed in the correspondence site of the docket file in this case for informational purposes.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

Ms. Mary Goss  
Page 2  
January 11, 2000

cc: Commissioner Susan Clark's Office  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire  
Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

January 11, 2000

**RECEIVED**

JAN 11 2000

FPSC - Records/Reporting

Mr. Myron K. Meyer  
619 Plaza Del Sol  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Meyer:

Thank you for your correspondence dated December 16, 1999. I am responding to your letter because Commissioner Clark is prohibited by Chapter 350, Florida Statutes, from commenting on the merits of matters pending before the Commission.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. There are currently two motions for reconsideration of this Order pending before the Commission, which will be addressed at a Commission agenda conference in February. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>. Also, The Florida Channel broadcasts a live or tape-delayed video transmission of the Commission agenda conferences via your local cable station and on satellite Telestar 4, Channel 13. Your letter will be placed in the correspondence site of the docket file in this case for informational purposes.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater



Mr. Myron K. Meyer

Page 2

January 11, 2000

cc: Commissioner Susan Clark's Office  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire  
Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

January 11, 2000

**RECEIVED**

JAN 11 2000

FPSC - Records/Reporting

Mr. Robert K. Hopkins  
523 Avanti Way Blvd.  
North Ft. Myers, Florida 33917

RE: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Hopkins:

Thank you for your correspondence dated January 2, 2000. I am responding to your letter because Chairman Garcia is prohibited by Chapter 350, Florida Statutes, from commenting on the merits of matters pending before the Commission.

As you are aware, the Commission rendered its decision in this matter by Order No. PSC-99-2444-AS-SU, issued December 14, 1999. There are currently two motions for reconsideration of this Order pending before the Commission, which will be addressed at a Commission agenda conference in February. You can monitor the developments in this case from our website located at <http://www.floridapsc.com>. Also, The Florida Channel broadcasts a live or tape-delayed video transmission of the Commission agenda conferences via your local cable station and on satellite Telestar 4, Channel 13. Your letter will be placed in the correspondence site of the docket file in this case for informational purposes.

If you have any questions, please call Ms. Jennifer Brubaker, the attorney assigned to this case, at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rosanne Gervasi".

Rosanne Gervasi, Chief  
Division of Legal Services  
Bureau of Water and Wastewater

Mr. Robert K. Hopkins

Page 2

January 11, 2000

cc: Chairman Joe Garcia's Office  
Division of Legal Services (Brubaker, Cibula)  
Division of Water and Wastewater (Messer, Redemann)  
Mr. Martin S. Friedman, Esquire  
Mr. Jack Shreve, Esquire  
Mr. Steve Reilly, Esquire  
Mr. Ronald Ludington  
Mr. Joseph Devine  
Mr. Donald Gill

State of Florida

Susan F. Clark  
Commissioner



Capital Circle Office Center  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
(850) 413-6040  
Fax: (850) 413-6395

Public Service Commission

MEMORANDUM

January 12, 2000

TO: BLANCA BAYO, DIVISION OF RECORDS AND REPORTING  
FROM: KAY POSEY, COMMISSIONER CLARK'S OFFICE *KP*  
RE: DOCKET NO. 981781-SU

RECEIVED-FPSC  
00 JAN 12 AM 10:44  
RECORDS AND  
REPORTING

---

Please place the attached letter on the correspondence side of the docket file for the above-noted docket. Thank you.

Attachment

Ken Pruitt, Chairman,  
Joint Legislative Auditing Committee  
221 Capital  
Tallahassee, FL 32399

RECEIVED

JAN 10 2000

Florida Public Service Comm.  
Commissioner Clark

January 7, 2000

Dear Sir;

I write this letter to you as a form of complaint against the Office of Public Counsel, and in particular, Mr. Steve Reilly, Associate Public Counsel.

Find attached a copy of a letter I sent to Mr. Reilly on Dec. 8, 1999 to which Mr. Reilly has not responded as of this date. The letter is self explanatory and Mr. Reilly should not have found it hard to either reply to it, or to fulfill the request that was made in it.

I even called Mr. Reilly by phone on December 29, 1999 to remind him of my request and he said he was busy with a report which was due that very day but would fulfill my request immediately after that.

It is my contention that Mr. Reilly has not fulfilled this request because he is worried about what I might find in the subject matter requested and that it might prove to me that Mr. Reilly may have been misled in certain matters concerning a Public Service Commission case on which we both have been working.

I would ask that you use the powers of your office to contact Mr. Reilly to determine his reason for the delay in supplying this information I had asked for over a month ago, and to have him expedite this matter immediately.

There is no legal excuse for the delay in replying to me either. The courtesy of a reply would have been appreciated; but Reilly has not seen fit to even go that far.

I await your immediate reply to this matter!

Yours

  
Joe Devine

cc: Jeb Bush, Governor of Florida  
Bob Butterworth, Florida Attorney General  
Greg Gay, Florida State Rep.  
Jennifer Brubaker, Legal Counsel, Public Service Comm.  
PSC Commissioners, Garcia, Deason, Jacobs, Clark  
Jack Shreve, Sr. Counsel, Office of Public Counsel

**Joe Devine, 688 Brigantine, N. Fort Myers FL 33917 Ph 941-997-4129**

Mr. Steve Reilly, Associate Public Counsel  
Office of Public Counsel  
111 West Madison Street, Suite 812  
Tallahassee, FL 32301-1906

Dec. 8, 1999

Dear Sir:

I am presently preparing a motion for reconsideration to the Public Service Commission ("PSC") in the matter of docket 981781 SU, a waste water matter between North Fort Myers Utility, Inc. ("NFMU") and myself et al.

As you and your office have also been involved in this matter I would like you to supply me with copies of all correspondence that has been passed between your office and any other parties to this matter; legal motions prepared by your office excluded. If no correspondence has been passed please state that fact when replying.

This request for information includes any correspondence to and from your office to the Buccaneer Homeowners Association ("BHA") or any of its committees; counsel for NFMU, or NFMU itself; legal, or other staff of the PSC; Robert Burandt, counsel for the BHA and any other parties involved to this matter.

Thank you in advance,

Yours

  
Joe Devine



JACK SHREVE  
PUBLIC COUNSEL

STATE OF FLORIDA  
OFFICE OF THE PUBLIC COUNSEL

c/o The Florida Legislature  
111 West Madison St.  
Room 812  
Tallahassee, Florida 32399-4000  
850-488-9330

RECEIVED

JAN 12 2000

Florida Public Service Comm.  
Commissioner Clark

January 11, 2000

Mr. Joe Devine  
688 Brigantine  
North Fort Myers, FL 33917

RE: Docket No. 981781-SU

Dear Mr. Devine:

On January 10, 2000 I sent you a package with copies of the correspondence you requested in your letter dated December 8, 1999, which was received by this office on December 13, 1999. (See attached copies of both letters) The very next day, January 11, 2000, I received your letter to Chairman Ken Pruitt, requesting his assistance in securing copies of the requested correspondence. (See attached copy of letter) If for any reason you do not receive the correspondence let me know so that another copy can be sent to you.

Your December 29, 1999 phone call to me was the first and only call I received from you to follow-up on your earlier written request for the information. On the 29th I told you that a combination of personal sickness, holidays and meeting various deadlines precluded me from sending you the requested correspondence. However, I assured you that the material would be sent to you as soon as possible. You indicated that would be fine with you. On December 30, 1999 I was home sick with the flu. December 31, 1999 was a state holiday. I was on annual leave January 3 - 5, 2000, and on Thursday and Friday January 6 and 7, 2000 I was working around the clock to complete some very complex testimony that was due to be filed no later than 5:00 p.m. Friday, January 7, 2000. Interestingly, the testimony was for another docket involving the same utility, North Fort Myers Utility. On the very next day available to me, Monday, January 10, 2000, I prepared and sent the package to you as I had promised.

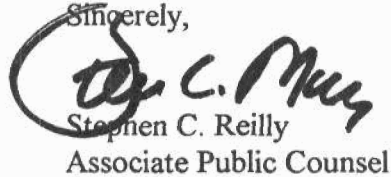
As you are aware, during the past year, you, Mr. Gill, and Mr. Ludington have made a number of requests of our office, by phone and by letter, to provide assistance to the three intervenors in their prosecution of this case. This assistance was always provided.

Mr. Joe Devine  
January 11, 2000  
Page 2

As you are also aware, the Buccaneer Community elected three of its members to serve on a Utility Committee to help resolve the utility issues confronting Buccaneer, including working with our office in this Public Service Commission Docket. Our Office has worked diligently with this Committee and the Buccaneer Homeowners' Association Board of Directors to resolve this case in accordance with their instructions and to achieve the best results available to us.

It is very unfortunate that our office's cooperation with the duly elected Association Board Members and Utility Committee is now subjecting our office to criticism. It has been difficult if not nearly impossible to represent customers who are so deeply divided. Our door remains open to you and the other intervenors to answer your questions and provide information you might seek from us.

Sincerely,



Stephen C. Reilly  
Associate Public Counsel

SCR:dsb

Enclosures

cc: The Honorable Jeb Bush, Governor  
The Honorable Bob Butterworth, Attorney General  
Representative Ken Pruitt  
Representative Greg Gay  
Commissioner Joe Garcia  
Commissioner Terry Deason  
Commissioner Leon Jacobs  
Commissioner Susan Clark  
Jennifer Brubaker, Esquire



Joe Devine, 688 Brigantine, N. Fort Myers FL 33917 Ph 941-997-4129

Mr. Steve Reilly, Associate Public Counsel  
Office of Public Counsel  
111 West Madison Street, Suite 812  
Tallahassee, FL 32301-1906

RECEIVED

DEC 13 1999

Office of  
Public Counsel

Dec. 8, 1999

Dear Sir:

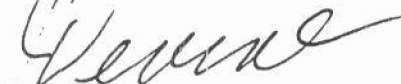
I am presently preparing a motion for reconsideration to the Public Service Commission ("PSC") in the matter of docket 981781 SU, a waste water matter between North Fort Myers Utility, Inc. ("NFMU") and myself et al.

As you and your office have also been involved in this matter I would like you to supply me with copies of all correspondence that has been passed between your office and any other parties to this matter; legal motions prepared by your office excluded. If no correspondence has been passed please state that fact when replying.

This request for information includes any correspondence to and from your office to the Buccaneer Homeowners Association ("BHA") or any of its committees; counsel for NFMU, or NFMU itself; legal, or other staff of the PSC; Robert Burandt, counsel for the BHA and any other parties involved to this matter.

Thank you in advance,

Yours



Joe Devine

Susan F. Clark  
Commissioner



Capital Circle Office Center  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
(850) 413-6040  
Fax: (850) 413-6395

## Public Service Commission

### MEMORANDUM

January 18, 2000

TO: BLANCA BAYO, DIVISION OF RECORDS AND REPORTING  
FROM: KAY POSEY, COMMISSIONER CLARK'S OFFICE  
RE: DOCKET NO. 981781-SU

RECEIVED - FPSC  
00 JAN 19 AM 10:23  
RECORDS AND  
REPORTING

Please place the attached letter on the correspondence side of the docket file for the above-noted docket. Thank you.

Attachment

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

January 21, 2000

Mr. Ronald Ludington  
509 Avanti Way  
N. Fort Myers, Florida 33917

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Ludington:

Enclosed is a copy of the Staff Recommendation filed in this matter on January 20, 2000. The Commission is expected to consider this Recommendation at its February 1, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference; however, you may or may not be able to participate in the discussion of this item, depending upon the Commission's decision on Issue 1 of the Recommendation. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script that reads "Samantha M. Cibula".

Samantha Cibula  
Staff Attorney

SMC/lw  
Enclosure

cc: Division of Water and Wastewater (Messer, Redemann)  
Division of Records and Reporting

g:\letters\981781rl.smc

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

January 21, 2000

Mr. Donald Gill  
674 Brigantine Boulevard  
N. Fort Myers, Florida 33917

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Gill:

Enclosed is a copy of the Staff Recommendation filed in this matter on January 20, 2000. The Commission is expected to consider this Recommendation at its February 1, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference; however, you may or may not be able to participate in the discussion of this item, depending upon the Commission's decision on Issue 1 of the Recommendation. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script that reads "Samantha M. Cibula".

Samantha Cibula  
Staff Attorney

SMC/lw  
Enclosure

cc: Division of Water and Wastewater (Messer, Redemann)  
Division of Records and Reporting

g:\letters\981781dg.smc

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

January 21, 2000

Mr. Joseph Devine  
688 Brigantine Boulevard  
N. Fort Myers, Florida 33917

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Devine:

Enclosed is a copy of the Staff Recommendation filed in this matter on January 20, 2000. The Commission is expected to consider this Recommendation at its February 1, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference; however, you may or may not be able to participate in the discussion of this item, depending upon the Commission's decision on Issue 1 of the Recommendation. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

Samantha Cibula  
Staff Attorney

SMC/lw  
Enclosure

cc: Division of Water and Wastewater (Messer, Redemann)  
Division of Records and Reporting

g:\letters\ltr-ba.jkf

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

## Public Service Commission

January 21, 2000

Steve Reilly, Esquire  
Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, #812  
Tallahassee, Florida 32399-1400

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Reilly:

Enclosed is a copy of the Staff Recommendation filed in this matter on January 20, 2000. The Commission is expected to consider this Recommendation at its February 1, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference; however, you may or may not be able to participate in the discussion of this item, depending upon the Commission's decision on Issue 1 of the Recommendation. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script that reads "Samantha M. Cibula".

Samantha Cibula  
Staff Attorney

SMC/lw  
Enclosure

cc: Division of Water and Wastewater (Messer, Redemann)  
Division of Records and Reporting

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

January 21, 2000

RECEIVED-FPSC  
00 JAN 21 AM 10:08  
RECORDS AND  
REPORTING

Martin Friedman, Esquire  
2548 Blairstone Pines Drive  
Tallahassee, Florida 32301

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Friedman:

Enclosed is a copy of the Staff Recommendation filed in this matter on January 20, 2000. The Commission is expected to consider this Recommendation at its February 1, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference; however, you may or may not be able to participate in the discussion of this item, depending upon the Commission's decision on Issue 1 of the Recommendation. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script that reads "Samantha M. Cibula".

Samantha Cibula  
Staff Attorney

SMC/lw  
Enclosure

cc: Division of Water and Wastewater (Messer, Redemann)  
Division of Records and Reporting

g:\letters\981781mf.smc

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

Kay Flynn

981781-SU

To: Jennifer Brubaker  
Cc: Hong Wang; Rosanne Gervasi; Samantha Cibula  
Subject: RE: 981781

Thank you for the response.

-----Original Message-----

From: Jennifer Brubaker  
Sent: Monday, January 24, 2000 10:34 AM  
To: Kay Flynn  
Cc: Hong Wang; Rosanne Gervasi; Samantha Cibula  
Subject: RE: 981781

The tape was provided by a customer subsequent to their filing a motion for reconsideration; I have no knowledge as to whether a transcript is available (none was provided by the customer). The tape and its contents were not introduced at the hearing, and is therefore outside of the evidentiary record. However, I believe the ten-year schedule will adequately preserve the tape if it becomes at all necessary for the purposes of the pending motion for reconsideration and any subsequent appeal. Thanks for the heads-up about the retention schedule.

-----Original Message-----

From: Kay Flynn  
Sent: Monday, January 24, 2000 10:27 AM  
To: Jennifer Brubaker  
Cc: Hong Wang  
Subject: 981781

Jennifer, we received your memo with attached document and audiotape from the Buccaneer Homeowners' Association. We will place the document in the file. I do have a question about the audiotape, however. Tapes are under a different retention schedule than docket files. If a transcript is created, the transcript is of course retained permanently--microfilmed when the file is--and the tape is retained for two years. If no transcript, the tape is retained for 10 years and then destroyed. Is there any possibility that a transcript was created or could be created for this tape? If not, I wanted to be sure you were aware of the 10-year (rather than permanent) retention schedule for this tape.

Kay





## Public Service Commission

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

**DATE:** January 28, 2000

**TO:** Blanca Bayo, Director, Division of Records and Reporting

**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*

**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

RECORDS AND  
REPORTING

00 JAN 31 AM 11:05

RECEIVED-FPSC

This office has received the attached correspondence of the homeowners of Buccaneer Estates received January 21, 2000. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.

To Public Service Commissioners, Garcia, Deason, Clark, and Jacobs

Re the PSC matter 981781 SU

We, the undersigned homeowners of Buccaneer Estates, believe the Public Service Commission has made an erroneous decision in ordering the acceptance of the settlement agreement between Office of Public Counsel and North Fort Myers Utility, Inc. . We believe the PSC has been given false and deceptive information leading up to their decision on this matter and that real public support for this agreement is not there, and never has been.

Office of Public Counsel admits to the making of this agreement between themselves and North Fort Myers Utility, Inc., therefore we think it was the responsibility of OPC to take this very matter to the homeowners of Buccaneer Estates for a vote of support, and not to entrust it to anyone else to do that, as they did when they asked the executive of the Buccaneer Homeowners' Association to do just that.

OPC claims that they obtained this supposed support when 95% of the homeowners at a BHA meeting voted in favor of the settlement agreement; but the meeting itself was nothing more than a sham meeting in that:

1. Proper notice of the meeting was never given! It was announced one day, held the next evening, and that was that. Many people in the park were never informed of the meeting until it was over. All the 1200 or so homeowners who were absent from the park have still never been officially informed of the meeting and its purpose.

2. A quorum of homeowners required for that meeting was never obtained! Florida law requires 51% of the members to be present to constitute a quorum! How does approximately 300 homeowners out of nearly 1800 homeowners make a quorum? The legality of the meeting, and the motions voted on at the meeting, will not stand up in any court of law, if tested.

3. No proper count of the actual vote was taken as the dissenters and abstainers were simply subtracted from the supposed number of attendees and a vote figure established from that count. What nonsense.

At the meeting itself many coercive statements were made by the BHA executive, and the wastewater committee. in support of the agreement. The PSC was mentioned as an entity that could, and would, do great harm to the people of this park if the settlement was not made.

Those that opposed the agreement and asked for time to study it, were called liars, told to sit down and be quiet. Any attempt at legal parliamentary procedure was dropped in favor of obtaining a quick vote of support.

We have listened to the tape (the official record) of the meeting and we are disgusted with the actions of the BHA executive and the committee involved and we intend to vote for a near new executive in the upcoming February, 2000 elections. We were not informed before; but we intend to be from now on!

We urge the PSC to reopen this matter to determine if the support of the people, as claimed by OPC, and NFMU, was really there, or was just a figment of their imagination gathered from hearsay. PSC legal staff has only guessed at the amount of support as they have never taken the time to seek the real truth; but instead have listened to information passed on to them by other parties; parties who have an interest in seeing the settlement agreement approved.

We are not afraid to state herein that the first time many BHA members ever heard of the OPC/NFMU settlement agreement, or another proposal, called the Ludington proposal, was at the PSC Hearing held in Buccaneer Estates on Oct. 13, 1999. Few, if any, of the homeowners had ever seen a printed version of either proposal until even after that hearing. How can one support something that one is not given time to study?

Because this latest information we send to you is true; and we have seen proof that it is ; there exists three times as much support for Ludington's proposed agreement than for the OPC/NFMU agreement. This support was obtained in early November, just weeks after the Oct. 13 hearing at which this newest proposal was first made known to the homeowners.

We also state that Ludington obtained his support by true ballot, giving each homeowner time to study and ponder his/her decision. He used no coercion or intimidation, as the BHA executive and their committee used in obtaining support for their agreement; yet PSC has chosen to ignore his agreement as not being in the public interest.

We stand by these statements and support them with our signatures, and urge the PSC to revisit this matter as soon as possible! cc: *JACK SHREVE & STEVE RYAN*

January 12, 2000,

North Fort Myers Florida,

*JOS GARCIA*  
*TERRY DEASON*  
*BUSAN CLARK*  
*Jeanette KRUBAKER*

Name and street number.

PRINT

LOT#

Signature.

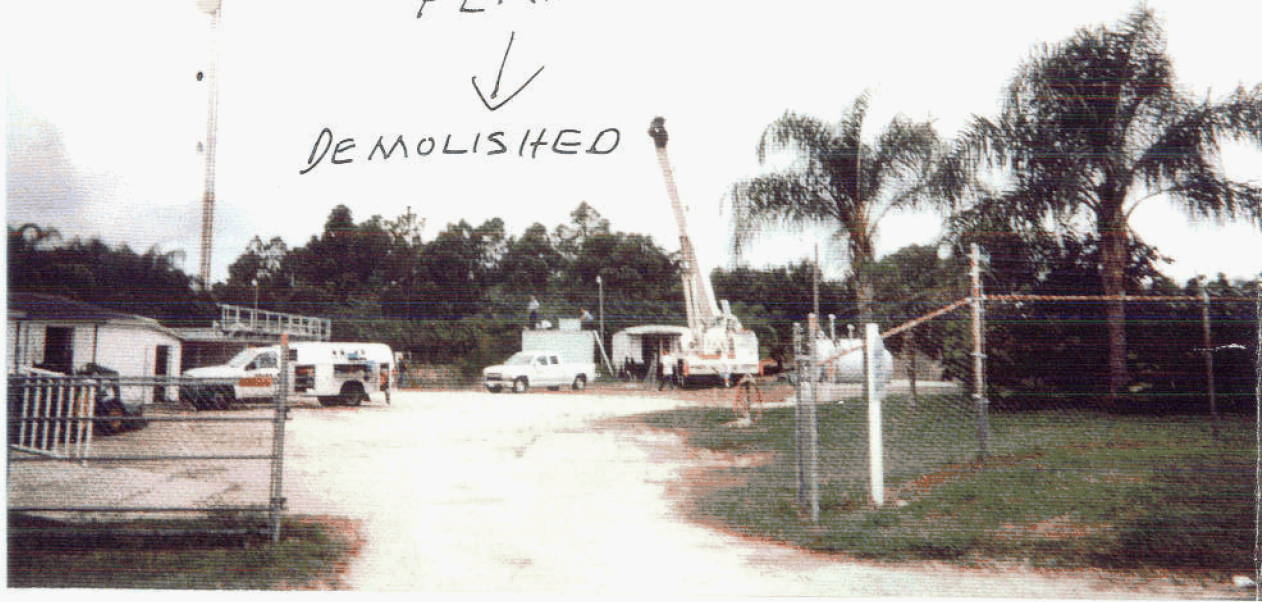
<i>M.J. Congilio</i>	705	<i>M.J. Congilio</i>
<i>W. R. Schisler</i>	705	<i>W. R. Schisler</i>
<i>Stella Janowski</i>	604	<i>Stella Janowski</i>
<i>Edward Janowski</i>	604	<i>E. R. Janowski</i>
<i>JACK R. EATON</i>	923	<i>Jack R. Eaton</i>
<i>EMMA EATON</i>	923	<i>Emma R. Eaton</i>



SEWER PACKAGE  
PLANT



DEMOLISHED



Buccaneer Residents Marching for Democracy





PSC PETITION CONTINUED

Name and street number.

EILEEN SPERRING 641  
 John T. SPERRING 641  
 ROBERT L. WIEDEMANN 726  
 KATHRYN LYNCH 664  
 NORMA PEELE 374  
 Lillian TUMINSKI 651  
 Joseph F. Tuminski 651  
 JEAN WILKING 650  
 Winton Hedinger 656  
 Olive Hedinger 656  
 LUCILLE NORRIS 626  
 JOE PALLAS 621  
 Carolyn Pallas 621  
 Ruth E. Pollard 738  
 GARY POLLARD 738  
 JANE B. EVERETT 357  
 RALPH L. WHITE 314  
 Linda L. White 314  
 VERA ROWE 189  
 LUCILLE BOYLE 354  
 EDWARD BOYLE 354  
 MERIDITH SAVAGE 226  
 MICHAEL SAVAGE 776  
 ROLAND LIZOTTE #233  
 ESTELLE LIZOTTE 233  
 CAROL BURNETT 637  
 LARRY BURNETT 637  
 BROCK SCHMIDT 59

Signature.

Eileen J. Sperring  
 John T. Sperring  
 Robert L. Wiedemann  
 Kathryn J. Lynch  
 Norma Peale  
 Lillian Tuminski  
 Joseph F. Tuminski  
 Jean Wilking  
 Winton Hedinger  
 Olive Hedinger  
 Lucille Norris  
 Joe Pallas  
 Carolyn Pallas  
 Ruth E. Pollard  
 Gary A. Pollard  
 Jane B. Everett  
 Ralph L. White  
 Linda L. White  
 Vera Rowe  
 Lucille Boyle  
 Edward Boyle  
 Meredith Savage  
 Michael Savage  
 Roland Lizotte  
 Estelle Lizotte  
 Carol J. Burnett  
 Larry D. Burnett

Name and street number.

X Dan Read 1 Parrot Pl  
 X MARTHA L. HILDEBRAND 843  
 X Julia M. Aubin 945 StrongBox  
 X Sandra L. Ewing  
 X Earl M. Ewing, JR.  
 DANIEL T. HASPER 775

Signature.

X Dan Read  
 Martha L. Hildebrand  
 Sandra L. Ewing  
 Earl M. Ewing Jr.  
 Daniel T. Hasper

Name and street number.

Signature.

158  
Nellie Albert 103

Nellie Albert

PAUL A. BURKHARDT 649

Paul A. Burkhardt

Jean Nokes 944

Jean Nokes

RICHARD NOKES 944

Richard Nokes

ROBERT D. TIMMENEY 576

Robert D. Timmenez

GEORGE W. WENGER 574

George Wenger

Marilyn Datter 545

Marilyn Walter 545

Janis Olgaard 840

Joe Tymaever 840

Bec Rayson 858

Gale Skjerve 854

Harm Skjerve 854

HAROLD ELLIS 639

Harold P. Ellis

IRENE BEAULIEU 782

Irene A. Beaulieu

GEORGE D'ORIO 598

George D. D'Orio

Sylvia D'Orio 598

Sylvia D'Orio

ROBERT E ROBB JR 671

Robert E. Robb Jr.

EVELYN V. ROBB 671

Evelyn V. Robb

AURELIA VINCKX 672

Aurelia Vinckx

GLORIA TURCHANIK 596

Gloria Turchanik

HELEN RANSON 858

Helen Ranson



## PSC PETITION CONTINUED

Name and street number.

Signature.

DICKRAN MANDOGIAN 801	Dickran Mandogian
DOROTHEA MANDOGIAN 801	Dorothea Mandogian
Regina M. Pistey 717	Regina M. Pistey
ROSALIE MEYER 619	Rosalie Meyer
THERESA DUGAN 52	Theresa Dugan
Patricia Meyer 466	Patricia Meyer
STANLEY L. MEYER 466	Stanley L. Meyer
RICHARD L. HAWKINS 767	Richard L. Hawkins
Helen Przybylski 765	Helen Przybylski
WM. PRZYBYLSKI 765	Wm. Przybylski
Virginia Hawkins 767	Virginia Hawkins
FRANKS ANDERSEN 169	Frank Andersen
MAURICE MAGGON 23	Maurice Maggon
FERRY REINHART 276	Ferry Reinhart
Helen Warren 488	Helen Warren
Edith Gilligan 659	Edith U. Gilligan
JOHN EYK 778	John Eyk
James Whare 134	James Whare
Louise Duff 799	Louise Duff
M. J. Mendyk 75	M. J. Mendyk
TAD DOCEWICZ 157	Tad Docewicz
VERA HAY 649	Vera Hay
JOSEPH VAN ZYL 724	Joseph Van Zyl
John Warren 488	John Warren
MARIAN WOHLER 67	Marian Wohler
ELMER WOHLER 67	Elmer Wohler
Vera Hays 469	Vera Hays
CLYDE YORK 938	Clyde York
MILDRED YORK 938	Mildred York
HAROLD VAN ZYL 467	Harold Van Zyl
NORMA VAN ZYL 467	Norma Van Zyl

## PSC PETITION CONTINUED

Name and street number.

Signature.

THOMAS J. PADER 489

Thomas Pader

DIANE L. ROBINSON 436

Diane L. Robinson

Betty Lou SAVAGE 112

Merle and Betty Lou  
Savage

MERLE SAVAGE 441

Joseph E. Bondy

Tad ~~Silver~~ 156 St.  
RAY MARLEY 360 St.Tad ~~Silver~~  
Ray Marley

Arthur Komides 754

Art Komides

PAUL A. FIEDLER 733

Paul A. Fiedler

HERMAN H. BLEICH 531

Herman Bleich

Betty J. Bleich 531

Betty J. Bleich

ROSEMARY DONLIN 839

Rosemary W. Donlin

Bill Donlin 839

William F. Donlin

Richard J. WOOD ~~839~~  
636

Richard J. Wood

GABRIELLE RIBEIRO 214 G

Gabrielle Ribeiro

FRANK CIECHA 824

Frank Ciecha

NORMAN KARPEN 340

Norman Karpen

SANDRA DOWNING 655

Sandra Downing

GEORGE DOWNING 655

A Downing

WILLIAM HAUGER 136

William B. Hauger

EUGENE LITTLE 310

Eugene Little

ROBERT G. HARVEY 153

Robert G. Harvey

GERALDINE M. HARVEY 153

Geraldine M. Harvey

ARTHUR J. MCGOWAN 750

Arthur J. McGowan

BETTY A. BARTH 166

Betty A. Barth

Gerald M. Doucette 715

GERALD M. DOUCETTE

ADA W. DOUCETTE 715

Ada W. Doucette

ALFRED H. HILDEBRANDT 585

Alfred H. Hildebrandt

ALBIN KOZIOLO 41

PATRICIA HANKO 727

Patricia Hanko

ROBERT E. BEAUDIN 582

Robert E. Beaudin



PSC PETITION CONTINUED

Name and street number.

Signature.

X MARY HUCK 371  
 X JACK HILL 484  
 X FRED STAHLBAUM 699  
 X Gwen STAHLBAUM 699  
 X Georgia H Goffe 835  
 FRED YOUNANS 306  
 Patricia YOUNANS 306  
 POOTA, MILDRED 680

Mary A Huck  
 Jack Hill  
 F. Stahlbaum  
 Gwen Stahlbaum  
 Georgia H Goffe  
 Fred Youmans  
 Patricia Youmans  
 Mildred A. Poota

Name and street number.

Signature.

Rozell M Long 465  
 Carmen D. Luther 464  
 Virginia Hock 510  
 Edna M WAGNER 511

Rozell M Long  
 Carmen D. Luther  
 Virginia Hock  
 Edna Wagner

Name and street number.

Signature.

HERBERT J. CLANN 768  
 Etta Mae Clann 769  
 Dolores Plank 768  
 BEVERLY H. STARK BY 108  
 CLIFFORD D. STARK  
 CLIFFORD D. STARK 108  
 AMANDA DEVINE 688

Herbert J. Clann  
 Etta Mae Clann  
 Dolores Plank  
 Beverly H. Stark by  
 Clifford D. Stark, as attorney in fact  
 Clifford D Stark  
 A Devine

North Fort Myers Florida,

Name and street number.

Signature.

GEORGE WOOLEY 886 LA Costa  
 MICHAEL HADBAVNY 628 PLAZA DEL SOL  
 DORIS Schmitt 119 Doubleoan DR.  
 GERALD KREPS 92 JOSE GASPAR DR.  
 Ruby Bookwatter 634 WAY FATHERS WAY  
 CHARLES F BOOKWATER 634 WAY FATHERS WAY

George Wooley  
 Michael Hadbavny  
 Doris Schmitt  
 Gerald B Kreps  
 Ruby Bookwatter  
 Charles F Bookwatter



## PSC PETITON CONTINUED

Name and street number.

ELEANOR GEELE 567  
 DOROTHY B. Hildebrandt - 585  
 ADA & GERRY Doucette 715  
 VERA SPENCER 259  
 Bob Harris 615  
 CLAIRE Keating 566  
 ELWOOD KEATING 569  
 E. ELTON 459  
 Larry Elton 459  
 FIO BUCKANAN 79  
 GERTRUDE RODMAN 486  
 MELVIN R. RODMAN 486  
 WILDA T. RUBINO 396  
 EDWIN F. RUBINO 396  
 FAY STRADER 685  
 JOHNA. OSBORNE 668  
 ROBERT E. MILLS 668  
 KEN WARD 665  
 James Stall 605  
 Thomas Ruebel 256  
 Kenneth R. Anderson 689  
~~William~~ 320  
 WILLIAM CLOUSER 591  
 JAMES AMICK

F. B. BAUMANN

CONSTANCE McCARRON 186  
 EDWARD J. McCARRON 186  
 Thomas J. McCarron 959  
 Noel R. Ballard 432  
 NATHALIE E. BALLARD 432  
 PAT HIPP 504  
 Wm. Hipp 504  
 KEN BAUMANN 63  
 PAUL HOLLINGER 203  
 Gay Ludwig / AL LUDWIG 617  
 A. Ludwig 617  
 Myron K. Meyer 619  
 Michael Mandryk 95

Signature.

Eleanore H. GEELE  
 Dorothy B. Hildebrandt  
 Bryant Ada Doucette  
 Vera Spencer  
 Bob Harris  
 Claire M. Keating  
 Elwood Keating  
 Evelyn Elton  
 Lawrence R. Elton  
 Florence Buchanan  
 Gertrude Rodman  
 Melvin R. Rodman  
 Wilda T. Rubino  
 Edwin F. Rubino  
 Fay Strader  
 John M. Osborne  
 Robert E. Mills  
 Ken Ward  
 Plaza del Sol  
 Thomas Ruebel  
 K. R. Anderson  
 William Clouser  
 James W. Amick

Beveridge

Constance McCarron  
 Edward J. McCarron  
 Thomas J. McCarron  
 Noel R. Ballard  
 Nathalie E. Ballard  
 Pat Hipp  
 Wm. Hipp  
 Ken Baumann  
 Paul Hollinger  
 Gay Ludwig  
 A. E. Ludwig  
 Myron K. Meyer  
 Michael Mandryk



## PSC PETITION CONTINUED

Name and street number.

Signature.

PATRICIA A. DESCHENEAU	620
Louise A. CARR	940
CHESTER C. CARR	940
CAROL KHEMETSEN	397
JAMES A. STEVENS	124
FRED HAMBLETON	140
LOIS SCOTT	15
Russell Scott	15
David Jaenicke	53
John T. Smith	135
Dorothy Smith	135
MYRNA GALLAGHER	798
Shirley Salewsky	421
Doris Hopkins	523
Lewis R Hayes	972
Mildred J Hayes	972
Howard R MEYER	107
CARIL HANKE	727
Ronald Clark	861
Carolyn Clark	861
ROBERT WARD	252
Lillian DeDecko	344
PHYLLIS E. HUNT	343
JANICE L. Ingram	559
MALCOLM INGRAM	559
DIANE L. Colvin	100
NEIL E COLVIN	100
RC GRIFFIN	595
Elene Pittman	437
Dorothy Lutz	625
ROBERT G. KLAY	142
MARGORIE I. KLAY	142
BARBARA HUNTER	417
ERNE CARVIEL	918
ANNA MEIER	70 Jose Gaspar
SUSAN J. COOK	80 Jose Gaspar

Patricia A. Descheneau
Louise A. Carr
Chester C. Carr
Carol Khemetzen
James A. Stevens
Fred Hambleton
Lois Scott
Russell Scott
DAVID JAENICKE
John T. Smith
Dorothy W Smith
Myrna M. Gallagher
Shirley Salewsky
Doris A. Hopkins
Lewis R. Hayes
Mildred J. Hayes
Howard R. Meyer
CARIL HANKE
Ronald S. Clark
Carolyn Clark
Robert Ward
LILLIAN DEDECKO
PHYLLIS E. HUNT
JANICE L. Ingram
MALCOLM INGRAM
DIANE L. Colvin
NEIL E. COLVIN
RC GRIFFIN
Elene Pittman
Dorothy Lutz
ROBERT G. KLAY
MARGORIE I. KLAY
BARBARA HUNTER
ERNE CARVIEL
ANNA MEIER
SUSAN J. COOK



## PSC PETITION CONTINUED

Name and street number.

Signature.

JANE E. CUMMINGS 711

Robert S. Plank 768

JOE DEVINE 688

KATHRYN FARRELL 278

Virginia Perito 252

MARY Goss 9

Wanda Green 921

WANDA GREEN 921

HOWARD S. COMPTON 081

JACK E. HAYS 868

MAXINE V. HAYS 868

FRANK BENNETT 951

~~FRANK BENNETT~~

JOANNE GIBNER 951

ARTHUR C. BERG 887

HELEN E. BERG 887

EARL M. EWINCH 284

GERALD F. BALUBA 664

HELEN BALUBA 664

KEITH D. POTADLE 870

JEAN M. PIPHER 870

Emmett R. Pipher 870

Rabid &amp; Barbara Castellanos 113

ELEANOR &amp; RONALD SLAVIN 444

VIRGINIA MOLE BASH

VERNE HILDEBRAND

Cheryl Lining

MARY HAGOOD 947

Louise Pummill 953

MARIE McCRAE 235

Kathleen Wiedemann 726

Kathryn Schiele 492

JOAN MARIE SCHEELE 613

Robert S. Beeson 643

Jane E. Cummings

Robert S. Plank

Joe Devine

Kathryn L. Farrell

Virginia Perito

Mary Goss

Howard S. Compton

Jack E. Hays

Maxine V. Hays

~~JOANNE GIBNER 951~~

Frank J. Bennett

Joanne

Arthur C. Berg

Helen E. Berg

Earl M. Ewinch

Gerald F. Baluba

Helen Baluba

Keith Potadle

Jean M. Pipher

Rabid &amp; Barbara

Eleanor Slavin

811 Virginia Molebach

843 Verne Hildebrand

947 Cheryl Lining

Mary Hagood

Louise Pummill

Marie McCrae

Kathleen Wiedemann

KATHRYN SCHEELE

Joan Marie Scheele

Robert S. Beeson



Name and street number.

Signature.

Ronald Luchington	509	<i>Ronald Luchington</i>
Swier Luchington	509	<i>Swier Luchington</i>
Barbara Stark	508	<i>B. Stark</i>
F.A. STARK	508	<i>F.A. Stark</i>
Rosemarie Verdu	234	<i>Rosemarie Verdu</i>
F.A. Verdu Sr	234	<i>F.A. Verdu Sr</i>
Marie M <sup>c</sup> Crae	235	<i>Marie M<sup>c</sup>Crae</i>
Jim Gargett	225	<i>Jim Gargett</i>
Ed Obey	463	<i>E. J. Obey</i>
Bill Hallwegg	294	<i>Wilfred Hallwegg</i>
Don Wick	293	<i>Don Wick</i>
Robert K. Hopkins	523	<i>Robert K. Hopkins</i>
Walter R Simon	156	<i>Walter R Simon</i>
BUDFORD J. GREEN	402	<i>Budford J. Green</i>
ANTHONY V. TAGLIA	406	<i>Anthony V. Taglia</i>
MARGARET ALTON	194	<i>M. Alton</i>
KENNETH WALKER	662	<i>Norma M. Walker</i>
NORMA WALKER	662	<i>Norma Walker</i>
BARBARA KEMMERLE	35	<i>GALLEON DR Barbara Kemmerle</i>
ELEANOR SOMMER	874	<i>LACOSTA DR Eleanor Sommer</i>
RESS KOZLO	41	<i>GALLEON DR Ress Kozlo</i>
GERALD O. SMITH	96	<i>Gerald O. Smith</i>
VIVIAN WALKER	352	<i>Vivian L. Walker</i>
BARBARA HARRIS	616	<i>Barbara Harris</i>
JOSEPH A. CAGLIARI	889	<i>Joseph A. Cagliari</i>
EDWARD PLATT	964	<i>Edward Platt</i>
HAROLD JACKSON	812	<i>Harold Jackson</i>
PATRICIA PLATT	964	<i>Patricia Platt</i>
DENA JACKSON	812	<i>Dena Jackson</i>
RICHARD BUCHANAN	079	<i>Richard Buchanan</i>
LOUISE GUDAC	398	<i>Louise Gudac</i>

PSC PETITION CONTINUED

Name and street number.

JAMES BELSTEIN

347

Signature.

James Belstein

RALPH BRENN

573

Ralph Brenn

HELEN BALUHA 664

Helen Baluha

DVHL GUDAC 398

Daf Gudac

FRANCES ZENO 369

Frances Zeno

ROBERT HAYS 469

Robert E. Hays

John Ward 501

John Ward

KENNETH STOLL 642

Kenneth Stoll

MYRTLE STOLL 642

Myrtle L. Stoll

RICHARD A. RUTH 392

Richard A. Ruth

MAXINE JOHNSON 666

DEVERLEY MA NEILL 666

Deverley Ma Neill

E. O'DRISCOLL 936

STRONG BOX LANE

GERARD KEKELIK 113

E. O'Driscoll

John E. Vander Berg 427

Gerard Kekelik

ANTHONY MIAND 322

John E. Vander Berg

HENRY KUHLMANN 802

Anthony Miand

Walter Sorensen 123

H. Kuhlmann

CAROLINE MIAND 322

Walter H. Sorensen

THOMAS C. WEIS 916

Caroline Miand

HOPE WEIS 916

Thomas C. Weis

JAMES WESTRA 709

Hope Weiss

ROBERT E. MOODY 710

James Westra

CHARLES PARKER 658

Robert E. Moody

GB SOSIK 599

Charles Parker

MARY NAYLOR-MARLEY 360

GB Sosik

ROBERT BURNS 438

Mary Naylor Marley

ELSIE DEAVER 427

Robert Burns

HENRY E. MUELLER 735

Elsie L. Deaver

MARJORIE NELSON 654

Henry E. Mueller

JOHN R. NELSON 654

Marjorie Nelson

John R. Nelson



PSC PETITON CONTINUED

Name and street number.

Signature.

JERRY D. NELSON  
723 BRIGANTINE BLVD  
REBECCA R. NELSON  
723 BRIGANTINE BLVD

*Jerry D. Nelson*  
*Rebecca Nelson*  
Rebecca Nelson

MARY WARD  
665 BRIGANTINE  
710 BRIGANTINE  
709 BRIGANTINE

*Mary Ward*  
*Adrian D. McEwen*  
*Shirley M. Westra*

DOROTHY M. KNIGHT 706 BRIGANTINE

*Dorothy M. Knight*

RUSSELL D. DOWD 710 BRIGANTINE

MARY R PALMER 658 BRIGANTINE

*Dorothy Verzera* 657 Brigantine *Dorothy Verzera*

*Robert Dunn* 720 BRIGANTINE *Robert Dunn*  
*Beverly Dunn* 720 Brigantine *Beverly Dunn*

*Blanche Veltman* 722 Brigantine *Veltman*

*Yvonne Kropp* 92 Jose Gaspar DR *Yvonne Kropp*

CLEMENCE FONTAINE 43 Galleon Dr *Clemence*

JOE + BARBARA PACE 825 CALAMONDIN CT. *Joe + Barbara Pace*

MARY FITZGERALD 473 AVANTI WAY *Mary Fitzgerald*

LEON HENDERSON 354 JOSE GASPAR

JO DRNEC 562 PLAZA DEL SOL

*Lee Hamilton* 39 Galleon *Letha Primus*

LETHA PRIMUS 317 DOOBLOON *Letha Primus*

*Maxine L. Schaeff* 632 Wayson + S way *Maxine L. Schaeff*

*George E. Schaeff* 632 way FARERS way *George E. Schaeff*

LENA LO PICCOLO 291 *Lena Lo Piccolo*

DAVID W BARSONS 712 *David W. Barsons*

*Eileen Rockett* 663 EILEEN ROCKETT

*Ray F. Patzke* 945 RAY F. PATZKE

*Winifred Hambleton* 140 WINIFRED HAMBLETON



Name and street number.

Signature.

MARIE V. FLOWERS 609 Marie V. Flowers

Florence J. Clancy 844

Florence J. Clancy

Norine Jolly

EDWARD A. CHAMBERLAIN 845

844 Norine Jolly

Edward A. Chamberlain

Celia M. Chamberlain 845

Celia M. Chamberlain

ELINOR A. KLINE 841

Elinor Kline

Jessie M. Shivecky 842

Jessie M. Shivecky

CHARLES R. UNDERWOOD 841

Charles R. Underwood

Dorothy E. Chambers 849

Dorothy E. Chambers

William H. Chambers 849

William Chambers

Joseph Clemens 669

Joseph Clemens

Mary Clemens 669

Mary Clemens

BASIL E. NICHOLAS 708

Basil E. Nicholas

Bettie L. Nicholas 708

Bettie L. Nicholas

DOROTHY M. KNIGHT 706

Dorothy M. Knight

Wm William H. May 704

William H. May

Louis M. May 704

William Louis M. May

Ronald Sattler 675

Ronald Sattler

Ricky Gonzales 702

Ricky Gonzales

JEROME KIRSE 703

Jerome Kirse

Greta Newhart 700

Greta Newhart

ALBERT STRAYER 678

Albert W. Strayer

Dorothy Strayer 678

Dorothy Strayer

VESTAL L. SMITH 679

Vestal L. Smith

Laddie A. Riska 698

Laddie A. Riska LADDIE RISK

Violet M. Riska 698

VIOLET M. RISK

MILDRED SMITH 679

Mildred Smith

Dolores Abbott 681

Dolores Abbott

HERBERT ABBOTT 681

Herbert A. Abbott

PATRICIA J. VASQUEZ 683

Patricia J. Vasquez

ANERIO C. VASQUEZ 683

Anerio C. Vasquez

LEONA BISHOP 684

Leona J. Bishop

MARY BISHOP 101

Mary B. Bishop



## PSC PETITON CONTINUED

Name and street number.

356-

Signature.

PRINT	LOT#	Signature
William Meyers	603	William Meyers
MARY LOUISE MEYERS	603	Mary Louise Meyers
JAMES H COLEMAN	601	James H Coleman
Opal Griffin	595	Opal E Griffin
GEORGE LINGS	594	George Lings
H D'ENTREMONT	570	H D'Entremont
GEN D'ENTREMONT	570	G D'Entremont
BILL VOLT	592	Bill Volt
JAMES W. AMICK	571	James W. Amick
JEANNE B. AMICK	571	Jeanne B. Amick
BERYL NALLEY	591	Beryl Nalley
BEATRICE NALLEY	591	Beatrice Nalley
IRENE FISCHER	572	Irene P. Fischer
DONNA WENGER	574	Donna M Wenger
Wallace Spielman	963	Wallace Spielman
MIRIAM KAPSIKOW	963	Miriam Kapsikow





## Public Service Commission

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

RECORDS AND  
REPORTING

00 JAN 3 AM 11:06

RECEIVED-PSC

---

**DATE:** January 28, 2000  
**TO:** Blanca Bayo, Director, Division of Records and Reporting  
**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*  
**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

---

This office has received the attached correspondence of the Concerned Citizens of Buccaneer Estates received January 12, 2000. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.

**From concerned citizens of Buccaneer Estates, North Fort Myers, Florida, to the Florida Public Service Commissioners, Garcia, Deason, Clark, Jacobs, in regard to case No. 981781 SU, and the Commission's decision of Dec. 14, 1999, to order the terms of a certain settlement agreement to be accepted.**

The attachments to this letter contain a true copy of a proposed settlement agreement and a ballot which could be used to support the said agreement if one desired to do so.

This proposed agreement was delivered to approximately 750 homes in Buccaneer Estates; homes which were occupied at the time of delivery on November 10, 1999. No form of persuasion was used to obtain a vote either for or against the agreement. Homeowners were simply asked to read the agreement at their leisure, and return the ballot to a certain address in Buccaneer Estates, on their own time, if in favor of the agreement. One ballot was allowed per home.

Within a few days over 350 homes had replied with ballots of support, and since that time another 20 ballots have been returned for a total of 371 homes. Since the average home contains 1.7 people, at last count, we conclude that approximately 670 homeowners voted in favor of the agreement.

We can state with certainty that this level of support is at least twice the support shown for the settlement agreement between OPC/NFMU, first proposed to PSC on September 2, 1999; the very item the PSC has ordered to be the accepted agreement in this matter. Those parties supporting it also claim to have the support of the public which has been shown to be approximately 294 votes only. Many of these 294 supporters have also withdrawn their support since that time.

Find attached also a true copy of the returned ballots, listed in numerical order, (which is also the house number in Buccaneer Estates). Each ballot can be traced to a legitimate home, if one should wish to do so for verification.

We ask the PSC to consider this new information in any reconsideration they may be contemplating on this matter.

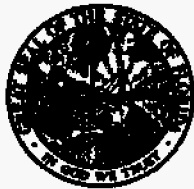
Concerned Citizens of Buccaneer Estates  
674 Brigantine, North Fort Myers FL 33917  
January 12, 2000

CC Jennifer Brubaker, PSC Legal  
Jack Shreve, Office of Public Counsel

**RECEIVED**

JAN 12 ~~1999~~ 2000

FLORIDA PUBLIC SERVICE COMMISSION  
Commissioner Jacobs



## Public Service Commission

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

RECORDS AND  
REPORTING

60 JAN 31 AM 11:05

RECEIVED: TPSC

---

**DATE:** January 28, 2000  
**TO:** Blanca Bayo, Director, Division of Records and Reporting  
**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*  
**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

---

This office has received the attached correspondence of Joe Devine received January 24, 2000. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.

**Joe Devine, 688 Brigantine, N. Fort Myers FL 33917 Ph 941-997-4129**

Mr. Steve Reilly, Associate Public Counsel  
Office of Public Counsel  
111 West Madison Street, Suite 812  
Tallahassee, FL 32301-1906

January 20, 2000

4th REQUEST FOR DOCUMENTATION re PSC matter 981781 SU

Thank you for the two packets of information you sent to me last week. As you now know we are being provided more information in this case from other parties which leads me to believe that you may still have not provided all the documentation I requested. You included in my mailings fax cover sheets with no information attached, and there was only a fraction of the paper work that must have passed between you and the Buccaneer Waste Water Committee (Durbin/Colvin), and no correspondence at all from Attorney Burandt.

It also bothers me that you had to write to Mr. Friedman for correspondence that should have been in your files, but obviously was not.

I also know that you have had to retain telephone logs and memos pertaining to this case. Please, provide me with this additional information.

My suggestion is that you conduct a thorough search of your and Mr. Shreve's files for all other correspondence so that we can complete this puzzle and compare with what we already have in our possession.

As a side issue, I was taken aback to read the intimidating tactics from Mr. Friedman to your office, pertaining to this issue. What if anything do you owe to Mr. Friedman?

Sincerely,

  
Joe Devine

cc: Ken Pruitt, Chairman Joint Legislative Auditing Committee  
Greg Gay, Florida State Rep  
Jack Shreve, Sr. Counsel, OPC  
Jenifer Brubaker, Legal Counsell PSC  
PSC Commissioners; Garcia, Deason, Jacobs, Clark



# Public Service Commission

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

RECEIVED AND  
REPORTING

00 JAN 31 AM 11:05

RECEIVED -FPSC

**DATE:** January 28, 2000

**TO:** Blanca Bayo, Director, Division of Records and Reporting

**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*

**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

This office has received the attached correspondence of Joe Devine received January 12, 2000. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.

Joe Devine, 688 Brigantine, North Fort Myers FL 33917 Ph 941-997-4129

Ken Pruitt, Chairman,  
Joint Legislative Auditing Committee  
221 Capital  
Tallahassee, FL 32399

January 7, 2000

Dear Sir;

I write this letter to you as a form of complaint against the Office of Public Counsel, and in particular, Mr. Steve Reilly, Associate Public Counsel.

Find attached a copy of a letter I sent to Mr. Reilly on Dec. 8, 1999 to which Mr. Reilly has not responded as of this date. The letter is self explanatory and Mr. Reilly should not have found it hard to either reply to it, or to fulfill the request that was made in it.

I even called Mr. Reilly by phone on December 29, 1999 to remind him of my request and he said he was busy with a report which was due that very day but would fulfill my request immediately after that.

It is my contention that Mr. Reilly has not fulfilled this request because he is worried about what I might find in the subject matter requested and that it might prove to me that Mr. Reilly may have been misled in certain matters concerning a Public Service Commission case on which we both have been working.

I would ask that you use the powers of your office to contact Mr. Reilly to determine his reason for the delay in supplying this information I had asked for over a month ago, and to have him expedite this matter immediately.

There is no legal excuse for the delay in replying to me either. The courtesy of a reply would have been appreciated; but Reilly has not seen fit to even go that far.

I await your immediate reply to this matter!

Yours

  
Joe Devine

cc: Jeb Bush, Governor of Florida  
Bob Butterworth, Florida Attorney General  
Greg Gay, Florida State Rep.  
Jennifer Brubaker, Legal Counsel, Public Service Comm.  
PSC Commissioners, Garcia, Deason, Jacobs, Clark  
Jack Shreve, Sr. Counsel, Office of Public Counsel

RECEIVED

JAN 12 1999

FLORIDA PUBLIC SERVICE COMMISSION  
Commissioner Jacobs

RECEIVED

JAN 12 1999

FLORIDA PUBLIC SERVICE COMMISSION  
Commissioner Jacobs



# Public Service Commission

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

RECORDS AND  
REPORTING

00 JAN 31 AM 11:05

RECEIVED-PPSC

---

**DATE:** January 28, 2000  
**TO:** Blanca Bayo, Director, Division of Records and Reporting  
**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *WAB*  
**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

---

This office has received the attached correspondence of the Office of the Public Counsel received January 12, 2000. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.





JACK SHREVE  
PUBLIC COUNSEL

**STATE OF FLORIDA**  
**OFFICE OF THE PUBLIC COUNSEL**

c/o The Florida Legislature  
111 West Madison St.  
Room 812  
Tallahassee, Florida 32399-1400  
850-488-9330

**RECEIVED**

2000  
JAN 12 1999

FLORIDA PUBLIC SERVICE COMMISSION  
Commissioner Jacobs

January 11, 2000

Mr. Joe Devine  
688 Brigantine  
North Fort Myers, FL 33917

RE: Docket No. 981781-SU

Dear Mr. Devine:

On January 10, 2000 I sent you a package with copies of the correspondence you requested in your letter dated December 8, 1999, which was received by this office on December 13, 1999. (See attached copies of both letters) The very next day, January 11, 2000, I received your letter to Chairman Ken Pruitt, requesting his assistance in securing copies of the requested correspondence. (See attached copy of letter) If for any reason you do not receive the correspondence let me know so that another copy can be sent to you.

Your December 29, 1999 phone call to me was the first and only call I received from you to follow-up on your earlier written request for the information. On the 29th I told you that a combination of personal sickness, holidays and meeting various deadlines precluded me from sending you the requested correspondence. However, I assured you that the material would be sent to you as soon as possible. You indicated that would be fine with you. On December 30, 1999 I was home sick with the flu. December 31, 1999 was a state holiday. I was on annual leave January 3 - 5, 2000, and on Thursday and Friday January 6 and 7, 2000 I was working around the clock to complete some very complex testimony that was due to be filed no later than 5:00 p.m. Friday, January 7, 2000. Interestingly, the testimony was for another docket involving the same utility, North Fort Myers Utility. On the very next day available to me, Monday, January 10, 2000, I prepared and sent the package to you as I had promised.


As you are aware, during the past year, you, Mr. Gill, and Mr. Ludington have made a number of requests of our office, by phone and by letter, to provide assistance to the three intervenors in their prosecution of this case. This assistance was always provided.

Mr. Joe Devine  
January 11, 2000  
Page 2

As you are also aware, the Buccaneer Community elected three of its members to serve on a Utility Committee to help resolve the utility issues confronting Buccaneer, including working with our office in this Public Service Commission Docket. Our Office has worked diligently with this Committee and the Buccaneer Homeowners' Association Board of Directors to resolve this case in accordance with their instructions and to achieve the best results available to us.

It is very unfortunate that our office's cooperation with the duly elected Association Board Members and Utility Committee is now subjecting our office to criticism. It has been difficult if not nearly impossible to represent customers who are so deeply divided. Our door remains open to you and the other intervenors to answer your questions and provide information you might seek from us.

Sincerely,



Stephen C. Reilly  
Associate Public Counsel

SCR:dsb

Enclosures

cc: The Honorable Jeb Bush, Governor  
The Honorable Bob Butterworth, Attorney General  
Representative Ken Pruitt  
Representative Greg Gay  
Commissioner Joe Garcia  
Commissioner Terry Deason  
Commissioner Leon Jacobs  
Commissioner Susan Clark  
Jennifer Brubaker, Esquire

Joe Devine, 688 Brigantine, N. Fort Myers FL 33917 Ph 941-997-4129

Mr. Steve Reilly, Associate Public Counsel  
Office of Public Counsel  
111 West Madison Street, Suite 812  
Tallahassee, FL 32301-1906

RECEIVED

DEC 13 1999

Dec. 8, 1999

Office of  
Public Counsel

Dear Sir:

I am presently preparing a motion for reconsideration to the Public Service Commission ("PSC") in the matter of docket 981781 SU, a waste water matter between North Fort Myers Utility, Inc. ("NFMU") and myself et al.

As you and your office have also been involved in this matter I would like you to supply me with copies of all correspondence that has been passed between your office and any other parties to this matter; legal motions prepared by your office excluded. If no correspondence has been passed please state that fact when replying.

This request for information includes any correspondence to and from your office to the Buccaneer Homeowners Association ("BHA") or any of its committees; counsel for NFMU, or NFMU itself; legal, or other staff of the PSC; Robert Burandt, counsel for the BHA and any other parties involved to this matter.

Thank you in advance,

Yours

  
Joe Devine



JACK SHREVE  
PUBLIC COUNSEL

STATE OF FLORIDA  
OFFICE OF THE PUBLIC COUNSEL

c/o The Florida Legislature  
111 West Madison St.  
Room 812  
Tallahassee, Florida 32399-1400  
850-488-9330

January 10, 2000

Mr. Joe Devine  
688 Brigantine  
North Fort Myers, FL 33917

RE: Docket No. 981781-SU

Dear Mr. Devine:

Please find enclosed a copy of the correspondence from our office to any of the parties, or their counsel, or Mr. Robert Burandt or the Buccaneer Homeowners' Association ("BHA"), or the BHA's Utility Committee. Also enclosed are copies of correspondence to our office from any of the above entities. This correspondence is attached in chronological order.

If you have any questions feel free to call or write.

Sincerely,

Stephen C. Reilly  
Associate Public Counsel

SCR/dsb  
Enclosures

RECEIVED

JAN 11 2000

Office of  
Public Counsel

Ken Pruitt, Chairman,  
Joint Legislative Auditing Committee  
221 Capital  
Tallahassee, FL 32399

January 7, 2000

Dear Sir;

I write this letter to you as a form of complaint against the Office of Public Counsel, and in particular, Mr. Steve Reilly, Associate Public Counsel.

Find attached a copy of a letter I sent to Mr. Reilly on Dec. 8, 1999 to which Mr. Reilly has not responded as of this date. The letter is self explanatory and Mr. Reilly should not have found it hard to either reply to it, or to fulfill the request that was made in it.

I even called Mr. Reilly by phone on December 29, 1999 to remind him of my request and he said he was busy with a report which was due that very day but would fulfill my request immediately after that.

It is my contention that Mr. Reilly has not fulfilled this request because he is worried about what I might find in the subject matter requested and that it might prove to me that Mr. Reilly may have been misled in certain matters concerning a Public Service Commission case on which we both have been working.

I would ask that you use the powers of your office to contact Mr. Reilly to determine his reason for the delay in supplying this information I had asked for over a month ago, and to have him expedite this matter immediately.

There is no legal excuse for the delay in replying to me either. The courtesy of a reply would have been appreciated; but Reilly has not seen fit to even go that far.

I await your immediate reply to this matter!

Yours



Joe Devine

cc: Jeb Bush, Governor of Florida  
Bob Butterworth, Florida Attorney General  
Greg Gay, Florida State Rep.  
Jennifer Brubaker, Legal Counsel, Public Service Comm.  
PSC Commissioners, Garcia, Deason, Jacobs, Clark  
Jack Shreve, Sr. Counsel, Office of Public Counsel



# Public Service Commission

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

RECORDS AND  
REPORTING

JAN 31 AM 11:06

RECEIVED-FPSC

**DATE:** January 28, 2000

**TO:** Blanca Bayo, Director, Division of Records and Reporting

**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*

**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

This office has received the attached correspondence of Neil E. Colvin received January 18, 2000. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.

100 Jose Gaspar Drive  
Buccaneer Mobile Estates  
No. Fort Myers FL 33917  
January 13, 2000

Public Service Commission  
Commissioner Jacobs  
2540 Shumard Oak Blvd  
Tallahassee FL 32399-0850

Dear Commissioner Jacobs:

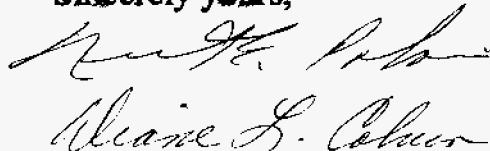
We are not in favor of the settlement agreement involving Buccaneer Mobile Estates residents and the North Fort Myers Utilities.

We as residents of Buccaneer had no knowledge of the settlement nor notice of the acceptance of said settlement. The idea that the settlement had the consent or approval of 95% of the residents is totally FALSE. We as a majority of the home owners want this case reopened so that the complete issue is aired in a FAIR manner.

We are ~~from the~~ Buffalo New York area and lived through the blizzard of '77 and believe that ~~this issue~~ of the sewer is the biggest SNOW JOB we have ever lived through.

~~Do the right thing--~~reopen the case.

Sincerely yours,



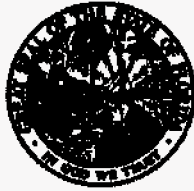
Neil E. Colvin  
Diane L. Colvin

**RECEIVED**

JAN 18 1999  
2000

FLORIDA PUBLIC SERVICE COMMISSION  
Commissioner Jacobs





## Public Service Commission

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

**DATE:** January 28, 2000

**TO:** Blanca Bayo, Director, Division of Records and Reporting

**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*

**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

RECORDS AND  
REPORTING

CO JAN 31 AM 11:05

RECEIVED-PSC

This office has received the attached correspondence of Miriam Kapsinow received January 5, 2000. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.

01-02-00

Miriam Kapsinow  
963 Avanti Way  
No. Ft Myers, FL 33917

Re: Docket # 981781-S.U.  
Buccaneer

Dear Com. Jacobs -

Please note that the current Board of Directors withdrew support for the settlement on 10/13. They subsequently reversed themselves and indicated to you in a letter on 11/10 that they were again in favor.

This decision was made in secret and without the knowledge and consent of the Homeowners Association. Was the Commission aware of this when they reached a decision?

These directors will be out of office in 2/00 and it is unfair to saddle Homeowners for years with the illegal actions of a small group. please honor our motion for Reconsideration.

RECEIVED

JAN 05 2000

FLORIDA SERVICE CORPORATION  
10000

Thank you

Sincerely

miriamkapsinow

## Proposed Settlement Agreement

This proposed settlement agreement is made and entered into by Ronald Ludington ("Ludington") on behalf of the homeowners of Buccaneer Estates; and, North Fort Myers Utility, Inc. ("NFMU").

Whereas; NFMU has filed an application ("application") with the Florida Public Service Commission ("PSC") to extend its waste water service area to include Buccaneer Estates Manufactured Home Community, ("Buccaneer"); and

Whereas Ludington has filed an objection to NFMU's application; and

Whereas the parties recognize the expense and uncertainty of this procedure, the parties now desire to settle their differences.

Now therefore it is agreed that in exchange for Ludington dismissing his objections to the application, and now even supporting the granting of the application, NFMU grants the following conditions shall be established between the parties.

1. Commencing with waste water service rendered on and after March 1, 1999, to Ludington and all other homeowners of Buccaneer, NFMU agrees to send its invoices for this service to the owners of Buccaneer, instead of the homeowners of Buccaneer, using a billing schedule known as approved Rate Schedule GS; and

2. NFMU agrees to drop its right to collect, now or in the future, any service availability fees, or any monthly fees that it mistakenly thought were to be collected through clauses in a faulty developers' agreement that it mistakenly signed with the park owners in 1998.

3. NFMU agrees that it has the right to obtain water meter readings necessary for this billing, and that Buccaneer Water Service ("BWS"), a PSC regulated company, may be forced to supply these readings by the PSC, if BWS resists doing so.

4. Ludington agrees that he will abide by these conditions as long as the PSC renders the adoption of them as being in the public interest, and that he will drop all other matters of objection he now has before the PSC in support of his rights.

5. NFMU agrees, now or in the future, not to affect the rights of Ludington or any other homeowner of Buccaneer in his, or their, pursuit of contract rights granted to them under Chapter 723, Florida Statutes.

6. Ludington agrees that the Order to Show Cause proceeding against NFMU should be dismissed without penalty.

7. Ludington acknowledges that NFMU is the sole owner of the waste water collection system in Buccaneer and will do nothing to dispute this fact as long as this agreement is in effect.

8. This Proposed Settlement Agreement was submitted for its approval, to the PSC panel at a hearing held on Oct. 13, 1999 (and will be offered to the PSC for adoption again on Nov. 16th, 1999.)

-----We need your support! Cut off here, fill in and deliver to Joe or Ron-----

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no..... Name (PRINT).....

Signature.....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 1 Name (PRINT) Dan Read for Gladys Lavaux  
Signature Dan Read (mom)

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 4 Name (PRINT) Ms. Geraldine Carapetian  
Signature Geraldine Carapetian  
4 Parrot Pl.  
Fort Myers, FL 33917-2939

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 9 Name (PRINT) PAUL A. Goss  
Signature Paul A. Goss

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 18 Name (PRINT) Jerome + Elsie Chester  
Signature Jerome Chester

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 10 Name (PRINT) DR. J. H. H. H. H.  
Signature Dr. J. H. H. H. H.

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 22 Name (PRINT) LANNIE POLLARD

Signature Lannie Pollard

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Lannie Pollard for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 23 Name (PRINT) MAURICE MAGOON

Signature Maurice Magoon

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Maurice Magoon for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 30 Name (PRINT) CATHERINE CUNNINGHAM

Signature Catherine Cunningham

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Catherine Cunningham for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 34 Name (PRINT) JOHN M. BAESL

Signature John M. Baesl

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by John M. Baesl for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 35 Name (PRINT) BARBARA KEMMERLE

Signature Barbara Kemmerle

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Barbara Kemmerle for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 41 Name (PRINT) ALBIN KOZIOLO

Signature Albin Kozio

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 42 Name (PRINT) JUNE E. TOUCHETTE

Signature June E. Touchette

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 45 Name (PRINT) MARY MUENCH

Signature Mary Muench

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 50 Name (PRINT) JOSEPH RENNER

Signature Joseph Renner

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 53 Name (PRINT) DAVID JAENICKE

Signature David Jaenicke

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 57 Name (PRINT) DARIS BOONE

Signature Daris Boone

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 58 Name (PRINT) Norma Hoffer

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Evelyn Brockschmidt for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 59 Name (PRINT) Evelyn Brockschmidt

Signature Evelyn Brockschmidt

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 63 Name (PRINT) KENNETH L. BAUMANN

Signature Kenneth L. Baumann

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 64 Name (PRINT) Eleana Tripp

Signature Eleana Tripp

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Eleana Tripp for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 65 Name (PRINT) GORDON J. DOHNER

Signature Gordon J. Dohner

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 72 Name (PRINT) KATHRYN AUTENRIETH

Signature Kathryn Autenrieth

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 73 Name (PRINT) Henry L. Smith

Signature Henry L. Smith

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 78 Name (PRINT) MARIANNE LONG

Signature Marianne Long

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 79 Name (PRINT) RICHARD J. BUCHANAN

Signature Richard J. Buchanan

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 80 Name (PRINT) SUSAN J. COOK

Signature Susan J. Cook

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 81 Name (PRINT) HOWARD S. COMPTON

Signature Howard S. Compton

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 83 Name (PRINT) CHARLES - V - CONNOR

Signature Charles V. Connor

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 86 Name (PRINT) BETTY DENSON (ERNIE)

Signature Betty Denson Ernest J. Denson

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 87 Name (PRINT) DIFAZZIO SANTO

Signature Santo Difazio

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 90 Name (PRINT) EDWARD SUREN

Signature Edward Suren

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 91 Name (PRINT) GERALD & LUCY JAROMIN

Signature Gerald W Jaromin - Lucy Jaromin

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 92 Name (PRINT) GERALD & YVONNE KREPS

Signature Gerald B. Krebs Yvonne Krebs

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 93 Name (PRINT) MERRIELL F. FAKE

Signature Merrill F. Fake

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 96 Name (PRINT) GERALD O. SMITH

Signature Gerald O. Smith

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 104 Name (PRINT) RUTH E. PROCTER

Signature Ruth E. Procter

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 105 Name (PRINT) ROBERT S. CARNAHAN

Signature Robert S. Carnahan

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 108 Name (PRINT) CLIFFORD D. STARK

Signature Clifford D. Stark

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 112 Name (PRINT) DEAN and BETTY LOU SAVAGE

Signature Dean and Betty Lou Savage

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 113 Name (PRINT) GERHARD J. KERELIK

Signature Gerhard J. Kerelik

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 114 Name (PRINT) HILDA + DANIEL DEAL

Signature [Handwritten Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [Redacted] for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 117 Name (PRINT) KEN HUFFMAN

Signature [Handwritten Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [Redacted] for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 118 Name (PRINT) Charles Jost

Signature [Handwritten Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [Redacted] for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 119 Name (PRINT) George SCHMIT

Signature [Handwritten Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [Redacted] for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 124 Name (PRINT) RICHARD G. STEVENS

Signature [Handwritten Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [Redacted] for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 133 Name (PRINT) FERN KOEPPE

Signature Fern R. Koeppe

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [Signature] for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 134 Name (PRINT) GEORGE WILBER

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Shirley Pettski for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 135 Name (PRINT) JOHN T. SMITH

Signature John T. Smith

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [Signature] for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 139 Name (PRINT) HELEN C. CRIST

Signature Helen C. Crist

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [Signature] for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 142 Name (PRINT) ROBERT G. KLAY

Signature Robert G. Klay

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [Signature] for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 146 Name (PRINT) BOB PETERS

Signature.....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by MIKE HENDERSON for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 149 Name (PRINT) Alice R. Wade

Signature Alice R. Wade

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 151 Name (PRINT) ALEXANDER A. A.

Signature A. A. Alexander

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 153 Name (PRINT) Robert G. Harvey

Signature Robert G. Harvey

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 156 Name (PRINT) Walter R. Simon Jr

Signature Walter R. Simon Jr

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 158 Name (PRINT) TAD DUCIEWICZ

Signature Tad Ducey

656-1337

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 159 Name (PRINT) THOMAS J. DIGANZI

Signature Thomas J. Diganzi

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Elisa L. Deaver for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 165 Name (PRINT) ARTHUR V. GLADSTONE

Signature Arthur V. Gladstone

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 166 Name (PRINT) JOHN E. & BETTY A. BARTH

Signature Mr. & Mrs. John E. Barth

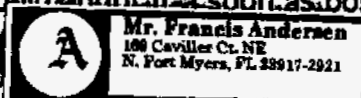
Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 169 Name (PRINT) FRANCIS E. ANDERSEN

Signature Francis E. Andersen



Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 170 Name (PRINT) BEN HARRISON

Signature Ben Harrison

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 174 Name (PRINT) HAZEL CUSTER

Signature Hazel Custer

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 184 Name (PRINT) Frances H. Johnson

Signature Frances H. Johnson

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 186 Name (PRINT) EDWARD J. MCCARRON

Signature Edward J. McCarron

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 193 Name (PRINT) MRS. CLARENCE S. TRUBSEN

Signature Clarence S. Trubsen

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Clarence S. Trubsen for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 194 Name (PRINT) MARGE ALLEN

Signature.....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 203 Name (PRINT) Paul E Hollinger Sr.

Signature.....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 207 Name (PRINT) ROSE M. KINDER

Signature.....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 211 Name (PRINT) RUSS STOUT / MARGARET STOUT

Signature.....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 214 Name (PRINT) GABRIELLE RIBEIRO

Signature.....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 219 Name (PRINT) HILDA RAY SPEICHER

Signature Hilda Ray Speicher

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Lot no. 222 Name (PRINT) ARTHUR + PATRICIA BRAND

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ARTHUR BRAND for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 225 Name (PRINT) James Gargett

Signature James Gargett

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 226 Name (PRINT) MERIDITH SAVAGE

Signature Meridith Savage

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 233 Name (PRINT) ROLAND LIZOTTE

Signature Roland Lizotte

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 234 Name (PRINT) Rosemarie Verdu  
Signature Rosemarie Verdu

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. \*235 Name (PRINT) Marie McCrae  
Signature Marie McCrae

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 238 Name (PRINT) Barney W. Finkel  
Signature Dr. Barney W. Finkel

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 242 Name (PRINT) JANE RUTH CHRISTENSEN  
Signature Jane R. Christensen

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 248 Name (PRINT) MARY M. CARY  
Signature Mary M. Cary

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 251 Name (PRINT) MAY F. BIENERT

Signature May F. Bienert

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 252 Name (PRINT) VIRGINIA PEIROLO

Signature Virginia Peirolo

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 254 Name (PRINT) MR AND MRS EDWARD BOYLE

Signature Lucille Boyle and Edward Boyle

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 255 Name (PRINT) PASQUALE VALLONE

Signature Pasquale Vallone

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 256 Name (PRINT) THOMAS LIEBERT

Signature Thomas Liebert

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 259 Name (PRINT) VERA M. SPENCER

Signature Vera M. Spencer

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 264 Name (PRINT) Harriet M. Robinson

Signature Harriet M. Robinson

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 266 Name (PRINT) HENRY J. EZEN

Signature Henry J. Ezen

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 269 Name (PRINT) John DiGangi

Signature John DiGangi

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 270 Name (PRINT) Leonard Steink

Signature Leonard Steink

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 271 Name (PRINT) KATHRYN A. MASULLO

Signature Kathryn A. Masullo

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [redacted] for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 274 Name (PRINT) CHARLENE M. RIES

Signature Charlene M. Ries

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [redacted] for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 276 Name (PRINT) FERALD J. REINHART

Signature Ferald J. Reinhart

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [redacted] for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 278 Name (PRINT) KATHRYN L. FARRELL (KITTY)

Signature Kathryn L. Farrell

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [redacted] for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 283 Name (PRINT) WALTER D. COWAN

Signature Walter D. Cowan

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [redacted] for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 284 Name (PRINT) EARL M. EWING JR.

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 290 Name (PRINT) JUANITA NEME

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Lena Lo Piccolo for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 291 Name (PRINT) LENA LO PICCOLO

Signature Lena Lo Piccolo

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 292 Name (PRINT) Steve + Dorothy LAWRENCE

Signature Mr. + Mrs. Steve Lawrence

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 293 Name (PRINT) DONALD E. WICK

Signature Donald E. Wick

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 294 Name (PRINT) WILFRED A. HALBRUEGGE

Signature Wilfred Halbruegge

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 299 Name (PRINT) EDWARD E. MILDEP FENILI

Signature Edward E. Mildred Fenili

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 301 Name (PRINT) William F. Book

Signature William F. Book

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 302 Name (PRINT) BEE BORRIF

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 303 Name (PRINT) CARLTON M. PARTRIDGE

Signature Carlton M. Partridge

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 306 Name (PRINT) FRED A. YOUMANS

Signature Fred A. Youmans

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 308 Name (PRINT) DANIEL F. LUCIANO

Signature Daniel F. Luciano

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 309 Name (PRINT) Manuel Faria

Signature Manuel Faria

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 318 <sup>DE BLOON</sup> Name (PRINT) PATRICK J. KEARNS

Signature Patrick J. Kearns

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 320 Name (PRINT) WILLIAM H. CLOUSER

Signature William H. Clouser

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 322 Name (PRINT) ANTHONY S. MIANO

Signature Anthony S. Miano

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 323 Name (PRINT) LAURENCE H. SUCHIE

Signature Laurence H. Suchie

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 325 Name (PRINT) HAROLD D. TALBOTT

Signature Harold D. Talbott

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Lot no. 326 Name (PRINT) TOMMY LUKEISURE

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ARTHUR BERG for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 333 Name (PRINT) LAURETTA BOWMAN

Signature Lauretta A. Bowman

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 334 Name (PRINT) HERBERT + Norma Spink  
Signature Herbert Spink Norma Spink

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 338 Name (PRINT) RUTH McCumber  
Signature Ruth McCumber

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 339 Name (PRINT) ROBIN BERNDT  
Signature Robin Berndt

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 340 Name (PRINT) NORMAN and ANITA KARPEN  
Signature Anita Karpen

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 341 Name (PRINT) J. Steidinger  
Signature J. Steidinger

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 350 Name (PRINT) Stephen J. Yankum

Signature Stephen J. Yankum

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 352 Name (PRINT) Vivian Walker

Signature Vivian Walker

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 353 Name (PRINT) Kathleen M. Damerit

Signature Kathleen M. Damerit

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 357 Name (PRINT) JANE B. EVERETT

Signature Jane B. Everett

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 360 Name (PRINT) RAYMOND L. MARLEY

Signature Raymond L. Marley

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 343 Name (PRINT) Phyllis E. Hunt

Signature Phyllis E. Hunt

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 344 Name (PRINT) John & Lillian DeDecko

Signature Lillian DeDecko

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 346 Name (PRINT) Jack Weir

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by L. DeDecko .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 348 Name (PRINT) GENEVA C. BRIGANCE

Signature Geneva C. Brigance

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 349 Name (PRINT) Morton Wexler

Signature Morton Wexler

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 365 Name (PRINT) Georgia A. Wade

Signature Georgia A. Wade

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 369 Name (PRINT) FRANCES ZENO

Signature Frances Zeno

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 370 Name (PRINT) ROBERT L. McMULLIN

Signature Robert L. McMullin

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 371 Name (PRINT) MARY A. HOTE

Signature Mary A. Hote

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 372 Name (PRINT) NORMAN H. LOBLEY

Signature Norman H. Loley

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 375 Name (PRINT) William Roberts  
Signature William Roberts

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Lot no. 376 Name (PRINT) WALTER CERREOLI  
Signature Walter Cerreoli

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 385 Name (PRINT) CHARLES E. YATES  
Signature Charles E. Yates

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 389 Name (PRINT) Sandra L. Ewing  
Signature Sandra L. Ewing

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 390 Name (PRINT) DOROTHY L. KERN  
Signature Dorothy L. Kern

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 393 Name (PRINT) CAROLYN MABS

Signature Carolyn M. Mabs

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 394 Name (PRINT) GERALD & DELORES FAULKNER

Signature Gerald & Dolores Faulkner

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 395 Name (PRINT) S. Y. IVANA CARD

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 396 Name (PRINT) E. D. D. N. R. D. R. L. N. G.

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 397 Name (PRINT) CAROL KLEMETSEN

Signature Carol Klemetsen

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 398 Name (PRINT) VAL & LOUISE GUDAC

Signature Val & Louise Gudac

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 399 Name (PRINT) FLOYD DUNFORD

Signature F Dunford

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 401 Name (PRINT) DOROTHY BUDD

Signature Dorothy Budd

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 402 Name (PRINT) BUFFORD & GERALDINE GREEN

Signature Bufford & Gerre Green

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 403 Name (PRINT) ROBERT WYLLIE

Signature Robert Wyllie

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 404 Name (PRINT) Lyda Guggenbuehl

Signature Lyda Guggenbuehl

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 405 Name (PRINT) JAY B. McCLARNON

Signature Jay B. McClarnon

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 406 Name (PRINT) ANTHONY V. TAGLIA

Signature Anthony V. Taglia

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 410 Name (PRINT) RAYMOND G. MUZZY

Signature Raymond G. Muzzy

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 411 Name (PRINT) ELVIRAH SCHMIDTKE

Signature Elvira H. Schmidtke

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 412 Name (PRINT) ALFRED + JEANNE McGUIRE

Signature Alfred + Jeanne McGuire

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 413 Name (PRINT) ROBERT L. GORHAM

Signature Robert L. Gorham

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 415 Name (PRINT) Fred Beveridge

Signature Fred Beveridge

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 416 Name (PRINT) Joe Skittino

Signature Joseph Skittino

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Donald J. Harrison for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 417 Name (PRINT) BARBARA HUNTER

Signature Barbara Hunter

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 418 Name (PRINT) Jerry & Roberta Davidson

Signature Mrs. Jerry Davidson

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. #20 Name (PRINT) Catherine L. Schmidt

Signature Catherine L. Schmidt

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 402 Name (PRINT) JEAN HINDERLITER

Signature Jean Hinderliter

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 426 Name (PRINT) Hilda Hauser

Signature H. Hauser PA

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 427 Name (PRINT) WALLACE L. DEEVER

Signature Wallace L. Deever

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 428 Name (PRINT) LORRAINE BRUNER

Signature Lorraine Bruner

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Elsie L. Deaver for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 431 Name (PRINT) Vandenberg, Ward

Signature W. Ballard for Ward Vandenberg via phone

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by J.R. BALLARD for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 432 Name (PRINT) Mr./Mrs. Ducl R. Ballard Jr.

Signature J. R. Ballard Jr.

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Request for above named ~~absentee~~ homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 434 Name (PRINT) BURLEY F. RUSSELL

Signature Burley F. Russell

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 436 Name (PRINT) DIANE L. ROBINSON

Signature Diane L. Robinson

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!

189 Bay

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 438 Name (PRINT) ROBERT A BURNS  
Signature Robert A Burns

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 439 Name (PRINT) SEAKOVICH - FRANK & ELLEN  
Signature Frank Seakovich Ellen Seakovich

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 441 Name (PRINT) Joseph E. Bondy  
Signature Joseph E. Bondy

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 443 Name (PRINT) Mary Louise Dier  
Signature Mary Louise Dier

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 444 Name (PRINT) ELEANOR C SLAVIN  
Signature Eleanor C Slavin

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 446 Name (PRINT) WM E GERSONDE  
Signature Wm E Gersonde

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 459 Name (PRINT) LARRY ELTON  
Signature Lawrence R. Elton

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 463 Name (PRINT) Edward S Obay  
Signature E. S. Obay

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 464 Name (PRINT) CARMEN D LUTHER  
Signature Carmen D. Luther

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 465 Name (PRINT) Rozella M. Long  
Signature Rozella M. Long

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.  
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 467 Name (PRINT) HAROLD R. VAN ZYL

Signature Harold R. Van Zyl

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

468 AVANTI WAY

Lot no. .... Name (PRINT) JOHN SKIBINSKI

Signature John Skibinski

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 469 Name (PRINT) ROBERT E. HAYS

Signature Robert E. Hays

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 480 Name (PRINT) DOROTHY A. BARTLETT

Signature Dorothy A. Bartlett

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 484 Name (PRINT) JACK HILL

Signature Jack Hill

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 486 Name (PRINT) MELVIN R RADMAN

Signature Melvin R Radman

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 488 Name (PRINT) John H. Warren Helen M. Warren

Signature John H. Warren

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 489 Name (PRINT) THOMAS J. PADEN & FRANCES

Signature Thomas Paden & Frances Paden

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 492 Name (PRINT) KATHRYN SCHEELER

Signature Kathryn Scheeler

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 494 Name (PRINT) HELEN A. BOZEK

Signature Helen A Bozek

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 496 Name (PRINT) CHARLES W. ANDERSON

Signature Charles W. Anderson

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 500 Name (PRINT) MATHIAS WEISGARBER

Signature Mathias Weisgarber

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 504 Name (PRINT) William & Patricia Hipp

Signature William Hipp Patricia Hipp

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 505 Name (PRINT) Thomas F. Wood

Signature Thomas F. Wood

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 506 Name (PRINT) Tim & Dottie Ross

Signature Tim Ross Dottie Ross

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 507 Name (PRINT) HERBERT F. ESTRICH

Signature Herb Estrich

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 508 Name (PRINT) E.A. & BARBARA STARK

Signature E.A. Stark

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 509 Name (PRINT) R. Ludington

Signature R. Ludington

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 510 Name (PRINT) Virginia A. Howie

Signature Virginia A. Howie

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 511 Name (PRINT) Edna Wagner EDNA WAGNER

Signature Edna Wagner

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 513 Name (PRINT) RALPH G BREHM

Signature Ralph G. Brehm

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 514 Name (PRINT) GERTRUDE LILLY

Signature Gertrude Lilly

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 517 Name (PRINT) ROSS E GILLKIN

Signature Ross E. Gillkin

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 518 Name (PRINT) WILLIAM HARRINGTON

Signature William Harrington

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 528 Name (PRINT) DEAN + MARGE ELLSWORTH

Signature Dean Ellsworth

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 541 Name (PRINT) Kenneth Hutton

Signature Kenneth Hutton

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 544 Name (PRINT) MURRY & MARGARET MICK

Signature Murrey Mick

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 545 Name (PRINT) Wayne Walter

Signature Wayne Walter

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 547 Name (PRINT) ALEC S. WALLACE

Signature Alec S. Wallace

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 551 Name (PRINT) EMIL WASKIE

Signature Emil Waskie

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 553 Name (PRINT) EDWARD R. BUCHANAN

Signature Edward R. Buchanan

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 555 Name (PRINT) CLARENCE WIESER

Signature Clarence Wieser

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Elsie Deaver .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 556 Name (PRINT) AUBREY CLEO EWENS

Signature Aubrey Ewens

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 557 Name (PRINT) JENNIFER DOSTIE

Signature Jennifer Dostie

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 559 Name (PRINT) MALCOLM INGRAM

Signature Malcolm Ingram

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 560 Name (PRINT) D. GRIFFITHS JR + J. A. WAGNER-GRIFFITHS

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 561 Name (PRINT) ELLEN R. H. SEEKE

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 565 Name (PRINT) LARRY GOULDRUP

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 566 Name (PRINT) MR. & MRS. Elwood Keating Jr.

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 568 Name (PRINT) JOHN T. PHILLIPS

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 571 Name (PRINT) JAMES W. AMICK

Signature James W. Amick

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 572 Name (PRINT) Irene P. Fischer (IRENE P. FISCHER)  
PLAZA-DEL-SOL

Signature Irene P. Fischer

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 574 Name (PRINT) GEORGE WENGER

Signature George Wenger

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 579 Name (PRINT) WILLIAM RISER

Signature William R. Riser

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 581 Name (PRINT) ROBERT BELANGER

Signature Robert Belanger

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 582 Name (PRINT) J. Lee + Marie Gould

Signature J. Lee Gould, Marie T. Gould

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 588 Name (PRINT) George C. Hollenbeck

Signature George C. Hollenbeck

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 592 Name (PRINT) William J. Volk

Signature William J. Volk

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 594 Name (PRINT) GEORGE LINGS

Signature George Lings

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 597 Name (PRINT) THERESA M. WADIA

Signature Theresa M. Wadia

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 598 Name (PRINT) D'Inizio, George J.

Signature George J. D'Inizio

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 599 Name (PRINT) Guy B. Sotik

Signature Guy B. Sotik

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 601 Name (PRINT) JAMES H. COLEMAN

Signature James H. Coleman

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 603 Name (PRINT) WILLIAM MEYERS

Signature William Meyers

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 605 Name (PRINT) JAMES STALL

Signature James Stall

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 606 Name (PRINT) JERRY SEGHERS

Signature.....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ROBERT A. READ for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 607 Name (PRINT) ELMER FISHER

Signature Elmer Fisher

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by James Stahl for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 609 Name (PRINT) MARIE V. FLOWERS

Signature Marie V. Flowers

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 613 Name (PRINT) JOAN MARIE SCHEELE

Signature Joan Marie Scheele

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 614 Name (PRINT) ROBERT M. SZCZEPANSKI

Signature Robert M. Szczepanski

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. <sup>615</sup> Name (PRINT) Barbara (W) & Robert D. Harris

Signature Robert D. Harris

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 617 Name (PRINT) ALBERT C. LUDWIG

Signature Albert C. Ludwig

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 618 Name (PRINT) FREDERICK JENNER

Signature Frederick E. Jenner & Norma J. Jenner

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 619 Name (PRINT) MYRON K. MEYER

Signature Myron K. Meyer

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 620 Name (PRINT) PAUL A. DESCHENEAUX

Signature Paul A. Deschenaux

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 642 Name (PRINT) KENNETH STOLL

Signature Kenneth / Myrtle Stoll

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 648 Name (PRINT) SIGNE M. JACKSON

Signature Signe M. Jackson

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 650 Name (PRINT) JEAN E. WILKING

Signature Jean E. Wilking

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

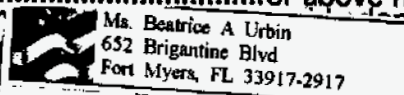
If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 652 Name (PRINT) Ms. Beatrice A Urbin

Signature Beatrice A Urbin



Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 655 Name (PRINT) GEORGE DOWNING

Signature George Downing

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 656 Name (PRINT) WENTON HEDINGER

Signature Wenton Hedinger

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 658 Name (PRINT) CHARLES PALMER

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ROBERT A. READ for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 659 Name (PRINT) EDITH GILLIGAN

Signature Edith V. Gilligan

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 662 Name (PRINT) KENNETH A. WALKER

Signature Kenneth A. Walker

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 663 Name (PRINT) EDITH GILLIGAN

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Kenneth A. Walker for above named absentee homeowner.



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 665 Name (PRINT) Ken Ward

Signature Ken Ward

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Jane Stall for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 666 Name (PRINT) MAXINE JOHNSON/BEVERLEY MACNEILL

Signature Beverly MacNeill

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 667 Name (PRINT) Kathryn J. Lynch

Signature Kathryn J. Lynch

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 668 Name (PRINT) ROBERT E. MILLS

Signature Robert E. Mills

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 671 Name (PRINT) ROBERT E. ROBB JR

Signature Robert E. Robb Jr

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 674 Name (PRINT) DON GILL

Signature Don Gill (Without Prejudice)

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 680 Name (PRINT) MILORED A. PSOTA

Signature Milored A. Psota

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 684 Name (PRINT) LEONA BISHOP

Signature Leona Bishop

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 685 Name (PRINT) FAYE D STRADER

Signature Faye Strader & Edward Strader

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 686 Name (PRINT) Jennie Guerra

Signature Jennie Guerra

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 687 Name (PRINT) DARRELL CUSTER

Signature Darrell Custer

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 688 Name (PRINT) JOE DEVINE

Signature Joe Devine

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Lot no. 689 Name (PRINT) KENNETH R. HUDSON

Signature Kenneth R. Hudson

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 696 Name (PRINT) Glenadine Venema

Signature Glenadine Venema

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 698 Name (PRINT) LADDIE A. RISK A

Signature Laddie A. Riska

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 699 Name (PRINT) FRED STAHLBAUM

Signature F. Stahlbaum

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 700 Name (PRINT) RHETA NEWHART

Signature Rheta Newhart

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 706 Name (PRINT) DOROTHY M. KNIGHT (DOTTIE)

Signature Dorothy M Knight

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 708 Name (PRINT) BASIL & BETTIE NICHOLAS

Signature Basil & Bettie Nicholas

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 709 Name (PRINT) JAMES J. WESTER

Signature James J. Wester

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 711 Name (PRINT) JANE E. CUMMINGS

Signature. Jane E. Cummings

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 717 Name (PRINT) Regina M. Pistey (Jean)

Signature. Regina M. Pistey

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 719 Name (PRINT) ROBERT A. READ

Signature. Robert A. Read

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 724 Name (PRINT) JOSEPH COUILLARD

Signature. Joseph Couillard

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 724 Name (PRINT) George E. Lukins

Signature. George E. Lukins

George E. Lukins  
725 Brigantine Blvd  
Fort Myers, FL 33917-2920

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 726 Name (PRINT) KATHLEEN WIEDEMANN

Signature Kathleen Wiedemann

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 728 Name (PRINT) WARREN V. PRESCOTT

Signature Warren V. Prescott

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 733 Name (PRINT) PAUL A. FIEDLER

Signature Paul A. Fiedler

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 735 Pirates Rest Rd. Name (PRINT) HENRY E. MUELLER

Signature Henry E. Mueller

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 737 Name (PRINT) SEAN LAPAINT

Signature Sean Lapoint

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Mary Pollard for above named absentee homeowner.  
Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 738 Name (PRINT) GARY POLLARD

Signature Gary Pollard

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 739 Name (PRINT) TONI FRENCH

Signature Toni French

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 753 Name (PRINT) KATHIE E. MILLER

Signature Kathie E. Miller

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 759 Name (PRINT) ARNOLD C. WHITE

Signature Arnold C. White

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 765 Name (PRINT) W.M. PRZYBYLSKI

Signature Wm Przybylski

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 774 Name (PRINT) JOHN T. McDONOUGH

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 775 Name (PRINT) BARBARA KASPER

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 777 Name (PRINT) CECILIA-CAVENDER

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 778 Name (PRINT) JOHN & JEANNE EYKING

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by [Signature] for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 780 Name (PRINT) LEO WOJCICK

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 781 Name (PRINT) RONALD KIKENDALL

Signature Ronald Kikendall

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 782 Name (PRINT) RE BAULLEU

Signature R Baulleu

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by STAFF CAPTAIN ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 786 Name (PRINT) FLORENCE E. MOYLAN

Signature Florence E. Moylan

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 789 Name (PRINT) EDWARD H. CLARK

Signature Edward H. Clark

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 793 Name (PRINT) B.W. AND MARY DOUGHERTY

Signature B.W. Dougherty

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 797 Name (PRINT) SHIRLEY PETSKE

Signature Shirley A. Petski

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 799 Name (PRINT) LORRAINE DUFF

Signature Lorraine Duff

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 800 Name (PRINT) Edith I. Luttrell

Signature Edith I. Luttrell

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 811 Name (PRINT) VIRGINIA MOLEBACH

Signature Virginia Molebach by Joan Moore (daughter)  
In hospital

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Joan Moore .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 812 Name (PRINT) HAROLD R. JACKSON

Signature Harold R. Jackson

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 816 Name (PRINT) MARY E LAW

Signature Mary E. Law

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 820 Name (PRINT) LOIS PIKEJS

Signature Lois Pikejs

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 824 Name (PRINT) FRANK CIECHA

Signature Frank Ciecha

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 827 Name (PRINT) BEN & JOAN GERHOLD

Signature Ben Gerhold

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 831 Name (PRINT) RICHARD AND ARLEENE BENOIT

Signature Richard Benoit Arleene Benoit

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 832 Name (PRINT) Gus Ruege

Signature Gus Ruege

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 835 Name (PRINT) Georgia Helen Goffe

Signature Georgia Helen Goffe

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 838 Name (PRINT) Raisa Ripperman

Signature Raisa Ripperman

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 839 Name (PRINT) Rosemary Donlin

Signature Rosemary W. Donlin

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by NA .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 840 Name (PRINT) JOE RYNSOEVER and JANIS ODEGARD

Signature Joe Rynsoever Janis Odegard

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 841 Name (PRINT) ELINOR R. KLINE

Signature Elinor R. Kline

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 342 Name (PRINT) JESSIE SLIVECKY

Signature J. Slivecky

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 843 Name (PRINT) VERNE, MARTHA HILDEBRAND

Signature Verne Hildebrand

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 844 Name (PRINT) FLORENCE CLACKY - NORINE TOLLY

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Verne Hildebrand for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 847 Name (PRINT) CHARLES P. ONDERDONK

Signature Charles P. Onderdonk

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 848 Name (PRINT) THOMAS BARNETT  
Signature Thomas F Barnett

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 851 Name (PRINT) Nona L. Klingberg

Signature Nona L. Klingberg

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 854 Name (PRINT) NORMAN & CECILI SKIPPERS

Signature Norman & Ceceli Skippers

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Janis Odgaard and Joe Rynsaker .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 856 Name (PRINT) Louis A. Wojcik

Signature Louis A. Wojcik

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 858 Name (PRINT) Robert RANSON

Signature Robert Ranson

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 862 Name (PRINT) HOWARD NELTON

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Joe & Barbara for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 866 Name (PRINT) CHRIS AND BOB SEEKE

Signature Chris Seeke

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 868 Name (PRINT) JACK E. HAYS

Signature Jack E. Hays

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 870 Name (PRINT) KEITH D. POTALE

Signature Keith D. Potale

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 871 Name (PRINT) J.C. MORIN

Signature J.C. Morin

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 872 Name (PRINT) JOYCE ADRIAN

Signature Joyce L Adrian

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Lot no. 873 Name (PRINT) DONALD & RACHAEL MOTTER

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by JOYCE ADRIAN for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 874 Name (PRINT) REX D. SOMMER

Signature Rex D Sommer

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 876 Name (PRINT) FRANK STACEY

Signature Frank Stacey

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 878 Name (PRINT) (MRS.) VERA I. ZINKAN

Signature Vera I. Zinkan

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 880 Name (PRINT) HELEN MACKAY

Signature Helen Mackay

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 884 Name (PRINT) MICHAEL E. BROO

Signature Michael E. Broo

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 886 Name (PRINT) GEORGE & FRANCES WOOLEY

Signature Frances Wooley

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 887 Name (PRINT) ARTHUR C. BERG

Signature Arthur C. Berg

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 888 Name (PRINT) LESLIE A. SAMIS

Signature Leslie Samis

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 889 Name (PRINT) JOSEPH A. CALLAHAN

Signature Joseph A. Callahan

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 891 Name (PRINT) DENNY L GUILLET

Signature D. L. Guillet

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 894 Name (PRINT) M<sup>E</sup> KEEN KESSEL

Signature M. Keen Kessel

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 899 Name (PRINT) RAY JORGENSEN

Signature Ray Jorgensen

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 900 Name (PRINT) HELEN KAUTZ

Signature Helen Kautz

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by \_\_\_\_\_ for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 909 Name (PRINT) LORRAINE (LEONARD) PERRY

Signature Lorraine Perry

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 910 Name (PRINT) MARGE & ROBERT MOODY

Signature Marge Moody Robert Moody

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 913 Name (PRINT) ROBERT CASTELLANOS

Signature Robert Castellanos

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 916 Name (PRINT) THOMAS & HOPE WEIS

Signature Mr & Mrs Thomas C. Weis

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 917 Name (PRINT) William Harrison

Signature William Harrison

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by ..... for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 932 Name (PRINT) Stella Wade 11-12-99

Signature Stella Wade

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 937 Name (PRINT) MARY C. ZANNINI

Signature Mary C. Zannini

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 938 Name (PRINT) CLYDE YORK

Signature Clyde York

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 942 Name (PRINT) Gary Marx

Signature Gary Marx

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 944 Name (PRINT) RICHARD M. NOKES

Signature Richard M. Nokes

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 918 Name (PRINT) JOHN E. CARVIEL

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 920 Name (PRINT) MR & MRS. RODNEY DOWNS

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 921 Name (PRINT) WANDA GREEN

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 923 Name (PRINT) JACK R. EATON

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 924 Name (PRINT) GEORGE H. SCHROEDER

Signature [Signature]

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 945 Name (PRINT) ROY F. PATZKE

Signature Roy F. Patzke

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 947 Name (PRINT) MARY HAGOOD

Signature Mary Hagood

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 949 Name (PRINT) JUANITA RAYMANN

Signature Juanita Raymann

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 952 Name (PRINT) REGINA CEDERBURG

Signature Regina Cederburg

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.  
I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 953 Name (PRINT) Louise Pummill

Signature Louise Pummill

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by for above named absentee homeowner.



I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 959 Name (PRINT) THOMAS J. SCOTT

Signature Thomas J. Scott

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 961 Name (PRINT) OTTO MEYER

Signature .....

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by Harold Jackson .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 963 Name (PRINT) MIRIAM KAPSINOW

Signature Miriam Kapsinow

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 964 Name (PRINT) EDWARD PLATT

Signature Edward Platt

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 971 Name (PRINT) RICHARD ROGERS

Signature Richard Rogers

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

I support the Ludington proposal, and wish the Florida PSC would adopt it as soon as possible.

Lot no. 972 Name (PRINT) Lewis R Hayes

Signature Lewis R Hayes

Return this ballot to either 509 Avanti Way or 688 Brigantine before Nov. 15.

If you wish to ask your neighbor, who may be away from Buccaneer, if he/she would also like to support it too, by all means call and ask them. Please make sure that your neighbors understand just what it is that they are supporting. Read it out to them. Then ask Joe or Ron for a blank ballot to fill in for them when you deliver yours. Only one vote per home is allowed.

This ballot obtained by .....for above named absentee homeowner.

Democracy at work!



## Public Service Commission

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

**DATE:** January 28, 2000

**TO:** Blanca Bayo, Director, Division of Records and Reporting

**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*

**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

This office has received the attached correspondence of Joe Devine received January 12, 2000. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.

RECEIVED-PSC  
60 JAN 31 AM 11:50  
RECORDS AND  
REPORTING

~~~~~  
"Where you always get your two cents worth ". Vol. 2, No. 1/ January 2000  
Buccaneer residents Joe Devine and Ron Ludington, Publishers  
.....

## *Happy New Year To All Buccaneers*

.....  
Some folks have suggested that our mast head name may be offensive and that a new name may be in order. What do you think? How about "The Minuteman", as has been suggested? Let us know if you desire a name change. We see no great need for a change; but we are open to suggestions.  
.....

## **From the Lee County Examiner of Dec. 22, 1999** **Sewer Stink Continues**

By Kay Cullis Bull

On Monday, December 13, the Buccaneer Homeowners Association held their monthly meeting. The recreation hall was full when the meeting began at 7 p.m., people talking to each other in hushed tones. Association president, Thomas Gaylord, called the meeting to order. Everyone in the hall stood and saluted the flag. Gaylord welcomed everyone to the meeting saying, "Merry Christmas, Bah Humbug, and Happy New Year," apparently hoping for some positive reaction from the audience -- however, there was not so much as a chuckle from anyone. There were more important things on these people's minds than a bit of half-baked humor. They were gathered to hear the answers to questions that had been posed to the BHOA regarding the ongoing problem at Buccaneer with regard to the sewer.

Before long, resident Ruth Anne Kaiser was given the floor and she read a letter in which she thanked the Association for all the hard work that was being done for all of the park residents concerning the problem which was of utmost concern to everyone in the recreation hall. Gaylord tried to rapidly attempt to gloss over the subject of the sewer problems which have been plaguing Buccaneer for more than a year.

However, other residents in the recreation hall were not going to let this happen. There were questions they believed needed answers; where did the Association stand concerning allegations by neighbors Joe Devine, Ron Ludington and Don Gill made in both this newspaper and their own publication "The Blow Hard" that Association members had "sold out" in favor of the NFMU proposal.

Gaylord made allegations of his own that the EXAMINER was unfair by not giving him or other members of the Board the opportunity to tell "their side of the story." This reporter approached him at the dais and handed him a business card and told him that the EXAMINER would be more than happy to speak to him at any time of his choosing. He was also told that two messages had been left on his answering machine to call him prior to this, but that he had evidently ignored the request. In front of the audience, Gaylord informed this reporter that he would be very happy to have the opportunity to speak to the EXAMINER.

As the discussion grew more and more heated when Gaylord refused to give clear answers to any questions asked of him (including the ones he was reading from the newsletter published by Devine, Ludington and Gill), tempers grew shorter and shorter. Gaylord finally shouted into the microphone that the meeting was over and began singing America the Beautiful, ending all discussion, but leaving the meeting open as there had been no motion, no second, or vote to curtail it.

As the audience began filing out of the recreation hall, this reporter again approached Gaylord, hoping to set a date and time for an interview. He refused to do this, telling me that I could call him for an appointment, and if there was no answer, to leave a message on his answering machine and turned his back on me and walked away.

During a telephone conversation with the BHOA President on Tuesday afternoon, Gaylord told the EXAMINER, "In reading your reports of this event, I find that you have been extremely biased in your reporting. I do not feel that I would get a fair report in your newspaper. Therefore, I do not feel that I have anything to say to you."

Mr. Gaylord, the definition of "biased" is one-sided. Since you, as president of the BHOA have refused to speak to us, I agree that our reporting is biased -- we have only had the opportunity to speak to "the dissenters," who have been more than happy to talk to us. The EXAMINER regrets your feelings on this matter. If given the opportunity to speak to you, we would have been professional and unbiased in reporting "your side of the story." Both the EXAMINER and this reporter have always made an effort to accurately report anything that is told to us. And we



We await the PSC decision on that.

The other issue that has been presented to me by many of my fellow Buccaneers is why I should run for the Presidency of the Buccaneer Homeowners Association and then attempt to break the ongoing clique that has manipulated things in this park for the last several years.

After much deliberation I have now decided to participate in this year's election for the Presidency of the Buccaneer Homeowners' Association with the complete understanding, that I will only serve one year in this, or any other position.

### I BELIEVE THE PARK BELONGS TO ALL HOMEOWNERS

My platform is very simple; I firmly believe all homeowners must have an equal voice in all the Association's matters. Providing truthful and timely information is also the key to a well run community which allows for everyone to participate in all decisions. Well run meetings, operating under established rules, should be the norm from now on.

I also stand behind this newsletter which has provided more truthful information for you, the Buccaneer Homeowner, in 1999, than you have ever received in the last 10 years. The Buccaneer News has failed to do that! The last issue was very biased in its reporting of the latest BHA meeting.

It is time to put a stop to the revolving chair political routine that has gone on for many years and to consider new candidates who will allow you to have input into all the issues in the park that you have been denied for so long. "Straight talk", along with with no "back room deals" is what I am seeking in the future.

If elected I will devote 100% of my time to representing the homeowners of Buccaneer in a professional and legal manner.

I also call for debates, involving all the candidates, between January 12th and election day, debates lasting up to 2 hrs in length, with all our neighbors and the media in attendance. I will debate any and all presidential candidates, on any issue, that is brought up.

### YOU THE VOTERS SHOULD KNOW WHERE YOUR CANDIDATES STAND ON EACH ISSUE.

Joe Devine's history for those who do not know him personally:

- \* Florida resident last 5 years.
  - \* Organized 300,000 credit union depositors to strike for the return of their savings, during Rhode Island's biggest banking scandal, 1991-1994.
  - \* Independent candidate for Governor of Rhode Island, 1992.
  - \* 35 years retail management and retail computer consulting.
- .....

### THE LOT -- ONE VOTE.....DON GILL

In February the annual election of one-half of the board of directors and all the officers of the Buccaneer Homeowners' Association will take place. Last year when I voted I was surprised to learn that some properties get to cast one vote, some two votes and a few that may even get to cast three votes. The question that came to my mind was - how come some properties have more representation than other properties? It seems to me that no matter how many persons live in a mobile home the homeowner(s) get to pay one rent, one water bill, one ad valorem tax, etc. In my mind I find that it isn't fair that it can take the votes of two homes with single homeowners to cancel out the votes in one house with two homeowners. Remember, when it comes time to pay the lot bills, the bills are applied equally on a lot by lot basis, i.e., one home (lot) - one bill.

I have heard the argument; "Suppose a husband and a wife don't agree on how to cast their vote?" My answer to that is to have special ballots worth a half of a vote available on Election Day for the homeowners who want to split their vote. However, each lot number would only be assigned a total of one vote. Or we can do it the legal way - see attached FMO article.

.....

This information obtained, printed and delivered at the expense of the publishers. If you find it informative and would like to help with the cost, feel free to drop by, or mail your donation to: Joe Devine, 688 Brigantine, North Fort Myers, FL 33917. We do need your contributions of any size. We have no sponsoring advertisers, and never will.

JAN 12 1999

FLORIDA PUBLIC SERVICE COMMISSION  
Commissioner Jacobs



have tried, on at least 3 occasions, to give you your opportunity. If in the future you would like to speak to the EXAMINER, we will be more than happy to do this.

Another meeting was held on Wednesday, December 15, 1999, at 7 p.m. during which two of the three "mavericks" talked to residents about many of their findings while going through transcripts of the decision-making discussion that Public Service Commissioners held after the hearing in Tallahassee on November 16. In direct contrast to the meeting on Monday, this meeting was orderly and extremely informative.

Joe Devine pointed out several items including a memo from the Public Service Comm. (PSC) evidencing that both Thomas Gaylord and his wife, Helen were originally on the list of dissenters to the original agreement.

In the minutes of a meeting held on January 20, 1999, Attorney Burandt stated that "life timers" do not pay extra for sewer disposal; therefore, they are not included [in the problems currently plaguing the park]. Attorney Carl Peterson of MHC replied that the sewer was already in operation as of that date, and that the park had not been in compliance for the 12 months prior to hook up. He went on to add that "the pass-through is no issue because it is governmentally mandated." It has been since proven that no governmental mandate had been issued condemning the waste water plant on the Buccaneer premises. Another comment from Attorney Burandt in these minutes refers to "leaving the lifetimers alone, and wanting residents to have no \$462 pass-through fee, and a reduction in monthly rent of \$15. The mavericks are questioning whether, by remarks such as this, are the lifetime lease holders getting special treatment in this quagmire.

Finally, in the same minutes, then-President Jack Colvin remarked that he had a letter in his possession dated 1985 where homeowners were charged a pass-through in the total amount of \$135,000. The mavericks believe that if residents were billed for approximately \$135 each for maintenance and upkeep of either the treatment plant or the maze of underground pipes leading from homes to the treatment plant, then that automatically made them one-share owners of said plant or infrastructure. They are questioning how MHC could contract with NFMU to make obsolete something that the residents owned without their consent.

The dissenting parties explained to residents the financial difference between each resident being individually billed for waste water disposal and what it would cost if MHC acted as a go-between in the issue and become the customer of NFMU, enabling them to offer a bulk disposal rate to residents. In the latter case, it has been estimated that it would cost residents probably under \$1 if they were charged bulk rates if MHC were being billed and passing the costs on to them, as opposed to the \$10.98 flat monthly fee for the same thing on an individual basis.

In conclusion, at the end of the Nov 16 hearing discussion, Commissioner Jacobs asked Jennifer Brubaker, counsel for the PSC, whether the decision would issue as final action. Brubaker stated that it would. Commissioner Deason then asked if it would be subject to reconsideration and appeal. Brubaker answered, "Yes."

What this represents to residents is the fact that the decision handed down can and will be appealed. According to law, Devine, Ludington and Gill have 15 days from the date they received the official document from the PSC (December 14, 1999). According to Joe Devine, the mavericks are presently preparing their Motion of Reconsideration. And with the information they have amassed coupled with the knowledge of procedures, Round Two of this ongoing saga will soon begin.

### ..... "New times a comin"..... by Ron Ludington

With the approach of elections next month and the new executive that will appear, I would just like to take the time to remind those that get elected, that you must not take the Buccaneer Homeowners for granted any longer. In the past few months the BHA Executive has done things without considering the wishes of the full BHA membership. This has caused a big split in the membership as many homeowners feel they are treated like second class citizens; just because they do not reside in the park all the time, and therefore cannot be present for all meetings. They feel they have not been informed of vital matters in which they deserved a say.

A homeowner, is a homeowner, and is not a full-time or part-time resident or anything else. He/she deserves a say in all matters whether here for meetings or not. Past executives have said that they do not have the time to contact each homeowner, or the expense to do so is too great. We should no longer tolerate this approach. The much disputed sewer "settlement agreement" is proof of that very fact. BHA problems that come up from time to time, must be fully explained, fully studied, and fully voted on, by all homeowners.

Those of you who belong to FMO and have read their latest newsletter, will now know we have been correct all along in insisting that the BHA meeting of Aug 26, 1999, in which the settlement agreement surfaced, was not a legal meeting, because the vote on the agreement was illegal. I refer to one vote only per household! The legal way to vote according to FS 723 and the FMO's advisors!! Another reason to join FMO?

And while on the subject of the "settlement agreement", let me say this. The PSC made a decision on Dec. 14 to accept the settlement agreement between OPC/NFMU. The illegal settlement agreement!

I, and a lot of other homeowners, was not very pleased to read of the PSC decision and I have sent PSC a



"Motion for Reconsideration", which is allowed for by law. Others did too; while many homeowners sent in letters telling the PSC of their displeasure with the decision; but our own BHA president sent in a letter telling of the directors' pleasure! By Dec. 29 both OPC and NFMU had already replied to our motions. NFMU even went so far as to discredit the people who had written letters insinuating that they had no right to do that.

How did we get into such a mess??

My motion to the PSC lists several valid points which show that the "settlement agreement" was illegal in its entirety, was not supported by a real majority of the BHA Homeowners, was signed by all parties before presentation for a vote, and that the actual vote was not legal in any case. There were also several other issues that I went over in the motion that need more study by PSC. One of the greatest issues that really needs a visit by PSC, is the original developers' agreement between MHC and NFMU !!

If the PSC chooses to ignore the motions, we (yes, there are several of us) are ready for the next step which involves an appeal in First Civil Court of Appeals. In the meantime you should be free of sewer bills.

I trust that many of you are not aware of the fact that our wastewater committee, by their own admission, started down this road towards a settlement agreement way back in August; instead of allowing the full PSC Hearing of September 14/15 to proceed as scheduled. Did the BHA give them this authority?? But for that move towards the agreement, we very well might be in a totally different situation right now.

The Office of Public Counsel had some very convincing expert witnesses ready for that September hearing. Witnesses who were ready to testify against both MHC and NFMU's involvement in the original developers' agreement. Witnesses that showed it was all a scam!! We could have had this whole mess solved long ago; and to our advantage; but certain parties sought to go another route which may eventually have us paying the sewer bills anyway. What a shame that would be.

Has anyone ever figured out just what will happen when we win the Civil Court case (with Burandt) for excessive rent and sewer charges, but then perhaps still have to pay NFMU for sewer service each month because of this settlement agreement? How would we ever backtrack to where MHC pays the sewer costs if the court finds that is the legal way to proceed? I for one do not want another bill coming to my home each month, especially when the court finds someone else may be liable for it.

Please remember that it was not the 3 mavericks, or the Blo Hard, that promoted the settlement agreement you now face. It was your own BHA Executive!! We have fought it from the beginning! We continue to do so even now!! We wanted to go to the full hearing in September with the expert witnesses!

To the lady at home number 313 who no longer wants the Blo Hard delivered (we won't) and who wants to pay for sewers because she says it's in her lease that she has to; I would just say to read the lease even further and see where it refers to Florida Statute 723, which gives you many rights over what your lease appears to say, and also tells how the park owner must go about passing legal sewer costs on to you.

**Can homeowners still help our cause? See below. Don't delay. do it as soon as possible!**

1. Write a letter expressing your disappointment with the PSC's decision to accept the settlement agreement. Tell them you are not in favor of it. Write to: Public Service Commission, (Chairman Garcia, or Commissioner Deason, or Clark, or Jacobs, ) 2540 Shumard Oak Blvd., Tallahassee FL 32399-0850

***Do not delay...Do it now. No one else can do it but YOU***

2. Call the Office of Public Counsel at 1-800-342-0222 and tell Jack Shreve or Steve Reilly just how unhappy you are with the position they have taken in support of the settlement agreement. Tell them they have been ill advised by the BHA Executive.

***Call them starting January 3 or 4 ! Keep trying until you reach them.***

.....  
RESPONDING TO PUBLIC OPINION..... by Joe Devine

**HAPPY NEW YEAR!**

The last eight or nine months have been extremely full and rewarding for me as a Buccaneer, because of my participation in a cause that I believe will result in a victory for all my neighbors. As you may now know the 3 mavericks, Devine, Gill and Ludington, have Motions for Reconsideration and Rehearing before the Public Service Commission, and a mid February, 2000, date may be set aside for us to be heard in Tallahassee.

In past years the *FMO NEWS* contained a monthly feature called the Q&A column. This column highlighted questions that were of concern to many FMO members. We are delighted to be able to reintroduce this popular feature in this edition of the *FMO NEWS*.

Each month we will be addressing one or more questions that members have called or written FMO to have answered. Because this is the time of year when many Chapter 723 homeowner associations are holding their annual meeting of members, we'll begin by looking at what constitutes a quorum at a Chapter 723 homeowner association membership meeting.

## QUESTION

***We are having our annual homeowners association meeting of members in January. Could you clarify what we must do to fulfill the quorum requirements as provided in Florida Statutes Chapter 723?***

## ANSWER

The Florida Mobile Home Act, Chapter 723, requires that a "MAJORITY OF THE MEMBERS SHALL CONSTITUTE A QUORUM." This is a mandatory provision that must be included in a Chapter 723 homeowner association's bylaws and is not optional. If your association's bylaws require a lesser percentage, then they are not in accordance with the Florida Statutes (F.S.).

F. S. 723.075 defines who is a member of a homeowners association as follows:

*...Upon such consent by two-thirds of the mobile home owners, all consenting mobile home owners in the park and their successors shall become members of the association...*

You will note that the statute refers to mobile home owners. This means that only the bona fide owner of a mobile home located in the park may be a member of the association. In addition each household is entitled to one vote. This means that while you may have co-owners as members of the association, each unit will have one vote and represents one unit in the establishment of a quorum.

F. S. 723.078(2) (b) governs the bylaws of homeowner associations and makes the following requirement:

*(Continued on page 19)*



*(Continued from page 5)*

***A majority of the members shall constitute a quorum. Decisions shall be made by a majority of members represented at a meeting at which a quorum is present.***

To better understand what the statute means, let's take a look at an example of a homeowners association in Seaside Mobile Home Park. Seaside has 100 homes located on 100 lots in the park. All of the 100 homeowners in the park have consented to be members of the Seaside Mobile Homeowners' Association, Inc. Each home represents one unit for computation of a quorum regardless of how many people reside in that home. The association is planning its annual membership meeting for January 15, 2000.

In order to have a legal meeting where business can be done, a quorum must be established. Because Seaside has one hundred member units, a majority, or at least 51 of the member units must be represented to constitute a quorum according to Chapter 723. If 51 were the total member units attending the meeting, then according to F.S. 723.078(2)(b), a majority of the 51 units, or 26 units, would be required to make decisions.

Let's see what would happen if 60 member units were represented at the meeting. In this case, 51 would still constitute a quorum, but it would require the vote of 31 members to make decisions.

For many associations, the biggest problem is getting enough members out to the meeting to establish a quorum so that business can be conducted. F.S. 723.078(2)(b) also requires that the association bylaws provide for the definition and use of proxy. If the Seaside Association Bylaws provide that a properly completed proxy may be used to establish a quorum, then a quorum could be established by adding the number of the people present at the meeting with the proxies that had been submitted to arrive at the total of 51 required to constitute a quorum.

Proxies may also be used in the election of officers and voting on other association business; however, proxies must be drawn up for that purpose. It is strongly recommended that you consult with your association attorney on the definition and use of proxies by your association. Your attorney can also provide the association with proxy forms to be used.

The FMO understands the difficulty that faces many homeowner associations in meeting the majority requirement and has tried to have the statutory requirement lowered to 30%. The Legislature, however, has kept the majority requirement. Therefore to conduct legal membership meetings, your association's bylaws must comport with Chapter 723. ■

Audio Tape of Special Meeting, August 26, 1999, Buccaneer Homeowners' Association, at which proposed settlement agreement between OPC and NFMU was introduced.

\* Note; This meeting did not have a quorum. A quorum is obtained only after 51% or more of the owners of 971 homes are present; (Fs 723). 496 owners are needed for a quorum yet only 307 people were present. Vote is not legal as only 297 people voted for agreement; and even then the vote was calculated by subtracting abstainers and opposing voters from the total number of attendees rather than a count of actual supporting voters.

\* Intimidation was used by all supporting parties to obtain even the small vote of support. Dissension was not allowed, or shouted down or ridiculed. Outright lies were told by the wastewater committee members in supporting their position. Please listen to at least the last two thirds of the tape at which time the agreement had been read out and homeowners were finally allowed to ask questions.

---



## Public Service Commission

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

RECORDS AND  
REPORTING

00 JAN 31 AM 11:05

RECEIVED-PSC

---

**DATE:**

**TO:** Blanca Bayo, Director, Division of Records and Reporting

**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB*

**RE:** Communication From an Interested Party Received in  
Docket No: 981781

---

This office has received the attached correspondence of Mrs. Jane E. Cummings. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication because it appears that a residential ratepayer was representing herself without compensation. Given that it is not deemed to be an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo be placed in the correspondence side of the file in this docket.



## Hong Wang

---

**From:** Jennifer Brubaker  
**Sent:** Tuesday, February 01, 2000 10:43 AM  
**To:** Hong Wang  
**Cc:** Samantha Cibula; Billie Messer  
**Subject:** RE: Audio Tapes in Docket 981781

They must be duplicate tapes; the pro se customers have been in the recent practice of copying all three Commissioners as well as legal with this type of information. I've nothing to indicate they might be from a different meeting than the one recorded on the tape I sent you. I'd suggest discarding them.

-----Original Message-----

**From:** Hong Wang  
**Sent:** Tuesday, February 01, 2000 10:05 AM  
**To:** Jennifer Brubaker  
**Subject:** Audio Tapes in Docket 981781

Jennifer, we received two more audio tapes in Docket 981781. They were addressed to Commissioners Clark and Jacob with paper wrapped around them indicating that they are audio tapes of August 26, 1999, Buccaneer Homeowners' Association's special meeting. We already received a tape of August 26, 1999 meeting earlier from you that was attached to a memo. Are there more than one meeting on August 26, 1999? If there are not, then these two tapes are duplicates of the one we received from you. Since there is really no need for us to keep duplicates in the file, can we discard them?  
Thanks.



M E M O R A N D U M

February 21, 2000

RECEIVED-FPSC

00 FEB 21 AM 11:36

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (CIBULA, BRUBAKER) *JSB S.M.C.*

RE: DOCKET NO. 981781-SU - IN RE: APPLICATION FOR AMENDMENT  
OF CERTIFICATE NO. 247-S TO EXTEND SERVICE AREA BY THE  
TRANSFER OF BUCCANEER ESTATES IN LEE COUNTY TO NORTH FORT  
MYERS UTILITY, INC.

*0370 - POF*

Attached is a FINAL ORDER GRANTING IN PART AND DENYING IN PART  
MOTIONS FOR RECONSIDERATION, to be issued in the above-referenced  
docket.

(Number of pages in order - 11)

JSB/lw

Attachment

cc: Division of Water and Wastewater (Messer, Redemann)

I:981781OR.JSB

*31 Self  
Water -*

**Public Service Commission****-M-E-M-O-R-A-N-D-U-M-**RECORDS AND  
REPORTING

COMAR-6 PM 2:02

RECEIVED-PRSC

**DATE:** March 3, 2000**TO:** Blanca Bayo, Director, Division of Records and Reporting**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *MB***RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781

This office has received the attached correspondence of Stephen C. Reilly of the office of Public Counsel dated January 27, 2000. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.



**JACK SHREVE**  
PUBLIC COUNSEL

**STATE OF FLORIDA**  
**OFFICE OF THE PUBLIC COUNSEL**

c/o The Florida Legislature  
111 West Madison St.  
Room 812  
Tallahassee, Florida 32399-1400  
850-488-9330

**RECEIVED**

**JAN 31 2000**

**FLORIDA PUBLIC SERVICE COMMISSION**  
Commissioner Jacobs

January 27, 2000

Mr. Joe Devine  
688 Brigantine  
North Fort Myers, FL 33917

RE: Docket No. 981781-SU

Dear Mr. Devine:

Your letter to me dated January 20, 2000, mailed on January 21, 2000, was received by me on January 24, 2000. In this letter you request me to go back through all of Public Counsel's files relating to this docket to make sure we have sent you copies of all correspondence to or from our office with the innumrated parties listed in your December 8, 1999 letter. You said you were making this request because you felt there should be more correspondence between our office and the Buccaneer Wastewater Committee and at least some correspondence with Attorney Burandt, as well as the presence of some fax cover sheets with incomplete or no attachments.

In this docket there has been a great deal of material sent and received by fax machines. Most of the time the material is sent and received with a fax cover sheet, but many times it is not. Often material received by fax is retained with its cover sheet, but many times it is not. That is why some faxed copies of material received by our office include cover sheets and others do not. In this docket, after material has been faxed to somebody that material is often placed back into a file and the cover sheet is discarded. In this docket no attempt was made to retain and organize fax cover sheets used by our office when sending material to others. Likewise, fax cover sheets for materials received by our office were not generally retained.

May I address the four instances of incomplete or missing attachments to the copies of fax cover sheets sent to you in the January 10 and 13 packages of materials. The first is a fax sheet dated February 15, 1999, which you sent to me. You should already know the contents of this one page attachment. Hopefully, if it constitutes correspondence with our office I have included it with the material I have already sent you. I have certainly made a good faith effort to review every piece of paper in any of our files relating to this docket so that any documents responsive to your December 8, 1999 letter were copied and sent to you. The second fax sheet is dated August 23, 1999 and sent by Stan Durbin. When I found this cover sheet there was nothing attached to it. However, if the attachment is a piece of paper responsive to your December 8, 1999 letter it

Mr. Joe Devine  
January 27, 2000  
Page 2

has been furnished to you. The third fax sheet is dated August 17, 1999 sent by Martin Friedman. The sheet indicates 9 pages, but I had only a total of four pages including the cover sheet. I have placed a call to Jennifer Brubaker, Commission Staff Attorney (who is supposed to have received a copy of the fax) to see if she can locate the fax and find the other 5 pages, if they exist. I have made the same request of Mr. Friedman. The fourth fax concerns a July 21, 1999 letter that made mention of draft testimony of a Department of Environmental Protection witness, which was suppose to be attached, but was not attached except for one page. On January 12, 2000 I requested Mr. Friedman to fax me a copy of the draft testimony. On January 13, 1999 he did so, and I included it in my January 13, 2000 package to you.

After reviewing all of the files again I only discovered one unsigned letter from Donald Gill dated February 18, 1999. Since he is one of the three Intervenor you should already have a copy of this letter. However, a copy of the letter is enclosed. Also enclosed are two additional letters received by our office since your December 8, 1999 request. Again, you may already have copies of the letters. An unsigned and unaddressed communication apparently from one of the Intervenor was received by our office on January 4, 2000, and a letter from one of your supporters, Ms. Miriam Kapsinow was also received on January 4, 2000. (Copies of both are enclosed) In the first package sent to you on January 10, 2000 there was a letter from Stan Durbin, undated but received by our office on November 23, 1998. The letter makes mention of 9 items attached. You should already have copies of all of the attachments, but if you do not we can send them to you if you desire. I can not find any further correspondence between our office and the BHA or any of its committees, nor do I have copies of any correspondence with the BHA's attorney, Robert Burandt.

In your last letter, dated January 20, 2000, you made a new request for telephone logs and memos pertaining to this case. There have been no memos made by our office pertaining to this docket which have not already been supplied to you. When our office receives a call that cannot be immediately taken, a record of the call is normally placed in a phone log book, if the party desires a returned call. If you would like copies of such records let me know and we will try to retrieve this information for whatever time period.


In your last letter you ask the question: "What if anything do you owe to Mr. Friedman?" The answer to this question is absolutely nothing, except that the Office of Public Counsel is obligated to continue to support a settlement proposal it signed, at the request of the Board of Directors of the Homeowners' Association and the Buccaneer community's Utility Committee, which was duly elected by the homeowners of Buccaneer Estates. Our office continues to oppose positions taken by Mr. Friedman in other dockets, including two current dockets, one involving the same client, North Fort Myers Utility.

Mr. Joe Devine  
January 21, 2000  
Page 3

In a handwritten one page letter attached to your January 20, 2000 letter you ask me to explain how Mr. Durbin received copies of the Intervenor's Motions for Reconsideration, and why was he sending our office a critique of those motions when he was not a formal party to the proceeding. Since the inception of this docket our office has worked with the Utility Committee, elected by the Buccaneer homeowners. Mr. Durbin is a member of that Committee and was designated as the point person with our office. In fact, as you know, even the certificate pages to virtually all of the pleadings filed by our office in this case certify that Mr. Durbin has received copies of the pleadings. After Public Counsel received copies of the Intervenor's motions we supplied copies to Mr. Durbin. Mr. Durbin was free to communicate his opinions to us in any way he felt appropriate. However, as communicated to you in my January 13, 2000 letter, Mr. Durbin's critique was not considered by Public Counsel because it was received too late to be considered.

I trust the foregoing is responsive to your January 20, 2000 letter. If you desire our office to furnish you with the additional information discussed above please let me know.

Sincerely,



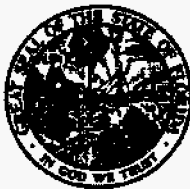
Stephen C. Reilly  
Associate Public Counsel

SCR/bgm  
Enclosures

cc: Representative Ken Pruitt  
Representative Greg Gay  
Commissioner Terry Deason  
Commissioner Joe Garcia  
Commissioner Leon Jacobs  
Jennifer Brubaker, Attorney, PSC

State of Florida

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF RECORDS &  
REPORTING  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770

## Public Service Commission

March 13, 2000

Mr. Jon S. Wheeler  
First District Court of Appeals  
301 Martin Luther King, Jr., Boulevard  
Tallahassee, Florida 32399-1850

**RE: Joseph Devine, et al vs. Florida Public Service Commission (Docket No. 981781-SU)**

Dear Mr. Wheeler:

Enclosed is a certified copy of a Notice of Appeal, filed in this office on March 13, 2000 on behalf of Joseph Devine, et al.

The index is due to be served on the parties to this proceeding on or before May 2, 2000.

Sincerely,

A handwritten signature in cursive script that reads "Landa C. Williams for".

Kay Flynn, Chief  
Bureau of Records

Enclosure

cc: Joseph Devine

David Smith, Division of Appeals  
All Other Parties of Record



## Hong Wang

---

**From:** Linda Williams  
**Sent:** Wednesday, March 15, 2000 12:42 PM  
**To:** Hong Wang  
**Subject:** RE: 981781

Hong, this docket needs to be re-opened. Thanks.

-----Original Message-----

**From:** Sandy Moses  
**Sent:** Wednesday, March 15, 2000 12:17 PM  
**To:** Linda Williams  
**Subject:** RE: 981781

Yes and yes!

-----Original Message-----

**From:** Linda Williams  
**Sent:** Wednesday, March 15, 2000 11:53 AM  
**To:** Sandy Moses  
**Subject:** 981781

Sandy we got a notice of administrative appeal in this docket and the docket is closed. It will have to be reopened right. Do you need a copy of the appeal?

981781-SU

RETURN ORIGINAL ONLY  
THIS IS COLOR CODED

ORIGINAL

IN THE DISTRICT COURT OF APPEAL  
FIRST DISTRICT, STATE OF FLORIDA

RECEIVED-FPSC

JUN 31 PM 5:14

DOCKETING STATEMENT AND  
NOTICE OF APPEARANCE OF COUNSEL

RECEIVED AND  
REPORTING

**APPELLANT/PETITIONER:** If this case involves an original writ, is an appeal of a non-final order, or is a "child" case (as defined in paragraph 13 below), this Docketing Statement must be completed and returned immediately. In all other cases, counsel for the appellants or the appellees, if not represented by counsel, must file the Docketing Statement within 20 days from the date of the cover letter accompanying this Docketing Statement.

**APPELLEE/RESPONDENT (AND AMICUS CURIAE):** Are not required to file a Docketing Statement unless there are amendments, corrections, or additions to the Docketing Statement filed by appellant. Appellees and Amici are only required to file the notice of appearance if counsel's name does not already appear on the certificate of service. Appellee's Docketing Statement and notice of appearance are due no later than the answer brief.

PLEASE PROVIDE THE FOLLOWING INFORMATION (ATTACH ADDITIONAL PAGES IF NECESSARY):

If this is a child case (SEE QUESTION 13), check here \_\_\_\_\_

1. **NAME OF CASE:** JOSEPH DEVINE  
RONALD LUDINGTON V. NORTH FORT MYERS **DCA CASE NUMBER:**  
DONALD GILL UTILITY, INC 1-D00-951

2. **NOTICE OF APPEARANCE OF COUNSEL.**

ATTORNEY FOR (LIST CLIENT BY NAME): JOSEPH DEVINE, RONALD LUDINGTON, DONALD GILL

ATTORNEY'S SIGNATURE: "PRD SE"

ATTORNEY'S PRINTED NAME: \_\_\_\_\_

BAR NO.: \_\_\_\_\_

ADDRESS: 688 BRIGANTINE BLVD

NORTH FORT MYERS FL 33917

PHONE NO.: (941) 997-4129

- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- MAS \_\_\_\_\_
- OPC \_\_\_\_\_
- RRR \_\_\_\_\_
- SEC \_\_\_\_\_
- WAW \_\_\_\_\_
- OTH \_\_\_\_\_

Docketing statement of: Appellant/Petitioner ☒  
Appellee/Respondent \_\_\_\_\_  
Amicus \_\_\_\_\_

All correspondence and orders will be sent to counsel as specified above unless the court allows withdrawal or substitution of counsel.

3. If the appeal is an appeal of a final order or of a partial final judgment, are there any matters still pending in the lower tribunal? If yes, please explain specifically the nature of the order being appealed and what matters remain pending in the lower tribunal.

No

4. TYPE OF CASE: Place a check by the most appropriate type of case.

A. Civil

- ☐ 1. Domestic Relations - divorce, child custody, paternity or support
- ☐ 2. Child Dependency
- ☐ 3. Malpractice - professional malpractice or products liability
- ☐ 4. Negligence
- ☐ 5. Contract or Indebtedness - not involving property issues
- ☐ 6. Foreclosure - mortgage, lien
- ☐ 7. All Others - specify APPLICATION FOR EXTENSION OF TERRITORY

B. Criminal

- ☐ 1. Direct Appeal - judgment and sentence
- ☐ 2. Direct Appeal - sentence only
- ☐ 3. Direct Appeal - juvenile
- ☐ 4. Collateral Attack (Rule 3.850 or habeas corpus) - judgment and sentence
- ☐ 5. Collateral Attack (Rule 3.800, Rule 3.850 or habeas corpus) - sentence only
- ☐ 6. Collateral Attack - juvenile
- ☐ 7. Inmate Appeal - gain time, rule challenges, disciplinary action
- ☐ 8. Appeal by the State
- ☐ 9. All Others - specify \_\_\_\_\_

C. Administrative

- ☐ 1. Department of Professional Regulation
- ☐ 2. Unemployment Appeals Commission
- ☐ 3. Rule Challenge - specify agency \_\_\_\_\_
- ☒ 4. All others - specify PUBLIC SERVICE COMMISSION

D. ☐ Workers' Compensation

5. **REAL PARTIES IN INTEREST:** List names and addresses of all persons, business entities, and organizations having a direct interest in the outcome of this action.

BUCCANEER HOMEOWNERS' ASSOCIATION  
PRESIDENT JOSEPH DEVINE  
685 BRIGANTINE BLVD NORTH FORT MEYER FL 33917

6. **RECUSALS:** For the information of the court, list any judge(s) on this court who you believe should not participate in this case, stating your reasons for that belief. (Note: Your listing of such judge(s) in the answer to this question, together with the reason for your belief, will not supplant the need for an appropriate separate pleading if you intend to seek the disqualification of a judge.)

NONE

7. **JUDGES BELOW:** List the name of all judge(s), deputy commissioner(s), master(s), and hearing officer(s)/examiner(s) who were involved in this action below.

COMMISSIONERS J. TERRY DEERSON, SUSAN F. CLARK, E. LEON JACOBS, JR.

8. **ATTORNEYS:** List the names and addresses of all attorneys who are, or have been, of record in this case and who they represent. REPRESENTING NORTH FORT MYERS UTILITY, INC. STEVE REILLY

MARTIN FRIEDMAN, ESQ.  
2545 BAIRSTONE PINES DR  
TALLAHASSEE FL 32301

JOHN SHREVE, ESQ.  
OFFICE OF PUBLIC COUNSEL  
111 WEST MADISON STREET  
TALLAHASSEE FL 32301-1906  
(REPRESENTING THE PEOPLE OF FL.)

9. **PENDING CASES:**

(a) List the style and docket number of all cases now pending before this court, arising from the same case in the lower tribunal.

NAME MARTIN FRIEDMAN, ESQ.  
2545 BAIRSTONE PINES DR  
TALLAHASSEE FL 32301

(b) List the style and docket number of all cases now pending before this court, which involve the same or similar issues. State the issue(s).

NONE

10. **PRIOR PROCEEDINGS:** List style, docket number or citation of all prior proceedings in this court which involve the same parties or issues which are being addressed in this case.

NONE

11. **CURRENT AND PRIOR PROCEEDINGS IN OTHER COURTS:** List style, case number, and court of all pending and prior proceedings in other courts related to this action. State briefly how the case is related.

NONE

12. **PROCEEDINGS BELOW:** If you are aware of any cases other than this case pending before a lower tribunal, or about to be filed in this court, which involve the same controversy or parties, or substantially similar issue(s), list each such case by style, case number, and tribunal where filed.

BUCCANEER HOMEOWNERS' ASSN. VS. SNOWBIRD VISTAS, INC.  
THIRTIETH JUDICIAL CIRCUIT COURT NAL-DEANZA FINANCING LIMITED  
CASE NO. 99-1733 CA LG PARTNERSHIP AND MANUFACTURED  
HOME COMMUNITIES, INC.

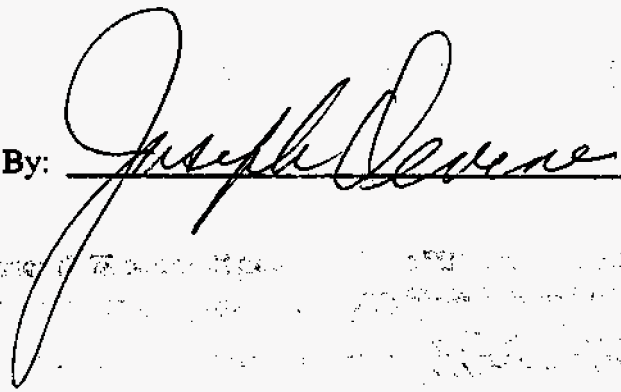
13. CHILD CUSTODY/VISITATION; SUPPORT; PLACEMENT; JUVENILE DEPENDENCY AND DELINQUENCY: Does this appeal directly involve and substantially affect child custody/visitation, support, placement, juvenile dependency, or delinquency? Yes        No       

Unless good cause to the contrary is shown by any party, the court will follow a policy of expediting appeals which involve or affect custody, support, placement, dependency and delinquency. The basic briefing schedule will be the same as in other appeals. However, no extensions of time for briefing will be granted except in extreme emergency; motions will not toll the running of the briefing schedule; and the case will be processed in an expedited manner and decided as early as the interests of justice permit. (NOTE: The court encourages the parties to stipulate to an abbreviated briefing schedule and to arrange with the lower court for the record to be transmitted earlier than the time provided by the Florida Rules of Appellate Procedure.)

CERTIFICATE OF SERVICE

I hereby certify that a completed copy of this Docketing Statement has been mailed first class postage prepaid or has been hand delivered to all parties of record or their counsel on this date, and that the original pink Docketing Statement has been provided to the First District Court of Appeal, and that all of the foregoing statements are true and correct.

Date: MARCH 28, 2000

By: 

STATE OF FLORIDA

981781-SU

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



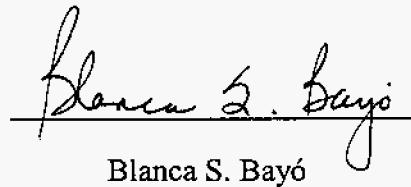
DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770

## Public Service Commission

### CERTIFICATE

I, Blanca S. Bayó, Director of the Division of Records and Reporting, Florida Public Service Commission, do hereby certify that I am the duly appointed custodian of the official records of said Commission and, in that capacity, do certify that, although a notice of administrative appeal of Final Order No. PSC-99-2444-AS-SU has been filed in Docket No. 981781-SU, Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc., no motion for stay of the orders has been filed with the Commission.

WITNESS my hand and the seal of the Florida Public Service Commission this 26th day of April, 2000.

  
Blanca S. Bayó

(SEAL)



May 4, 2000 RECEIVED-FPSC

00 MAY -8 AM 9:55

Kay Flynn, Chief  
Bureau of Records  
2540 Shumard Oak Blvd.  
Tallahassee Florida 32399-0850

00 MAY -8 AM 8:54  
MAIL ROOM

**Re: 1<sup>st</sup> DCA Case No. 1D00-951 – Joseph Devine; Ronald Ludington; and Donald Gill,  
vs. Florida Public Service Commission and North Fort Myers Utility, Inc. (Docket No.  
981781-SU)**

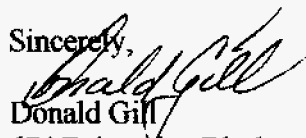
Dear Ms. Flynn:

In regard to your letter that you sent to Joseph Devine, dated May 1, 2000, you stated to let you know "...if there is any questions or concerns regarding the contents of the record." Having looked through the Index I failed to find where the Settlement Agreement between the Office of Public Counsel and North Fort Myers Utility, Inc. had been filed.

Since the "Settlement Agreement" is the Appellants' central issue, I would appreciate it if you could direct me to the place in the Index where it is listed, or where in the record I can find it. I also would appreciate it if you would send each party a copy of the "Settlement Agreement" as filed in the record of the case.

Your prompt attention to this matter would be appreciated.

Sincerely,

  
Donald Gill  
674 Brigantine Blvd.  
North Fort Myers, FL 33917

pc: Martin Friedman, Esquire  
Jack Shreve, Esquire  
Mary Ann Helton, Esquire

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYO  
DIRECTOR  
(850) 413-6770

## Public Service Commission

May 9, 2000

Mr. Donald Gill  
674 Brigantine Blvd.  
North Fort Myers, Florida 33917

**Re: First District Court of Appeal Case No. 1D00-951 - Joseph Devine, Ronald  
Ludington, and Donald Gill vs. Florida Public Service Commission and North Fort  
Myers Utility, Inc. (Docket No. 981781-SU)**

Dear Mr. Gill:

In response to your letter of May 4, please be advised that the settlement agreement can be found as Exhibit 3 to the hearing. I am enclosing a copy of the agreement pursuant to your request.

Please do not hesitate to contact me if you have any other questions concerning the contents of the record.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kay Flynn".

Kay Flynn, Chief  
Bureau of Records

Enclosure

cc: Martin S. Friedman  
Mary Anne Helton  
Jack Shreve

ORIGINAL

Ron Ludington 509 Avanti Way, N Ft. Myers FL 33917 941-656-8263

00 MAY 10 AM 8 24  
MAIL ROOM

Jennifer Brubaker, Staff Attorney  
Public Service Commission  
2540 Shumard Oak Blvd.,  
Tallahassee FL 32399-0850

May 4, 2000

Re PSC docket no 981781-SU

Dear Ms. Brubaker:

Thank you for your April 18, 2000, reply to my letters of November 30, 1999, February 5, 2000, and March 27, 2000, all rolled into one. It appears to me that the questions asked in those letters to you would still have gone unanswered if I had not taken the time recently to phone Mr. Garcia; PSC Chair, and his cohort, Mr. Cruz, and practically have to demand them to ask for a letter of reply from you.

In my mind this is not the way the PSC should be doing business. It seems that the interests of utility companies now receive more priority from PSC than those of the citizenry. This is just the opposite of why the PSC was originally founded and is symptomatic of the way so many government departments operate nowadays. The PSC appears to me, and to many other citizens, to have lost touch with reality. How else can you explain the fact that it took you nearly five months to reply to my first letter? Are we citizens not worthy of more than just a shrug? I am certain that a letter from a utility company's counsel would not go unanswered for that length of time.

Now to get back to your letter of reply.

I take your response to my first question, as an admission that you did use "hearsay evidence" when you replied to Commissioner Clark's question to staff at the November 16, 1999, PSC conference in which she asked point blank, if the homeowners of Buccaneer Estates still supported the settlement agreement, and to which you replied; "Yes. That is correct.".

Your response to me indicates that you did not have any factual information to back up that statement; but you made it anyway. That reply of yours was a major factor in the making of the final decision on this matter. I believe that transcripts of that day show that both Commissioner Clark and Commissioner Jacobs were struggling for an answer to this dilemma and that your

"hearsay" reply was just the very information they needed to push them towards reaching their final decision

I also find some conflict between what Mr. Reilly of OPC states in his letter of November 24, 1999, to Donald Gill's inquiries, and what you state in your last letter to me. Mr. Reilly states in his letter "The existence or contents of the November 10, 1999, letter from the Board was not shared with any party (until 11/19/99) nor mentioned etc". Mr. Reilly goes on in his letter to state that he did not inform you of any letter until after my inquiry of November 19, 1999.

You now state that you heard from a telephone conversation with Reilly, that Reilly possibly expected to receive a letter of support and that you made your remarks to Commissioner Clark's question based upon the knowledge that a possible letter might be coming.

I would suggest that your reply to Ms. Clark's question was really a lie in that you did not know of any degree of support and should have stated so, and not have given the answer that you gave. Your letter confirms what I have stated publicly that PSC staff is often biased in favor of utility companies vs customers.

In reply to your answer to my second question I can only say that I accept your explanation of what happened in the matter of the drafting of the agreement.

But; your answer to question three makes little sense to me at all as it refers to a proposal from OPC and NFMU which was jointly filed on September 9, 1999.

A look at PSC files does not show any proposal being filed by those parties on that date. In fact the only proposal ever filed in PSC docket 981781 SU was the one filed on September 2, 1999, the one which still bears the names of Gill, Devine and Ludington and remains unsigned by them to this very day.

You also refer to the transcripts of the September 8th Prehearing Conference in which the Prehearing Officer orally modified the agreement to delete certain individuals.

I would beg you to look even further in that transcript to page 137 and 138, lines 19 to 25 and lines 1 to 8 respectively, in which the Prehearing Officer states just the opposite of what you state.

There is no modified settlement proposal as none was ever forwarded to any party of record that I know of, and none was ever made available to me at any time, and none was ever filed with the PSC. There may have been some oral discussion on modifications to the settlement agreement; but as the Prehearing Officer stated to me on September 8, page 138, line 7 and 8 "the copy that you have is the official offer of settlement."

I would ask you now to look through the transcript to pages

87 and 88 where I establish the fact that I only had one settlement agreement in my possession at that time and it is therein decided that will be the official agreement.

That agreement is the one that was filed on September 2, 1999 and which remains even today unsigned by all parties, therefore being no agreement at all.


So much for your oral modifications!

I ask you this question; Did you or anyone else ever see a copy of the settlement agreement after it was orally modified? I never did, nor did anyone else that I know of. Such an agreement does not exist; but the agreement filed with PSC on September 2, 1999 with paragraph no. 2 containing my name along with Gill and Devine, in which we agree to voluntarily dismiss our objections, does exist!

We did not sign it because we did not agree with it; therefore it is not an agreement in any sense of the word; therefore the PSC had no legal right to adopt it as a basis for a settlement in this matter.

Please advise me if you have any real facts to dispute my arguments as stated herein. I will not wait another five months for a reply; but instead will make your superiors and the local press very aware of this dilemma which you have created by your use of hearsay and of insisting that an altered settlement agreement was available for PSC use in reaching the decision they have reached in this matter.

Yours



Ronald Ludington

cc: Chairman Joe Garcia  
Commissioner Susan Clark  
Commissioner Terry Deason  
Commissioner Leon Jacobs  
PSC Division of Appeals.(Helton)  
Division Of Records and Reporting  
OPC Steve Reilly  
The Honorable Jeb Bush, Governor  
The Honorable Robert A. Butterworth, Attorney Gen.  
Joe Devine/Don Gill



## Public Service Commission

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

**DATE:** June 27, 2000  
**TO:** Blanca Bayo, Director, Division of Records and Reporting  
**FROM:** Melinda Butler, Assistant to Commissioner Jacobs *mb*  
**RE:** Intercepted Communications From an Interested Party Received in  
Docket No. 981781-SU

RECORDS AND  
REPORTING

00 JUN 27 PM 2:47

RECEIVED-PPSC

This office has received the attached correspondence of Ron Ludington, dated May 4, 2000. The correspondence has not been viewed or considered in any way by Commissioner Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the following letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Commissioner. Given that it is not an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, Florida Statutes. However; in such cases Commissioner Jacobs has requested that a copy of the correspondence and this memo, as a matter of routine, be placed in the correspondence side of the file in this docket.



**Ron Ludington 509 Avanti Way, N Ft. Myers FL 33917 941-656-8263**

Jennifer Brubaker, Staff Attorney  
Public Service Commission  
2540 Shumard Oak Blvd.,  
Tallahassee FL 32399-0850

**RECEIVED**

**MAY 10 2000**

**FLORIDA PUBLIC SERVICE COMMISSION**  
Commissioner Jacobs

May 4, 2000

Re PSC docket no 981781-SU

Dear Ms. Brubaker:

Thank you for your April 18, 2000, reply to my letters of November 30, 1999, February 5, 2000, and March 27, 2000, all rolled into one. It appears to me that the questions asked in those letters to you would still have gone unanswered if I had not taken the time recently to phone Mr. Garcia; PSC Chair, and his cohort, Mr. Cruz, and practically have to demand them to ask for a letter of reply from you.

In my mind this is not the way the PSC should be doing business. It seems that the interests of utility companies now receive more priority from PSC than those of the citizenry. This is just the opposite of why the PSC was originally founded and is symptomatic of the way so many government departments operate nowadays. The PSC appears to me, and to many other citizens, to have lost touch with reality. How else can you explain the fact that it took you nearly five months to reply to my first letter? Are we citizens not worthy of more than just a shrug? I am certain that a letter from a utility company's counsel would not go unanswered for that length of time.

Now to get back to your letter of reply.

I take your response to my first question, as an admission that you did use "hearsay evidence" when you replied to Commissioner Clark's question to staff at the November 16, 1999, PSC conference in which she asked point blank, if the homeowners of Buccaneer Estates still supported the settlement agreement, and to which you replied; "Yes. That is correct.".

Your response to me indicates that you did not have any factual information to back up that statement; but you made it anyway. That reply of yours was a major factor in the making of the final decision on this matter. I believe that transcripts of that day show that both Commissioner Clark and Commissioner Jacobs were struggling for an answer to this dilemma and that your

"hearsay" reply was just the very information they needed to push them towards reaching their final decision

I also find some conflict between what Mr. Reilly of OPC states in his letter of November 24, 1999, to Donald Gill's inquiries, and what you state in your last letter to me. Mr. Reilly states in his letter "The existence or contents of the November 10, 1999, letter from the Board was not shared with any party (until 11/19/99) nor mentioned etc". Mr. Reilly goes on in his letter to state that he did not inform you of any letter until after my inquiry of November 19, 1999.

You now state that you heard from a telephone conversation with Reilly, that Reilly possibly expected to receive a letter of support and that you made your remarks to Commissioner Clark's question based upon the knowledge that a possible letter might be coming.

I would suggest that your reply to Ms. Clark's question was really a lie in that you did not know of any degree of support and should have stated so, and not have given the answer that you gave. Your letter confirms what I have stated publicly that PSC staff is often biased in favor of utility companies vs customers.

In reply to your answer to my second question I can only say that I accept your explanation of what happened in the matter of the drafting of the agreement.

But; your answer to question three makes little sense to me at all as it refers to a proposal from OPC and NFMU which was jointly filed on September 9, 1999.

A look at PSC files does not show any proposal being filed by those parties on that date. In fact the only proposal ever filed in PSC docket 981781 SU was the one filed on September 2, 1999, the one which still bears the names of Gill, Devine and Ludington and remains unsigned by them to this very day.

You also refer to the transcripts of the September 8th Prehearing Conference in which the Prehearing Officer orally modified the agreement to delete certain individuals.

I would beg you to look even further in that transcript to page 137 and 138, lines 19 to 25 and lines 1 to 8 respectively, in which the Prehearing Officer states just the opposite of what you state.

There is no modified settlement proposal as none was ever forwarded to any party of record that I know of, and none was ever made available to me at any time, and none was ever filed with the PSC. There may have been some oral discussion on modifications to the settlement agreement; but as the Prehearing Officer stated to me on September 8, page 138, line 7 and 8 "the copy that you have is the official offer of settlement."

I would ask you now to look through the transcript to pages

87 and 88 where I establish the fact that I only had one settlement agreement in my possession at that time and it is therein decided that will be the official agreement.

That agreement is the one that was filed on September 2, 1999 and which remains even today unsigned by all parties, therefore being no agreement at all.

So much for your oral modifications!

I ask you this question; Did you or anyone else ever see a copy of the settlement agreement after it was orally modified? I never did, nor did anyone else that I know of. Such an agreement does not exist; but the agreement filed with PSC on September 2, 1999 with paragraph no. 2 containing my name along with Gill and Devine, in which we agree to voluntarily dismiss our objections, does exist!

We did not sign it because we did not agree with it; therefore it is not an agreement in any sense of the word; therefore the PSC had no legal right to adopt it as a basis for a settlement in this matter.

Please advise me if you have any real facts to dispute my arguments as stated herein. I will not wait another five months for a reply; but instead will make your superiors and the local press very aware of this dilemma which you have created by your use of hearsay and of insisting that an altered settlement agreement was available for PSC use in reaching the decision they have reached in this matter.

Yours



Ronald Ludington

cc: Chairman Joe Garcia  
Commissioner Susan Clark  
Commissioner Terry Deason  
Commissioner Leon Jacobs  
PSC Division of Appeals. (Helton)  
Division Of Records and Reporting  
OPC Steve Reilly  
The Honorable Jeb Bush, Governor  
The Honorable Robert A. Butterworth, Attorney Gen.  
Joe Devine/Don Gill

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

June 29, 2000

RECEIVED-FPSC  
00 JUN 30 PM 3:35  
RECORDS AND  
REPORTING

Mr. Donald Gill  
25 Fiume Street  
West Warwick, Rhode Island 02893

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Gill:

Enclosed is a copy of the Staff Recommendation filed in this matter on June 29, 2000. The Commission is expected to consider this Recommendation at its July 11, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script that reads "Jennifer S. Brubaker".

Jennifer S. Brubaker  
Senior Attorney

JSB/lw

Enclosure

cc: Division of Regulatory Oversight (Messer, Redemann)  
Division of Records and Reporting

i:\buc-rec2.jsb

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

RECORDS AND  
REPORTING

00 JUN 30 PM 3:35

RECEIVED FPSC

## Public Service Commission

June 29, 2000

Mr. Ronald Ludington  
509 Avanti Way  
North Fort Myers, Florida 33917

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Ludington:

Enclosed is a copy of the Staff Recommendation filed in this matter on June 29, 2000. The Commission is expected to consider this Recommendation at its July 11, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script that reads "Jennifer S. Brubaker".

Jennifer S. Brubaker  
Senior Attorney

JSB/lw

Enclosure

cc: Division of Regulatory Oversight (Messer, Redemann)  
✓ Division of Records and Reporting

i:\buc-rec4.jsb

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

June 29, 2000

Mr. Joseph Devine  
688 Brigantine Boulevard  
North Fort Myers, Florida 33917

RECEIVED-PPSC  
00 JUN 30 PM 3:35  
RECORDS AND  
REPORTING

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Devine:

Enclosed is a copy of the Staff Recommendation filed in this matter on June 29, 2000. The Commission is expected to consider this Recommendation at its July 11, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script that reads "Jennifer S. Brubaker".  
Jennifer S. Brubaker  
Senior Attorney

JSB/lw

Enclosure

cc: Division of Regulatory Oversight (Messer, Redemann)  
✓ Division of Records and Reporting

i:\buc-rec5.jsb

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)



STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

June 30, 2000

Mr. Jack Colvin  
495 Avanti Way  
North Ft. Myers, Florida 33917

RECEIVED - PPS  
JUN 30 PM 3:35  
RECORDS AND  
REPORTING

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Colvin:

Enclosed is a copy of the Staff Recommendation filed in this matter on June 29, 2000. The Commission is expected to consider this Recommendation at its July 11, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script that reads "Jennifer Brubaker".  
Jennifer S. Brubaker  
Senior Attorney

JSB/lw

Enclosure

cc: Division of Regulatory Oversight (Messer, Redemann)  
Division of Records and Reporting

i:\buc-rec8.jsb

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

**Public Service Commission**

June 29, 2000

RECEIVED-TPSC  
00 JUN 30 PM 3:35  
RECORDS AND  
REPORTING

Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, Room 812  
Tallahassee, Florida 32399-1400

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

To Whom it May Concern:

Enclosed is a copy of the Staff Recommendation filed in this matter on June 29, 2000. The Commission is expected to consider this Recommendation at its July 11, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script that reads "Jennifer Brubaker".

Jennifer S. Brubaker  
Senior Attorney

JSB/lw

Enclosure

cc: Division of Regulatory Oversight (Messer, Redemann)  
Division of Records and Reporting

i:\buc-rec6.jsb

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

RECEIVED - FPSC  
00 JUN 30 PM 3:35  
RECORDS AND  
REPORTING

## Public Service Commission

June 29, 2000

Martin Friedman, Esquire  
Rose, Sundstrom & Bentley, LLP  
2548 Blairstone Pines Drive  
Tallahassee, Florida 32301

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Mr. Friedman:

Enclosed is a copy of the Staff Recommendation filed in this matter on June 29, 2000. The Commission is expected to consider this Recommendation at its July 11, 2000, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

A handwritten signature in cursive script that reads "Jennifer Brubaker".  
Jennifer S. Brubaker  
Senior Attorney

JSB/lw

Enclosure

cc: Division of Regulatory Oversight (Messer, Redemann)  
Division of Records and Reporting

i:\buc-rec7.jsb

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

# FLORIDA PUBLIC SERVICE COMMISSION

2540 Shumard Oak Blvd. ♦ Tallahassee, Florida 32399-0850

Date: 06/30/00

To: Mr. Joseph Devine  
688 Brigantine Boulevard  
North Ft. Myers, Florida 33917

Date Paid \_\_\_\_\_

Amount Paid \_\_\_\_\_

Check # \_\_\_\_\_

☐ Check ☐ Cash

PSC Signature \_\_\_\_\_

6932

This number must appear on  
all checks or correspondence  
regarding this invoice.

Please make checks payable to: FLORIDA PUBLIC SERVICE COMMISSION

| QUANTITY                       | DESCRIPTION                                                                                                          | PRICE             | AMOUNT  |
|--------------------------------|----------------------------------------------------------------------------------------------------------------------|-------------------|---------|
| 785 pages<br>@.05¢ per<br>page | Copying and preparation of Docket No. 981781-SU<br>on appeal to 1st District Court of Appeals,<br>Case No. 11000-951 | @.05¢ per<br>page | \$39.25 |
| 1                              | Certificate of Director                                                                                              | @\$4.00           | \$4.00  |
| TOTAL                          |                                                                                                                      |                   | \$43.25 |

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYO  
DIRECTOR  
(850) 413-6770

**Public Service Commission**

June 30, 2000

Joseph Devine, pro se  
688 Brigantine Boulevard  
North Fort Myers, Florida 33917

**Re: 1st DCA Case No. 1D00-951 - Joseph Devine; Ronald Ludington; and  
Donald Gill, vs. Public Service Commission and North Fort Myers Utility, Inc.  
(Docket No. 981781-SU)**

Dear Mr. Devine:

I have enclosed an invoice reflecting charges for preparation of the above-referenced record. Please forward a check in the amount indicated, made payable to the Florida Public Service Commission, at your earliest convenience.

Do not hesitate to call if you have any questions concerning this matter.

Sincerely,

*Marguerite A. Lockard*  
for Kay Flynn, Chief  
Bureau of Records

Enclosure

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYO  
DIRECTOR  
(850) 413-6770

**Public Service Commission**

June 30, 2000

Jon Wheeler, Clerk  
First District Court of Appeal  
301 Martin Luther King Boulevard  
Tallahassee, Florida 32399-1850

**Re: 1st DCA Case No. 1D00-951 - Joseph Devine; Ronald Ludington; and  
Donald Gill, vs. Public Service Commission and North Fort Myers Utility, Inc.  
(Docket No. 981781-SU)**

Dear Mr. Wheeler:

The record in the above-referenced case, consisting of four binders, two volumes of hearing transcripts, and one pouch containing hearing exhibits is forwarded for filing in the Court. A copy of the index is enclosed for your use. Please initial and date the copy of this letter to indicate receipt.

Do not hesitate to call me at 413-6744 if you have any questions about the contents of this record.

Sincerely,

*for*   
Kay Flynn, Chief  
Bureau of Records

Attachment

cc: Mary Anne Helton, Esquire  
Joseph Devine, pro se  
Martin S. Friedman, Esquire



## INDEX

Joseph Devine; Ronald Ludington; and Donald Gill,  
vs. Florida Public Service Commission and North Fort Myers Utility, Inc.  
Docket No. 981781-SU  
First District Court of Appeal Case No. 1D00-951

### VOLUME 1

|                                                                                                                                                                                                       |    |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| Application for Amendment to Certificate of Authorization, filed December 1, 1998,<br>on behalf of North Fort Myers Utility, Inc. ....                                                                | 1  |
| Notice of Filing with attached Late Filed Exhibit "E", filed December 2, 1998, on behalf of<br>North Fort Myers Utility, Inc. ....                                                                    | 44 |
| Notice of Application for An Extension of Wastewater Service Area, filed December 3, 1998,<br>on behalf of North Fort Myers Utility, Inc. ....                                                        | 52 |
| Emergency Motion to Implement Rates and Charges, filed December 7, 1998, on behalf of<br>North Fort Myers Utility, Inc. ....                                                                          | 53 |
| Notice of Filing with attached revised Exhibit "C", filed December 8, 1998, on behalf of<br>North Fort Myers Utility, Inc. ....                                                                       | 64 |
| Amended Notice of Application for an Extension of Wastewater Service Area, filed<br>December 9, 1998, on behalf of North Fort Myers Utility, Inc. ....                                                | 66 |
| Notice of Filing with attached Late Filed Exhibit "F", filed December 11, 1998, on behalf of<br>North Fort Myers Utility, Inc. ....                                                                   | 67 |
| Notice of Filing with attached original Water and Wastewater Certificates, filed<br>December 11, 1998, on behalf of North Fort Myers Utility, Inc. ....                                               | 70 |
| Notice of Filing with attached Late Filed Exhibit "G", filed December 18, 1998, on behalf of<br>North Fort Myers Utility, Inc. ....                                                                   | 73 |
| Letter to Division of Records and Reporting from Donald Gill dated December 15, 1998,<br>filed December 18, 1998, notifying Commission of objection to "amended certificate of<br>authorization" .... | 75 |

|                                                                                                                                                                                                                                     |     |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Letter to Division of Records and Reporting from Wayne and Arlene Walter dated December 15, 1998, filed December 18, 1998, notifying Commission of objection to the utilities application for extending service .....               | 88  |
| Letter to Division of Records and Reporting from Robert and Barbara Harris dated December 15, 1998, filed December 18, 1998, notifying Commission of objection to the utilities application for extending service .....             | 89  |
| Citizens' Response to North Fort Myers Utility's Emergency Motion to Implement Rates and Charges, filed December 21, 1998 .....                                                                                                     | 90  |
| Letter to Division of Records and Reporting from Beverly J. Meyer and Howard R. Meyer dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area ..... | 110 |
| Letter to Division of Records and Reporting from Henry J. Ezen dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                        | 111 |
| Letter to Division of Records and Reporting from Walter O. Cowan and Shirley M. Cowan dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area ..... | 112 |
| Letter to Division of Records and Reporting from Edward Tenili dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                        | 113 |
| Letter to Division of Records and Reporting from David Towers dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                         | 114 |
| Letter to Division of Records and Reporting from Robert E. Robb and Evelyn V. Robb dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....    | 115 |
| Letter to Division of Records and Reporting from Joseph Devine dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                        | 116 |
| Letter to Division of Records and Reporting from Lester Moore dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                         | 117 |

|                                                                                                                                                                                                                                       |     |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Letter to Division of Records and Reporting from Albert Milligan and Shirley Milligan dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....   | 118 |
| Letter to Division of Records and Reporting from Edna M. Wagner dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                         | 119 |
| Letter to Division of Records and Reporting from Virginia A. Houk dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                       | 120 |
| Letter to Division of Records and Reporting from Harold R. Van Zyl dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                      | 121 |
| Letter to Division of Records and Reporting from Herbert Estrich dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                        | 122 |
| Letter to Division of Records and Reporting from Rozella M. Long dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                        | 123 |
| Letter to Division of Records and Reporting from Barbara M. Stark and F. A. Stark dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....       | 124 |
| Letter to Division of Records and Reporting from Stanley L. Meyer and Patricia M. Meyer dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area ..... | 125 |
| Letter to Division of Records and Reporting from Ronald Ludington and Gwen Ludington dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....    | 126 |
| Letter to Division of Records and Reporting from Thomas G. Gaylord dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                      | 127 |
| Letter to Division of Records and Reporting from Budford J. Green dated December 15, 1998, filed December 22, 1998 .....                                                                                                              | 128 |

|                                                                                                                                                                                                                           |     |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Letter to Division of Records and Reporting from E. W. Dodds dated December 17, 1998,<br>filed December 24, 1998, notifying Commission of objection to proposed sewer system . . . .                                      | 129 |
| Letter to Division of Records and Reporting and M. Friedman from Harriet Robinson dated<br>January 4, 1998, filed January 7, 1999, notifying Commission of opposition to the extension<br>of wastewater service . . . . . | 131 |
| Notice of Intervention, filed January 14, 1999, on behalf of Citizens of the State of Florida . .                                                                                                                         | 132 |
| Letter to Public Service Commission from Robert D. Harris dated January 18, 1999,<br>notification of objection to application, filed January 22, 1999 . . . . .                                                           | 134 |
| Order PSC-99-0180-PCO-SU Acknowledging Intervention of the Office of<br>Public Counsel, filed January 29, 1999 . . . . .                                                                                                  | 135 |
| Memorandum from Commission's Divisions of Water and Wastewater and Legal Services<br>to Division of Records and Reporting, filed February 8, 1999 . . . . .                                                               | 136 |
| Memorandum from Commission's Division of Legal Services to Division of Records and<br>Reporting with 16 attached letters in opposition of the extension of wastewater service,<br>filed February 12, 1999 . . . . .       | 152 |
| Memorandum from Commission's Division of Legal Services to Division of Records and<br>Reporting with attached letter in opposition to the extension of wastewater service,<br>filed February 17, 1999 . . . . .           | 184 |
| Transcript of discussion of Item No. 48 from Agenda Conference held February 16, 1999,<br>filed February 23, 1999 . . . . .                                                                                               | 187 |

## Volume 2

|                                                                                                                                                       |     |
|-------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| [Continuation of] Transcript of discussion of Item No. 48 from Agenda Conference held<br>February 16, 1999, filed February 23, 1999 . . . . .         | 201 |
| Commission Order PSC-99-0420-PCO-SU Establishing Procedure, issued March 1, 1999 . .                                                                  | 249 |
| Commission Order PSC-99-0492-SC-SU to Show Cause and Order Denying<br>Emergency Motion to Implement Rates and Charges, issued March 9, 1999 . . . . . | 258 |
| Motion for Reconsideration, filed March 10, 1999, on behalf of North Fort Myers Utility,<br>Inc. . . . .                                              | 273 |

|                                                                                                                                                                                                     |     |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Request for Oral Argument, filed March 17, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                                                                   | 277 |
| Citizens' Response to Motion for Reconsideration, filed March 22, 1999 .....                                                                                                                        | 279 |
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting, with attached Objection by Ronald Ludington to Motion for Reconsideration, filed March 22, 1999 ..... | 287 |
| Response to Order to Show Cause and Demand for Formal Hearing, filed March 30, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                               | 292 |
| Motion to Strike, filed April 12, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                                                                            | 298 |
| Notice of Additional Authority, filed April 14, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                                                              | 300 |
| North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....                                                                                        | 304 |
| North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....                                                                                        | 305 |
| North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....                                                                                        | 306 |
| North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....                                                                                        | 307 |
| North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....                                                                                        | 308 |
| North Fort Myers Utility, Inc.'s First Request for Official Notice, filed May 18, 1999 .....                                                                                                        | 309 |
| Notice of Service, filed May 26, 1999, on behalf of The Citizens of Florida .....                                                                                                                   | 320 |
| Citizens' Notice of Service of Responses to North Fort Myers Utility's First Set of Interrogatories, filed June 21, 1999 .....                                                                      | 322 |
| Motion for Protective Order, filed June 28, 1999, on behalf of Snowbirdland Vistas, Inc., and MHC-Deanza Financing Limited Partnership .....                                                        | 330 |

|                                                                                                                                                                         |     |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Objections to Citizens' First Request for Production of Documents to Snowbirdland Vistas, Inc., and MHC-Deanza Financing Limited Partnership, filed June 28, 1999 ..... | 332 |
| Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed June 29, 1999 .....                       | 335 |
| Commission Order PSC-99-1463-FOF-SU Denying Motion for Reconsideration and Notice of Additional Authority, issued July 27, 1999 .....                                   | 347 |
| Prehearing Statement of North Fort Myers Utility, Inc., filed August 9, 1999 .....                                                                                      | 358 |
| Commission Staff's Prehearing Statement, filed August 9, 1999 .....                                                                                                     | 361 |
| Citizens' Prehearing Statement, filed August 11, 1999 .....                                                                                                             | 367 |
| Notice of Prehearing Conference, issued August 17, 1999 .....                                                                                                           | 372 |
| Motion to Strike Parties, filed August 27, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                                       | 374 |
| Amended Certificate of Service, filed August 30, 1999 .....                                                                                                             | 376 |
| Notice of Hearing, issued August 31, 1999 .....                                                                                                                         | 377 |
| Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed September 3, 1999 .....                   | 380 |

### Volume 3

|                                                                                                                                                                                                            |     |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Transcript of Prehearing Conference held August 30, 1999, filed September 3, 1999 .....                                                                                                                    | 392 |
| Notice of Filing with attached Affidavit of Publication, filed September 3, 1999 .....                                                                                                                     | 473 |
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Motion for Dismissal of Settlement Agreement by Ronald Ludington, filed September 7, 1999 ..... | 475 |
| Transcript of Continuation of Prehearing Conference held September 8, 1999, filed September 9, 1999 .....                                                                                                  | 480 |
| Transcript of discussion of Item No. 38 from Agenda Conference held September 7, 1999, filed September 9, 1999 .....                                                                                       | 545 |



## Volume 4

|                                                                                                                                                                                                                                                                                                                           |     |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Motion to Strike Settlement Agreement by Donald Gill, filed September 9, 1999 .....                                                                                                                            | 594 |
| Memorandum from Commission attorney Jennifer S. Brubaker to All Parties of Record and Interested Persons regarding official recognition of specific documents, filed September 10, 1999 .....                                                                                                                             | 599 |
| Commission Prehearing Order PSC-99-1786-PHO-SU, issued September 13, 1999 .....                                                                                                                                                                                                                                           | 600 |
| Letter from George E. Wooley and Frances R. Wooley dated September 9, 1999, filed September 13, 1999 .....                                                                                                                                                                                                                | 614 |
| Emergency Motion to Charge Rates Subject to Refund and to Expedite Rescheduling of Final Hearing, filed September 15, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                                                                                                              | 615 |
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Response to Applicant North Fort Myers Utility, Inc.'s Emergency Motion to Charge Rates Subject and to Expedite Rescheduling of Final Hearing by Donald Gill and Joseph Devine, filed September 28, 1999 ..... | 618 |
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Regarding Emergency Motion to Charge Rates Subject to Refund and to Expedite Rescheduling of Final Hearing by Ronald Ludington, filed September 28, 1999 .....                                                 | 624 |
| Letter to Division of Records and Reporting from Leonard Steinke dated September 27, 1999, filed September 29, 1999 .....                                                                                                                                                                                                 | 630 |
| Letter from Ruth E. Procter dated September 27, 1999, filed September 29, 1999 .....                                                                                                                                                                                                                                      | 631 |
| Notice of Filing with attached Affidavit of Publication, filed September 30, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                                                                                                                                                       | 632 |
| Notice of Rescheduling of Hearing, issued September 30, 1999 .....                                                                                                                                                                                                                                                        | 634 |
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Memorandum concerning official recognition dated October 11, 1999, filed October 12, 1999 .....                                                                                                                | 637 |

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |     |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Emergency Motion to Remove Jack Shreve and Steve Reilly as Counsel of Record in the Above Captioned Matter by Donald Gill and Joseph Devine and Donald Gill's Testimony for the October 13, 1999 PSC Hearing at North Fort Myers in Opposition to North Fort Myers Utility, Inc.'s (NFMU) Application for Extension of Its Service Area into Buccaneer Estates and NFMU Request for Rates and Charges, filed October 12, 1999 ..... | 639 |
| Commission Order PSC-99-2154-PCO-SU Noticing Procedure for Continuation of Hearing, issued November 4, 1999 .....                                                                                                                                                                                                                                                                                                                                                                                                                              | 646 |
| North Fort Myers Utility, Inc.'s Post-Hearing Statement of Issues and Positions, filed November 12, 1999 .....                                                                                                                                                                                                                                                                                                                                                                                                                                 | 649 |
| Post Hearing Statement of The Citizens of the State of Florida, filed November 12, 1999 ...                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 664 |
| Commission Final Order PSC-99-2444-AS-SU Approving Offer of Settlement, Approving Transfer, Amending Certificate, Declining to Initiate A Show Cause Proceeding and Closing Docket, issued December 14, 1999 .....                                                                                                                                                                                                                                                                                                                             | 669 |
| Motion to Reconsider and Rehear, filed December 22, 1999, on behalf of Donald Gill and Joseph Devine .....                                                                                                                                                                                                                                                                                                                                                                                                                                     | 685 |
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Motion for Reconsideration by Ronald Ludington, filed December 27, 1999 .....                                                                                                                                                                                                                                                                                                                                                       | 692 |
| North Fort Myers Utility, Inc.'s Response to Motion to Reconsideration, filed December 28, 1999 .....                                                                                                                                                                                                                                                                                                                                                                                                                                          | 712 |
| North Fort Myers Utility, Inc.'s Response to Motion to Reconsider and Rehear, filed December 28, 1999 .....                                                                                                                                                                                                                                                                                                                                                                                                                                    | 725 |
| Citizens' Response to Motion for Reconsideration, filed December 29, 1999 .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 739 |
| Citizens' Response to Motion to Reconsider and Rehear, filed December 29, 1999 .....                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 747 |
| Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed January 20, 2000 .....                                                                                                                                                                                                                                                                                                                                                                                           | 757 |
| Commission Order PSC-00-0370-FOF-SU Granting in Part and Denying in Part Motions for Reconsideration, issued February 21, 2000 .....                                                                                                                                                                                                                                                                                                                                                                                                           | 770 |

|                                                                                                                        |     |
|------------------------------------------------------------------------------------------------------------------------|-----|
| Notice of Appeal, filed March 13, 2000, on behalf of Joseph Devine, et al. ....                                        | 781 |
| Amended Notice of Appeal, filed March 23, 2000, on behalf of Joseph Devine, Ronald<br>Ludington, and Donald Gill ..... | 783 |
| Certificate of Director, Division of Records and Reporting .....                                                       | 785 |

## HEARING TRANSCRIPTS AND EXHIBITS

Transcript of Hearing held October 13, 1999, Volume 1, pages 1 through 207, in Fort Myers  
(reference court reporter's original page numbers in this and all succeeding volumes)

Transcript of Continuation of Hearing held November 16, 1999, Volume 2, pages 208  
through 258, in Tallahassee

Exhibits 1, 2, and 3 from hearing held October 13, 1999

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYO  
DIRECTOR  
(850) 413-6770

**Public Service Commission**

June 30, 2000

Jon Wheeler, Clerk  
First District Court of Appeal  
301 Martin Luther King Boulevard  
Tallahassee, Florida 32399-1850


**Re: 1st DCA Case No. 1D00-951 - Joseph Devine; Ronald Ludington; and  
Donald Gill, vs. Public Service Commission and North Fort Myers Utility, Inc.  
(Docket No. 981781-SU)**

Dear Mr. Wheeler:

The record in the above-referenced case, consisting of four binders, two volumes of hearing transcripts, and one pouch containing hearing exhibits is forwarded for filing in the Court. A copy of the index is enclosed for your use. Please initial and date the copy of this letter to indicate receipt.

Do not hesitate to call me at 413-6744 if you have any questions about the contents of this record.

Sincerely,

  
Kay Flynn, Chief  
Bureau of Records

Attachment

cc: Mary Anne Helton, Esquire  
Joseph Devine, pro se  
Martin S. Friedman, Esquire

RECEIVED BY Leslie Sharp

DATE 6/30/00 10:25

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

**Kay Flynn**

---

**From:** Mary Anne Helton  
**Sent:** Thursday, July 13, 2000 10:43 AM  
**To:** Commissioner Clark & Staff; Commissioner Deason & Staff; Commissioner Jaber & Staff; Commissioner Jacobs & Staff; LEG - WAW; David Smith; Catherine Bedell; Noreen Davis; Billie Messer; Patti Daniel; Dan Hoppe; Bill Talbott; Mary Bane; Kay Flynn  
**Cc:** APP, Division of; LEG - CMU; LEG - EAG  
**Subject:** Devine v. North Fort Myers Utility, Inc. (1st DCA Case No. 1D00-951)(PSC Docket No. 981781-SU)

As you all know, there has been an appeal pending at the First DCA of the Commission's order approving the offer of settlement and approving the transfer of *Buccaneer Estates* to North Fort Myers Utility.

Mr. Devine never filed his initial brief, which was due on May 22, 2000. In addition, there were several motions to dismiss and orders to show cause to which Mr. Devine never responded. By Order dated July 12, 2000, the court dismissed Mr. Devine's appeal "for failure to comply with the orders of the court and the rules of appellate procedure."

The court's decision ends this part of the case.

State of Florida



# Public Service Commission

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

**DATE:** July 19, 2000

**TO:** J. TERRY DEASON, CHAIRMAN  
SUSAN F. CLARK, COMMISSIONER  
LILA A. JABER, COMMISSIONER  
E. LEON JACOBS, COMMISSIONER  
WILLIAM TALBOTT, EXECUTIVE DIRECTOR  
JAMES WARD, DEPUTY EXECUTIVE DIRECTOR/ADM.  
MARY BANE, DEPUTY EXECUTIVE DIRECTOR/TECH.  
CATHERINE BEDELL, GENERAL COUNSEL  
DAVID SMITH, DIRECTOR OF APPEALS  
NOREEN DAVIS, DIRECTOR OF LEGAL SERVICES  
BEV DEMELLO, DIRECTOR OF CONSUMER AFFAIRS  
DAN HOPPE, DIRECTOR OF REGULATORY OVERSIGHT  
BLANCA BAYÓ, DIRECTOR OF RECORDS & REPORTING  
CHUCK HILL, DIRECTOR OF POLICY ANALYSIS & INTERGOVERNMENTAL

**FROM:** MARY ANNE HELTON, DIVISION OF APPEALS *MAH*  
JENNIFER BRUBAKER, DIVISION OF LEGAL SERVICES *JB*

**RE:** DEVINE V. NORTH FORT MYERS UTILITY, INC. (First DCA Case No. 1D00-951)(PSC Docket No. 981781-SU)

RECEIVED-FPSC  
00 JUL 19 PM 1:24  
RECORDS AND  
REPORTING

Joseph Devine, Ronald Ludington, and Donald Gill appealed Order No. PSC-99-2444-AS-SU, which approved a settlement offer and transfer concerning Buccaneer Estates. North Fort Myers Utility filed a motion to dismiss and a motion to strike the second amended notice of appeal, to which the court ordered Devine, et al. to show cause why the motions should not be granted. No response was filed to either of the orders to show cause, nor did Devine file an initial brief.

The Court dismissed the appeal by order dated July 12, 2000, for "failure to comply with the orders of the court and the rules of appellate procedure." A copy of the order is attached.

cc: Kay Flynn, Division of Records and Reporting  
Wanda Terrell, Division of Appeals  
all attorneys

devine.mah



RECEIVED

**DISTRICT COURT OF APPEAL, FIRST DISTRICT**  
**Tallahassee, Florida 32399-1850**  
**Telephone No. (850) 488-6151**

FLORIDA JUDICIAL SERVICE COMM.  
DIVISION OF APPEALS

00 JUL 13 AM 10:16

July 12, 2000

**CASE NO.: 1D00-951**

**L.T. No. : 981781-SU**

Joseph Devine, Et Al

v. North Fort Myers Utility,  
Inc.

Appellant / Petitioner(s),

Appellee / Respondent(s).

**BY ORDER OF THE COURT:**

Appellants having failed to timely respond to appellee's motion to strike amended notice of appeal, filed April 18, 2000, this court's order to show cause of June 15, 2000, appellee's motion to dismiss, filed June 6, 2000, or this court's order to show cause of June 9, 2000, the appeal is hereby dismissed for failure to comply with the orders of the court and the rules of appellate procedure.

I HEREBY CERTIFY that the foregoing is (a true copy of) the original court order.

Served:

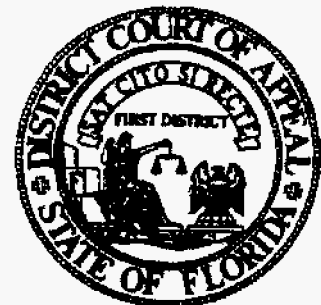
Blanca S. Bayo, Clerk  
Donald Gill  
Martin S. Friedman

Joseph Devine  
Jack Shreve  
Jennifer Brubaker

Ronald Ludington  
Mary Anne Helton

am

  
\_\_\_\_\_  
JON S. WHEELER, CLERK



**FIRST DISTRICT COURT OF APPEAL  
TALLAHASSEE, FLORIDA 32399**

**MEMORANDUM**

**TO:** Fla Public Serv. Comm-

**FROM:** Jon S. Wheeler, Clerk

**DATE:** 8/31/00

**RE:** Appellate Record Return

RECEIVED-PPSC  
10 SEP 28 PM 1:59  
RECORDS AND  
REPORTING

We are enclosing the volumes of original record and the exhibits (if any) in the case numbers listed below:

|               |       |       |
|---------------|-------|-------|
| <u>00-951</u> | _____ | _____ |
| <u>6 vol</u>  | _____ | _____ |
| <u>1 encl</u> | _____ | _____ |
| _____         | _____ | _____ |
| _____         | _____ | _____ |
| _____         | _____ | _____ |
| _____         | _____ | _____ |
| _____         | _____ | _____ |

Please receipt the copy of this letter and return to me.

JSW/dch

**RECEIVED:**

By \_\_\_\_\_

Date \_\_\_\_\_

## INDEX

Joseph Devine; Ronald Ludington; and Donald Gill,  
vs. Florida Public Service Commission and North Fort Myers Utility, Inc.  
Docket No. 981781-SU  
First District Court of Appeal Case No. 1D00-951

### VOLUME 1

|                                                                                                                                                                                                       |    |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| Application for Amendment to Certificate of Authorization, filed December 1, 1998,<br>on behalf of North Fort Myers Utility, Inc. ....                                                                | 1  |
| Notice of Filing with attached Late Filed Exhibit "E", filed December 2, 1998, on behalf of<br>North Fort Myers Utility, Inc. ....                                                                    | 44 |
| Notice of Application for An Extension of Wastewater Service Area, filed December 3, 1998,<br>on behalf of North Fort Myers Utility, Inc. ....                                                        | 52 |
| Emergency Motion to Implement Rates and Charges, filed December 7, 1998, on behalf of<br>North Fort Myers Utility, Inc. ....                                                                          | 53 |
| Notice of Filing with attached revised Exhibit "C", filed December 8, 1998, on behalf of<br>North Fort Myers Utility, Inc. ....                                                                       | 64 |
| Amended Notice of Application for an Extension of Wastewater Service Area, filed<br>December 9, 1998, on behalf of North Fort Myers Utility, Inc. ....                                                | 66 |
| Notice of Filing with attached Late Filed Exhibit "F", filed December 11, 1998, on behalf of<br>North Fort Myers Utility, Inc. ....                                                                   | 67 |
| Notice of Filing with attached original Water and Wastewater Certificates, filed<br>December 11, 1998, on behalf of North Fort Myers Utility, Inc. ....                                               | 70 |
| Notice of Filing with attached Late Filed Exhibit "G", filed December 18, 1998, on behalf of<br>North Fort Myers Utility, Inc. ....                                                                   | 73 |
| Letter to Division of Records and Reporting from Donald Gill dated December 15, 1998,<br>filed December 18, 1998, notifying Commission of objection to "amended certificate of<br>authorization" .... | 75 |

|                                                                                                                                                                                                                                     |     |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Letter to Division of Records and Reporting from Wayne and Arlene Walter dated December 15, 1998, filed December 18, 1998, notifying Commission of objection to the utilities application for extending service .....               | 88  |
| Letter to Division of Records and Reporting from Robert and Barbara Harris dated December 15, 1998, filed December 18, 1998, notifying Commission of objection to the utilities application for extending service .....             | 89  |
| Citizens' Response to North Fort Myers Utility's Emergency Motion to Implement Rates and Charges, filed December 21, 1998 .....                                                                                                     | 90  |
| Letter to Division of Records and Reporting from Beverly J. Meyer and Howard R. Meyer dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area ..... | 110 |
| Letter to Division of Records and Reporting from Henry J. Ezen dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                        | 111 |
| Letter to Division of Records and Reporting from Walter O. Cowan and Shirley M. Cowan dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area ..... | 112 |
| Letter to Division of Records and Reporting from Edward Tenili dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                        | 113 |
| Letter to Division of Records and Reporting from David Towers dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                         | 114 |
| Letter to Division of Records and Reporting from Robert E. Robb and Evelyn V. Robb dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....    | 115 |
| Letter to Division of Records and Reporting from Joseph Devine dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                        | 116 |
| Letter to Division of Records and Reporting from Lester Moore dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                         | 117 |

|                                                                                                                                                                                                                                       |     |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Letter to Division of Records and Reporting from Albert Milligan and Shirley Milligan dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....   | 118 |
| Letter to Division of Records and Reporting from Edna M. Wagner dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                         | 119 |
| Letter to Division of Records and Reporting from Virginia A. Houk dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                       | 120 |
| Letter to Division of Records and Reporting from Harold R. Van Zyl dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                      | 121 |
| Letter to Division of Records and Reporting from Herbert Estrich dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                        | 122 |
| Letter to Division of Records and Reporting from Rozella M. Long dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                        | 123 |
| Letter to Division of Records and Reporting from Barbara M. Stark and F. A. Stark dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....       | 124 |
| Letter to Division of Records and Reporting from Stanley L. Meyer and Patricia M. Meyer dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area ..... | 125 |
| Letter to Division of Records and Reporting from Ronald Ludington and Gwen Ludington dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....    | 126 |
| Letter to Division of Records and Reporting from Thomas G. Gaylord dated December 11, 1998, filed December 21, 1998, notifying Commission of objection to the application for an extension of service area .....                      | 127 |
| Letter to Division of Records and Reporting from Budford J. Green dated December 15, 1998, filed December 22, 1998 .....                                                                                                              | 128 |

|                                                                                                                                                                                                                           |     |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Letter to Division of Records and Reporting from E. W. Dodds dated December 17, 1998,<br>filed December 24, 1998, notifying Commission of objection to proposed sewer system . . . .                                      | 129 |
| Letter to Division of Records and Reporting and M. Friedman from Harriet Robinson dated<br>January 4, 1998, filed January 7, 1999, notifying Commission of opposition to the extension<br>of wastewater service . . . . . | 131 |
| Notice of Intervention, filed January 14, 1999, on behalf of Citizens of the State of Florida . .                                                                                                                         | 132 |
| Letter to Public Service Commission from Robert D. Harris dated January 18, 1999,<br>notification of objection to application, filed January 22, 1999 . . . . .                                                           | 134 |
| Order PSC-99-0180-PCO-SU Acknowledging Intervention of the Office of<br>Public Counsel, filed January 29, 1999 . . . . .                                                                                                  | 135 |
| Memorandum from Commission's Divisions of Water and Wastewater and Legal Services<br>to Division of Records and Reporting, filed February 8, 1999 . . . . .                                                               | 136 |
| Memorandum from Commission's Division of Legal Services to Division of Records and<br>Reporting with 16 attached letters in opposition of the extension of wastewater service,<br>filed February 12, 1999 . . . . .       | 152 |
| Memorandum from Commission's Division of Legal Services to Division of Records and<br>Reporting with attached letter in opposition to the extension of wastewater service,<br>filed February 17, 1999 . . . . .           | 184 |
| Transcript of discussion of Item No. 48 from Agenda Conference held February 16, 1999,<br>filed February 23, 1999 . . . . .                                                                                               | 187 |

## Volume 2

|                                                                                                                                                       |     |
|-------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| [Continuation of] Transcript of discussion of Item No. 48 from Agenda Conference held<br>February 16, 1999, filed February 23, 1999 . . . . .         | 201 |
| Commission Order PSC-99-0420-PCO-SU Establishing Procedure, issued March 1, 1999 . .                                                                  | 249 |
| Commission Order PSC-99-0492-SC-SU to Show Cause and Order Denying<br>Emergency Motion to Implement Rates and Charges, issued March 9, 1999 . . . . . | 258 |
| Motion for Reconsideration, filed March 10, 1999, on behalf of North Fort Myers Utility,<br>Inc. . . . .                                              | 273 |



|                                                                                                                                                                                                     |     |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Request for Oral Argument, filed March 17, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                                                                   | 277 |
| Citizens' Response to Motion for Reconsideration, filed March 22, 1999 .....                                                                                                                        | 279 |
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting, with attached Objection by Ronald Ludington to Motion for Reconsideration, filed March 22, 1999 ..... | 287 |
| Response to Order to Show Cause and Demand for Formal Hearing, filed March 30, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                               | 292 |
| Motion to Strike, filed April 12, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                                                                            | 298 |
| Notice of Additional Authority, filed April 14, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                                                              | 300 |
| North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....                                                                                        | 304 |
| North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....                                                                                        | 305 |
| North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....                                                                                        | 306 |
| North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....                                                                                        | 307 |
| North Fort Myers Utility, Inc.'s Notice of Service of First Set of Interrogatories, filed May 17, 1999 .....                                                                                        | 308 |
| North Fort Myers Utility, Inc.'s First Request for Official Notice, filed May 18, 1999 .....                                                                                                        | 309 |
| Notice of Service, filed May 26, 1999, on behalf of The Citizens of Florida .....                                                                                                                   | 320 |
| Citizens' Notice of Service of Responses to North Fort Myers Utility's First Set of Interrogatories, filed June 21, 1999 .....                                                                      | 322 |
| Motion for Protective Order, filed June 28, 1999, on behalf of Snowbirdland Vistas, Inc., and MHC-Deanza Financing Limited Partnership .....                                                        | 330 |

|                                                                                                                                                                         |     |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Objections to Citizens' First Request for Production of Documents to Snowbirdland Vistas, Inc., and MHC-Deanza Financing Limited Partnership, filed June 28, 1999 ..... | 332 |
| Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed June 29, 1999 .....                       | 335 |
| Commission Order PSC-99-1463-FOF-SU Denying Motion for Reconsideration and Notice of Additional Authority, issued July 27, 1999 .....                                   | 347 |
| Prehearing Statement of North Fort Myers Utility, Inc., filed August 9, 1999 .....                                                                                      | 358 |
| Commission Staff's Prehearing Statement, filed August 9, 1999 .....                                                                                                     | 361 |
| Citizens' Prehearing Statement, filed August 11, 1999 .....                                                                                                             | 367 |
| Notice of Prehearing Conference, issued August 17, 1999 .....                                                                                                           | 372 |
| Motion to Strike Parties, filed August 27, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                                       | 374 |
| Amended Certificate of Service, filed August 30, 1999 .....                                                                                                             | 376 |
| Notice of Hearing, issued August 31, 1999 .....                                                                                                                         | 377 |
| Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed September 3, 1999 .....                   | 380 |

### Volume 3

|                                                                                                                                                                                                            |     |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Transcript of Prehearing Conference held August 30, 1999, filed September 3, 1999 .....                                                                                                                    | 392 |
| Notice of Filing with attached Affidavit of Publication, filed September 3, 1999 .....                                                                                                                     | 473 |
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Motion for Dismissal of Settlement Agreement by Ronald Ludington, filed September 7, 1999 ..... | 475 |
| Transcript of Continuation of Prehearing Conference held September 8, 1999, filed September 9, 1999 .....                                                                                                  | 480 |
| Transcript of discussion of Item No. 38 from Agenda Conference held September 7, 1999, filed September 9, 1999 .....                                                                                       | 545 |

## Volume 4

|                                                                                                                                                                                                                                                                                                                           |     |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Motion to Strike Settlement Agreement by Donald Gill, filed September 9, 1999 .....                                                                                                                            | 594 |
| Memorandum from Commission attorney Jennifer S. Brubaker to All Parties of Record and Interested Persons regarding official recognition of specific documents, filed September 10, 1999 .....                                                                                                                             | 599 |
| Commission Prehearing Order PSC-99-1786-PHO-SU, issued September 13, 1999 .....                                                                                                                                                                                                                                           | 600 |
| Letter from George E. Wooley and Frances R. Wooley dated September 9, 1999, filed September 13, 1999 .....                                                                                                                                                                                                                | 614 |
| Emergency Motion to Charge Rates Subject to Refund and to Expedite Rescheduling of Final Hearing, filed September 15, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                                                                                                              | 615 |
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Response to Applicant North Fort Myers Utility, Inc.'s Emergency Motion to Charge Rates Subject and to Expedite Rescheduling of Final Hearing by Donald Gill and Joseph Devine, filed September 28, 1999 ..... | 618 |
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Regarding Emergency Motion to Charge Rates Subject to Refund and to Expedite Rescheduling of Final Hearing by Ronald Ludington, filed September 28, 1999 .....                                                 | 624 |
| Letter to Division of Records and Reporting from Leonard Steinke dated September 27, 1999, filed September 29, 1999 .....                                                                                                                                                                                                 | 630 |
| Letter from Ruth E. Procter dated September 27, 1999, filed September 29, 1999 .....                                                                                                                                                                                                                                      | 631 |
| Notice of Filing with attached Affidavit of Publication, filed September 30, 1999, on behalf of North Fort Myers Utility, Inc. ....                                                                                                                                                                                       | 632 |
| Notice of Rescheduling of Hearing, issued September 30, 1999 .....                                                                                                                                                                                                                                                        | 634 |
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Memorandum concerning official recognition dated October 11, 1999, filed October 12, 1999 .....                                                                                                                | 637 |

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |     |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Emergency Motion to Remove Jack Shreve and Steve Reilly as Counsel of Record in the Above Captioned Matter by Donald Gill and Joseph Devine and Donald Gill's Testimony for the October 13, 1999 PSC Hearing at North Fort Myers in Opposition to North Fort Myers Utility, Inc.'s (NFMU) Application for Extension of Its Service Area into Buccaneer Estates and NFMU Request for Rates and Charges, filed October 12, 1999 ..... | 639 |
| Commission Order PSC-99-2154-PCO-SU Noticing Procedure for Continuation of Hearing, issued November 4, 1999 .....                                                                                                                                                                                                                                                                                                                                                                                                                              | 646 |
| North Fort Myers Utility, Inc.'s Post-Hearing Statement of Issues and Positions, filed November 12, 1999 .....                                                                                                                                                                                                                                                                                                                                                                                                                                 | 649 |
| Post Hearing Statement of The Citizens of the State of Florida, filed November 12, 1999 ...                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 664 |
| Commission Final Order PSC-99-2444-AS-SU Approving Offer of Settlement, Approving Transfer, Amending Certificate, Declining to Initiate A Show Cause Proceeding and Closing Docket, issued December 14, 1999 .....                                                                                                                                                                                                                                                                                                                             | 669 |
| Motion to Reconsider and Rehear, filed December 22, 1999, on behalf of Donald Gill and Joseph Devine .....                                                                                                                                                                                                                                                                                                                                                                                                                                     | 685 |
| Memorandum from Commission's Division of Legal Services to Division of Records and Reporting with attached Motion for Reconsideration by Ronald Ludington, filed December 27, 1999 .....                                                                                                                                                                                                                                                                                                                                                       | 692 |
| North Fort Myers Utility, Inc.'s Response to Motion to Reconsideration, filed December 28, 1999 .....                                                                                                                                                                                                                                                                                                                                                                                                                                          | 712 |
| North Fort Myers Utility, Inc.'s Response to Motion to Reconsider and Rehear, filed December 28, 1999 .....                                                                                                                                                                                                                                                                                                                                                                                                                                    | 725 |
| Citizens' Response to Motion for Reconsideration, filed December 29, 1999 .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 739 |
| Citizens' Response to Motion to Reconsider and Rehear, filed December 29, 1999 .....                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 747 |
| Memorandum from Commission's Divisions of Water and Wastewater and Legal Services to Division of Records and Reporting, filed January 20, 2000 .....                                                                                                                                                                                                                                                                                                                                                                                           | 757 |
| Commission Order PSC-00-0370-FOF-SU Granting in Part and Denying in Part Motions for Reconsideration, issued February 21, 2000 .....                                                                                                                                                                                                                                                                                                                                                                                                           | 770 |

|                                                                                                                        |     |
|------------------------------------------------------------------------------------------------------------------------|-----|
| Notice of Appeal, filed March 13, 2000, on behalf of Joseph Devine, et al. ....                                        | 781 |
| Amended Notice of Appeal, filed March 23, 2000, on behalf of Joseph Devine, Ronald<br>Ludington, and Donald Gill ..... | 783 |
| Certificate of Director, Division of Records and Reporting .....                                                       | 785 |

#### **HEARING TRANSCRIPTS AND EXHIBITS**

Transcript of Hearing held October 13, 1999, Volume 1, pages 1 through 207, in Fort Myers  
(reference court reporter's original page numbers in this and all succeeding volumes)

Transcript of Continuation of Hearing held November 16, 1999, Volume 2, pages 208  
through 258, in Tallahassee

Exhibits 1, 2, and 3 from hearing held October 13, 1999

STATE OF FLORIDA

Commissioners:  
E. LEON JACOBS, JR., CHAIRMAN  
J. TERRY DEASON  
LILA A. JABER  
BRAULIO L. BAEZ  
MICHAEL A. PALECKI



DIVISION OF LEGAL SERVICES  
NOREEN S. DAVIS  
DIRECTOR  
(850) 413-6199

Public Service Commission

February 5, 2001

RECEIVED-FPSC  
FEB -5 PM 3:54  
RECORDS AND  
REPORTING

Ms. Cheryl Diamond  
674 Brigantine Blvd.  
North Fort Myers, Florida 33917

Re: Docket No. 981781-SU - Application for amendment of Certificate No. 247-S to extend service area by the transfer of Buccaneer Estates in Lee County to North Fort Myers Utility, Inc.

Dear Ms. Diamond:

Pursuant to your request on February 2, 2000, enclosed please find a copy of the executed settlement agreement which was approved by the Commission by Order No. PSC-00-1522-AS-SU, issued August 22, 2000. For your convenience I have also attached a copy of the Order. Please note that the terms of the settlement agreement are incorporated in the Order at page 6, and provide correction and clarification of several typographical errors and imprecise terms which occur in the original settlement agreement.

Please contact me at (850) 413-6228 if you have any questions or if I may be of any further assistance.

Sincerely,

A handwritten signature in black ink that reads "Jennifer Brubaker".

Jennifer Brubaker  
Senior Attorney

Enclosures

cc: Division of Records and Reporting  
Division of Regulatory Oversight (Messer)



BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for amendment  
of Certificate No. 247-S to  
extend service area by the  
transfer of Buccaneer Estates in  
Lee County to North Fort Myers  
Utility, Inc.

DOCKET NO. 981781-SU  
ORDER NO. PSC-00-1522-AS-SU  
ISSUED: August 22, 2000

The following Commissioners participated in the disposition of  
this matter:

J. TERRY DEASON, Chairman  
E. LEON JACOBS, JR.

ORDER APPROVING MEDIATED SETTLEMENT AGREEMENT

BY THE COMMISSION:

BACKGROUND

On December 1, 1998, North Fort Myers Utility, Inc. (NFMU or utility) filed an Application for Amendment to Certificate of Authorization to include the wastewater service area of Buccaneer Utility. Water service is provided to the park by the park owner, MHC-DeAnza Financial Limited Partnership, d/b/a Buccaneer Water Service (MHC), a Commission-regulated utility. On December 7, 1998, NFMU filed an Emergency Motion to Implement Rates and Charges with respect to the interconnection of existing wastewater customers within the Buccaneer Estates mobile home community (Buccaneer) to NFMU. On December 9, 1998, NFMU responded to Commission staff's request for additional information on the connection of Buccaneer with a letter referencing various parts of Chapter 723, Florida Statutes.

On December 10, 1998, NFMU mailed a notice to the Buccaneer customers which stated that utility service had been assigned to NFMU, that connection fees would be collected, and that effective December 1, 1998, the utility would begin billing for monthly service and the lot rent would decrease by a specific amount.

On December 18, 1998, we received numerous customer protests concerning the application of NFMU's monthly rates and connection fees. Among the protesting customers were Mr. Donald Gill, Mr.

Joseph Devine and Mr. Ronald Ludington, whose protest letters were filed on December 18, 1998, December 21, 1998, and December 21, 1998, respectively. On January 14, 1999, several customers filed letters requesting that the Office of Public Counsel (OPC) represent the Buccaneer residents in this matter. However, our records indicate that neither Messrs. Gill, Devine nor Ludington agreed to be represented by OPC or other counsel, nor did they file requests to be considered qualified representatives pursuant to Rule 28-106.106, Florida Administrative Code. Therefore, these three individuals were considered pro se litigants.

On December 21, 1998, OPC filed a Response to the Emergency Motion to Implement Rates and Charges. On January 14, 1999, OPC filed a Notice of Intervention pursuant to Section 350.0611, Florida Statutes, which was acknowledged by Order No. PSC-99-0180-PCO-SU, issued January 29, 1999.

On September 2, 1999, OPC and the utility filed an executed proposal for the settlement of the case. Messrs. Gill, Devine and Ludington opposed the proposed settlement agreement and refused to sign it. At the September 7, 1999, agenda conference, we deferred ruling on the OPC/NFMU proposal and instructed that the matter proceed to hearing and that the Settlement Agreement could be presented for consideration at that time.

On September 7, 1999, a Motion for Dismissal of Settlement Agreement was filed by Mr. Ludington. On September 9, 1999, a Motion to Strike Settlement Agreement was filed by Mr. Gill.

A hearing was held on October 13, 1999, in North Fort Myers, Florida, and continued to November 16, 1999, in Tallahassee, Florida. By Order No. PSC-99-2444-AS-SU, issued December 14, 1999, we accepted the proposed settlement offered by OPC and NFMU, approved the transfer of Buccaneer to NFMU, and amended NFMU's certificate of authorization to include Buccaneer Estates.

On December 22, 1999, Mr. Gill and Mr. Devine timely filed a joint Motion to Reconsider and Rehear Order No. PSC-99-2444-AS-SU. On December 27, 1999, Mr. Ludington's Motion For Reconsideration of Order No. PSC-99-2444-AS-SU was timely filed. On December 28, 1999, NFMU timely filed its responses to Mr. Gill and Mr. Devine's motion and Mr. Ludington's motion. On December 29, 1999, OPC timely filed its responses to these motions.

By Order No. PSC-00-0370-FOF-SU, issued February 21, 2000, we granted the motions for reconsideration in part, but for the limited purpose of clarifying that Mr. Ludington and Mr. Gill's respective motions to dismiss the OPC/NFMU offer of settlement were denied by virtue of the fact that we approved the agreement by Order No. PSC-99-2444-AS-SU. The motions for reconsideration were denied in all other respects by Order No. PSC-99-2444-AS-SU. On March 13, 2000, a notice of administrative appeal of Order No. PSC-99-2444-AS-SU was filed by Mr. Devine.

There has been an ongoing dispute between NFMU and a number of the Buccaneer customers regarding NFMU becoming the new wastewater provider for the mobile home park. We have become aware of a recent manifestation of this controversy with respect to the payment of bills for wastewater service provided by NFMU pursuant to Order No. PSC-99-2444-AS-SU.

NFMU began billing the Buccaneer customers for service in April, once Order No. PSC-99-2444-AS-SU became final. Pursuant to Order No. PSC-99-2444-AS-SU, NFMU was required to bill the Buccaneer customers within the park for service rendered from September 1, 1999, forward, based upon NFMU's residential rate schedule. NFMU notified the Buccaneer customers that rather than collect this amount in a lump sum, the utility would bill in two-month increments each month, beginning with September/October 1999, until all past indebtedness was paid and the customer accounts brought to the current month.

According to utility estimates, between 500 and 600 of the park's 971 homeowners have not paid the billed amounts and owe about \$50 or \$60 each. It is our understanding that the majority of these customers are refusing to pay until the appellate court renders its decision.

In order to discontinue wastewater service for nonpayment of bills pursuant to Rule 25-30.320, Florida Administrative Code, NFMU would be required to bring a backhoe onto each nonpaying customer's property, dig up the wastewater line, and install a shut-off valve. The utility estimates that the cost of discontinuing wastewater service would be several hundred dollars per customer, depending where the line is buried on each respective lot. NFMU's tariff provides that wastewater service shall be restored only after the utility has received payment for all past-due bills and reconnect charges from the customer, in accordance with Rule 25-30.320, Florida Administrative Code. In this instance, the customer would

be required to pay the tariffed reconnection fee and the actual cost of disconnection and reconnection, in addition to his or her outstanding bill from September 1999 forward.

On May 10, 2000, NFMU provided notice to each of the nonpaying customers that pursuant to NFMU's tariff and Rule 25-30.320, Florida Administrative Code, wastewater service would be subject to disconnection if the customer did not pay his or her outstanding bill within five days. The time noticed in which to cure the customers' nonpayment expired on May 16, 2000. Upon Commission staff's request, the utility verbally agreed to an extension until May 30, 2000, before pursuing customer disconnections, in order to determine whether settlement of the matter could be reached without the necessity of customer disconnections.

In the interest of resolving the matter without the resort of disconnection, Commission staff proposed mediation of the dispute over nonpayment of bills, which was agreed to by NFMU, Mr. Gill, the Buccaneer Estates Homeowner's Association (BHA), with Mr. Devine as the current BHA President, and OPC. Mr. Ludington was invited to attend the mediation, but as he was residing in Canada at the time, asked that Mr. Devine represent his interests at the mediation. Four separate mediation sessions ultimately took place in Fort Myers, Florida on May 24, June 2, June 6 and June 12, 2000, the last of which was also attended by a representative of MHC. At the June 12, 2000, a "Final Wastewater Settlement Agreement" (Agreement) was signed by representatives for NFMU, MHC, and BHA, which proposes a resolution not only of the disconnection issue, but also of the continuing dispute over the transfer of Buccaneer Estates to NFMU.

On May 22, 2000, pursuant to Rule 28-104.004, Florida Administrative Code, OPC filed a Petition for Emergency Variance or Waiver from Rules 25-30.135 and 25-30.320, Florida Administrative Code, and from NFMU's Commission-approved tariff in accordance with those rules (Petition). On May 23, 2000, NFMU filed an Answer to OPC's Petition for Emergency Variance or Waiver (Answer). Pursuant to Rule 28-104.005, Florida Administrative Code, we must grant or deny a petition for emergency variance or waiver within 30 days of its receipt, unless the time limit is waived by the petitioner. In this instance, in recognition of the parties' efforts to mediate the matter and NFMU's agreement to suspend disconnections until mediation was attempted, counsel for OPC agreed to waive the 30-day limit.

Commission staff initially filed its recommendation in this matter for our consideration at the July 11, 2000 Agenda Conference. The mediated Agreement specifies that, as a condition precedent to our consideration of that Agreement, a separate agreement shall be executed between MHC and the Buccaneer Estates residents to dispose of the existing circuit court dispute under Chapter 723, Florida Statutes (Mobile Home Act). Commission staff subsequently learned in a telephone conference with counsel for MHC that this separate agreement had in fact not yet been executed, nor would it be finalized in time for the July 11, 2000 Agenda Conference. Upon request to the Chairman's Office, the item was deferred.

For informational purposes, we also note with respect to the appeal of Order No. PSC-99-2444-AS-SU, that by Order dated July 12, 2000, the First District Court of Appeal dismissed the appeal for "failure to comply with the orders of the court and the rules of appellate procedure."

On July 27, 2000, we received confirmation from the office of Robert Burandt, Esquire, who represents BHA for the purposes of the Chapter 723 dispute, that the Buccaneer Estates residents have executed a settlement agreement which disposes of their dispute with the mobile home park owner. Commission staff subsequently filed its recommendation for our consideration at the August 1, 2000 Agenda Conference.

#### MEDIATED SETTLEMENT AGREEMENT

The offer of settlement approved by Order No. PSC-99-2444-AS-SU provided the following:

1. NFMU will bill customers within the park for service rendered from September 1, 1999, based upon NFMU residential rate schedule of \$10.98 base facility charge and \$3.98 per 1,000 gallons, with a cap of 10,000 gallons. Water meter reading information will be obtained from Buccaneer Water Company.
2. NFMU waives the right to collect service availability charges from the customers in Buccaneer estates. Further, NFMU waives the right to collect any pass-through charges from the residents, holding the residents forever harmless from the payment of any pass-through charges potentially collectible under Chapter 723, Florida Statutes, relating to Buccaneer Estates' interconnection with NFMU's system.



3. The residents shall not pay for wastewater service through August 31, 1999.
4. The agreement does not affect the rights of the residents of Buccaneer estates to pursue their contract rights against the Park Owner under Chapter 723, Florida Statutes.
5. The show cause proceeding pending against NFMU in this docket should be dismissed without penalty to NFMU.

The June 12, 2000 mediated Agreement provides as follows (several imprecise terms and typographical errors appear in the mediated Agreement; our clarification of those terms is provided in brackets and are not a part of the mediated Agreement itself):

1. The foregoing recitations are true, correct, and incorporated herein as though fully set forth;
2. For and in consideration of the agreement set forth below, each party hereto releases the other from any and all claims it has against the other relative to the provision of wastewater services set forth herein;
3. In compromise and settlement of the issues between the parties, Owner [MHC] will pay at closing to NFMU a portion of the appropriate connection charge for the 971 units within Buccaneer Estates in the amount of \$180,000;
4. Subject to the provisions of paragraph (6) hereinbelow, NFMU will bill Owner [MHC] monthly according to its approved Florida Public Service Commission approved bulk rate [general service rate], plus an agreed upon amount of \$1.93 per unit within Buccaneer Village [Buccaneer Estates] per month for services rendered on and after July 1, 2000, and owner [MHC] will pay NFMU for such services in the ordinary course of business;
5. Owner [MHC] will bill [Buccaneer Estates] Homeowners on a pro rata flat rate of one nine hundred and seventy first (1/971st) per residential lot for the total of such wastewater services monthly;
6. NFMU will re-compute its billing for service rendered to the homeowners for wastewater treatment subsequent to September 1, 1999, through June 30, 2000, and will collect for said ten



months in arrears by rendering its normal bill for the months of July, 2000 through the end of March 2001, plus re-computed bills for each month commencing in September 1999 and concluding for services rendered May, 2000 in order that NFMU will be made whole on its arrears. Essentially, this means that NFMU's invoices will be approximately double that which it would otherwise normally be entitled to through the month of April, 2000 [2001]. For bills rendered on and after April 1, 2001, therefore, billing would be at the normal NFMU tariff rate plus an agreed-upon fee for maintenance of the onsite system as described herein above, or at an expected approximate amount of \$12.15 per dwelling unit per month thereafter;

7. Concurrently with the closing hereon, NFMU will issue refund checks to all of those homeowners within Buccaneer Estates who have paid NFMU directly for service rendered subsequent to September, 1999;
8. This Agreement is executed in connection with a complete settlement of all outstanding claims of the Homeowners against the Owner [MHC], pursuant to Chapter 723, F.S., and otherwise which will be stated further and in greater detail in a separate definitive agreement between homeowners and owner [MHC], the approval thereof being a condition precedent to the lawful effectiveness hereof; and
9. Each party hereto, for itself, its successors and assigns hereby releases and discharges the other from and against any claim that it may have against the other save and except for the matters contained herein and the separate writing between the homeowners and the owner [MHC] as described in Paragraph 8 above and each party shall dismiss any pending actions that it now has against the other, including the pending appeal of the Final Order of the Florida Public Service Commission now pending before the First District Court of Appeal and filed by Messers Devine, Gill, and Ludington, with prejudice and without cost.
10. Closing shall occur within one week of approval of this agreement by the Florida Public Service Commission, if necessary and approval by the Homeowners and Owner [MHC] of the definitive agreement referenced herein.

11. Any subsequent Owner of NFMU shall bill in a basis of its tariff for similar wastewater services.

There are four areas of the Agreement which we believe merit some additional comment and analysis. These are the authority of Mr. Devine as President of the Home Owners Association to execute the Agreement on behalf of the residents of the park, the necessity for signatures of Mr. Donald Gill and Ronald Ludington on the Agreement, the impact of the proposed billing methodology to customers within the park, and the last provision in Agreement which states that "any subsequent owner of NFMU shall bill in a basis of its tariff for similar wastewater services."

Authority of the BHA President to Enter into a Stipulation on Behalf of the Buccaneer Estates Residents

The signatories to the stipulation include Mr. Joseph Devine, as President of BHA; Mr. Howard Walker, Chief Executive Officer of MHC; Mr. A. A. Reeves, Vice President of NFMU; Mr. Donald Gill, and Mr. Ronald Ludington. We had an initial concern as to whether Mr. Devine, as President of BHA, had sufficient authority to represent the Buccaneer homeowners, or whether the stipulation would need to be approved by a majority vote of the residents themselves.

However, on June 19, 2000, the BHA conducted a vote of its membership to determine whether a majority of the residents were in support of the mediated Agreement. Votes were distributed to all customers currently in residence at the park, as well as to all of those not in residence but whom had provided an e-mail or mailing address by which they might be reached. Of the 668 total votes which were distributed, 562 votes were returned. The BHA reported of those votes returned, 549 voted in favor of the mediated Agreement.

Based upon the foregoing, we believe that Mr. Devine, as the elected president of BHA, has the authority to enter into the mediated Agreement on behalf of the Buccaneer residents.

Mr. Gill and Mr. Ludington's Execution of the Agreement

The second concern we had regarding the Agreement is with regard to Mr. Gill and Mr. Ludington's approval of that document. Neither Mr. Gill nor Mr. Ludington were present during the June 12, 2000 mediation session which ultimately concluded with the drafting and execution of the mediated Agreement. Moreover, we note that

Commission staff has contacted Mr. Gill and Mr. Ludington and confirmed that both gentlemen have been made aware and approve of the Agreement's contents.

Impact of Proposed Billing to Customers

The proposed stipulation states that NFMU will bill MHC for the total wastewater service to the park. MHC will then divide that amount by the number of lots, 971 units, and bill the homeowners the flat amount. The general service rate schedule, rather than the residential rate schedule, shall be used for the calculation of this amount.

Throughout the proceeding of this matter, many of the homeowners have expressed a desire to have utility service billed the same way it had been done before; that is, as a flat amount included in the monthly lot rental fee. The billing in the stipulation would be more consistent with this billing preference rather than the individually metered, residential rate authorized by Order No. PSC-99-2444-AS-SU.

The billing scenario proposed in the Agreement raises some concerns regarding our policy of promoting conservation through rate structures, and the impact on customers through flat rate billing versus the use of metered billing.

Order No. PSC-99-2444-AS-SU authorized NFMU to bill the individually-metered residents under NFMU's approved residential wastewater rates. Because these wastewater rates are based on water consumption, NFMU would obtain each resident's individual meter information from Buccaneer Water Service, and then bill for wastewater service. The residents all have 5/8" x 3/4" meters. Therefore, the monthly rate would have been a base facility charge of \$10.98 and a gallonage charge of \$3.98, capped at 10,000 gallons. Residential wastewater gallonage charges are capped at a level which represents the average water usage of the park residents, taking into consideration that all water used does not flow back into the wastewater collection system, but is used for other purposes such as washing cars or watering plants or lawns.

The proposed Agreement will apply the general service rates to the water consumption of all park residents. Buccaneer Water Service purchases its water from Lee County, which connection occurs with a 4-inch meter. The general service rate of NFMU for a 4-inch meter is \$269.83 per month, with a \$3.98 gallonage charge.

No cap is placed on general service gallonage rates, because the assumption is that all gallons used in a business-type setting (to which the general service rate typically applies) will be returned to the wastewater collection system.

We concur with the application of general service rates to the master metered water gallons. However, we note that the result of this rate application will be that individuals who conserve water or are away from the park will not be able to obtain the full benefit of those actions. Under the prior scenario, the wastewater bill could be minimized if lower gallons were used by the resident. The maximum wastewater bill would be  $\$3.98 \times 10$ , plus the base charge of \$10.98, or \$50.78. Under the proposed stipulation, customers' bills will be an amount based on all water usage to the park, divided by 971 units. Essentially, those residents who use less water will be subsidizing the residents who use more water.

In order to estimate what the monthly wastewater bills might be under the proposed stipulation, we used information from the water utility's 1998 Annual Report, which identified the number of purchased gallons of water. The Annual Report states a total annual amount of 32,020,000 gallons or an average of 2,668,000 gallons per month purchased from Lee County. Applying the \$3.98 gallonage charge, the bill to the park by NFMU would be \$10,619 for water, plus the base facility charge of \$269.83, for a total of \$10,888. This amount would be divided by 971, for a monthly amount of \$11.21 per resident. The minimum amount a customer could be billed under the previously approved arrangement would be the base charge of \$10.98.

Although cross-subsidization will occur and customers will not have the ability to control their individual bill, it appears that the proposed stipulation will have the effect of leveling the residents' bills to an amount which the customers find more reasonable. Therefore, we find that the Agreement provides a viable option for this specific situation.

Billing of Buccaneer Estates for Service by Any Future Owner of the Utility

The final provision of the mediated Agreement provides that "any subsequent owner of NFMU shall bill in a basis of its tariff for similar wastewater services." The intent of this language is not clear. However, in the event that its purpose is to bind any future owner of NFMU to the Agreement with respect to rates, we

provide the following clarification. If the utility were to be sold to an entity exempt from our regulation, the proviso would essentially be moot because we would have no authority over that utility's rates and charges. However, if NFMU were sold to an entity which is regulated by the Commission, the language could be construed as an attempt to limit our authority to change the utility's rates in a future rate proceeding.

To the extent that provision eleven of the Agreement purports to bind our authority to act in a future rate proceeding of a regulated utility, we note that the language is unenforceable against the Commission. We have approved similar agreements in the past where we have determined that the parties could not bind our authority. By Order No. PSC-99-0635-FOF-WU, issued on April 5, 1999 in Docket No. 960444-WU, In Re: Application for Rate Increase and Increase in Service Availability Charges in Lake County by Lake Utility Services, Inc., we approved a settlement agreement between the utility and the Office of Public Counsel which purported to bind the Commission from instituting future proceedings to change the utility's rates and charges set forth in the settlement. In approving the parties' settlement, we noted at page six that "the specific provisions were . . . 'not fatal flaws; they are simply unenforceable against the Commission and are void ab initio. The parties cannot give away or obtain that for which they have no authority.' Order No. PSC-94-0172-FOF-TL at page six." Likewise, we find that, to the extent that the Agreement may contain unenforceable language, it is still appropriate to approve the Agreement.

Therefore, clarification is provided herein that we are not bound by the mediated Agreement to the extent it purports to limit our authority to make rate determinations in future proceedings of regulated entities.

The mediated Agreement provides that NFMU will collect for ten months in arrears by rendering its normal bill for the months of July, 2000 through the end of March 2001, plus re-computed bills for each month commencing in September 1999 and concluding for services rendered May, 2000 in order that NFMU will be made whole on its arrears. It has taken a greater amount of time to bring the mediated Agreement before us for our consideration than was anticipated in the Agreement. Further clarification is made herein that NFMU is entitled to bill for the additional months of arrearage incurred during the pendency of this matter.

The parties have filed this mediated Agreement to avoid the time and expense of further litigation, to avoid the specter of a mass disconnection of the residents' wastewater service, and to resolve the ongoing dispute regarding NFMU's provision of wastewater service. This Agreement appears to resolve all outstanding issues in this docket to the satisfaction of all of the parties. Although we have some concerns about the impact of the proposed billing schedule, as addressed above, we find that the parties have reached a reasonable compromise and that the Agreement fairly resolves all of the issues remaining in this docket and the ongoing controversy between the parties. As a negotiated settlement, the terms of the Agreement shall not carry precedential value with respect to any matters outside of this docket. We also note that negotiated settlements are highly favored under the law. The parties' mediated Agreement, as clarified herein, is hereby approved as a reasonable resolution of this matter. Within 30 days of this Order, NFMU shall file a revised tariff reflecting our decision herein. The tariff will be administratively approved by our staff upon verification that the tariff is consistent with our decision.

REQUEST FOR EMERGENCY RULE WAIVER OR VARIANCE

On May 22, 2000, pursuant to Rule 28-104.004, Florida Administrative Code, OPC filed a Petition for Emergency Variance or Waiver from Rules 25-30.135 and 25-30.320, Florida Administrative Code, and from NFMU's Commission-approved tariff in accordance with those rules (Petition). On May 23, 2000, NFMU filed an Answer to OPC's Petition for Emergency Variance or Waiver (Answer). Pursuant to Rule 28-104.005, Florida Administrative Code, we must grant or deny a petition for emergency variance or waiver within 30 days of its receipt, unless the time limit is waived by the petitioner. In this instance, in recognition of the parties' efforts to mediate the matter and NFMU's agreement to suspend disconnections until mediation was attempted, counsel for OPC agreed to waive the 30-day limit.

In its Petition, OPC alleges that if NFMU caps the wastewater lines of the nonpaying wastewater customers with active water service, a serious public health emergency will be created which represents a clear and present danger to the public's health, safety and welfare. OPC further alleges that the customers with active water service and capped wastewater service will suffer immediate adverse effects unless a variance or waiver to Rules 25-30.135 and 25-30.320, Florida Administrative Code, and NFMU's



implementing tariff is granted on an expedited, emergency and temporary basis, until the appeal of Order No. PSC-99-2444-AS-SU is finally resolved.

However, NFMU agreed to suspend disconnection until the parties could attempt mediation of the matter. As discussed previously, the mediation successfully concluded with the parties reaching settlement not only of the disconnection issue, but also of the overall controversy which has continued with respect to NFMU's provision of wastewater service to Buccaneer. The terms of the mediated Agreement, as approved herein, should resolve to the parties' satisfaction all outstanding issues in this docket, and should remedy the issue of pending nonpayment disconnections.

Because the public health emergency of which OPC bases its petition is no longer a pending risk to the public health, safety and welfare, we find that OPC's request is moot and need not be ruled upon.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the June 12, 2000 mediated settlement agreement between North Fort Myers Utility, Inc., the Buccaneer Estates Homeowners Association, and Snowbirdland Vista, Inc., MHC-DeAnza Financing Limited Partnership, Manufactured Home Communities, Inc. is hereby approved, as clarified within the body of this Order. It is further

ORDERED that within 30 days of the date of this Order, NFMU shall file a revised tariff reflecting our decision herein. The tariff shall be administratively approved by Commission staff upon verification that the tariff is consistent with our decision herein. It is further

Ordered that the Office of Public Counsel's request for emergency rule waiver or variance is moot. It is further

ORDERED that this docket is hereby closed.

ORDER NO. PSC-00-1522-AS-SU  
DOCKET NO. 981781-SU  
PAGE 14

By ORDER of the Florida Public Service Commission this 22nd  
day of August, 2000.

BLANCA S. BAYÓ, Director  
Division of Records and Reporting

By: /s/ Kay Flynn  
Kay Flynn, Chief  
Bureau of Records

This is a facsimile copy. A signed  
copy of the order may be obtained by  
calling 1-850-413-6770.

( S E A L )

JSB

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

## FINAL WASTEWATER SETTLEMENT AGREEMENT

This Agreement made and entered into this 21<sup>st</sup> day of June, 2000 by and among the Buccaneer Homeowners Association, Inc. ("Homeowners"), for and on behalf of the residents of Buccaneer Estates in North Fort Myers, Florida, Snowbirdland Vistas, Inc., and MHC-DeAnza Limited Partnership, Manufactured Home Communities, Inc. ("Owner") and North Fort Myers Utility, Inc. ("NFMU"), as follows.

### RECITATIONS:

a. Dispute has arisen between the above-captioned parties relative to the manner and method of delivery of wastewater services and payment therefor to the Homeowners, owner, and NFMU;

b. The parties have met in voluntary mediation on May 24, June 2, June 6 and June 12 before the Honorable William G. Salomone, as Mediator, as well as with the participation of the Florida Public Service Commission staff and the Public Counsel of the State of Florida and have reached amicable resolution of the outstanding issues between them relative to the provision of wastewater services; and

c. The parties hereby memorialize their agreement as follows:

1. The foregoing recitations are true, correct, and incorporated herein as though fully set forth;

2. For and in consideration of the agreement set forth below, each party hereto releases the other from any and all claims it has against the other relative to the provision of wastewater services set forth herein;

3. In compromise and settlement of the issues between the parties, Owner will pay at Closing to NFMU a portion of the appropriate connection charge for the 971 units within Buccaneer Estates in the amount of \$180,000;

4. Subject to the provisions of paragraph (6) hereinbelow, NFMU will bill Owner monthly according to its approved Florida Public Service Commission approved bulk rate, plus an agreed upon amount of \$1.93 per unit within Buccaneer Village per month for services rendered on and after July 1, 2000, and owner will pay NFMU for such services in the ordinary course of business;

5. Owner will bill Homeowners on a pro rata flat rate of one nine hundred and seventy first (1/971st) per residential lot for the total of such wastewater services monthly;

6. NFMU will re-compute its billing for service rendered to the homeowners for wastewater treatment subsequent to September 1, 1999, through June 30, 2000, and will collect for said ten months in arrears by rendering its normal bill for the months of July, 2000 through the end of March 2001, plus re-computed bills for each month commencing in September, 1999 and concluding for services rendered May, 2000 in order that NFMU will be made whole on its arrears. Essentially, this means that NFMU's invoices will be approximately double that which it would otherwise normally be entitled to through the month of April, 2000. For bills rendered on and after April 1, 2001, therefore, billing would be at the normal NFMU tariff rate plus an agreed upon fee for maintenance of the onsite system as described herein above, or at an expected approximate amount of \$12.15 per dwelling unit per month thereafter;

7. Concurrently with the Closing hereon, NFMU will issue refund checks to all of those homeowners within Buccaneer Estates who have paid NFMU directly for service rendered subsequent to September, 1999;

8. This Agreement is executed in connection with a complete settlement of all outstanding claims of the Homeowners against the Owner, pursuant to Chapter 723, F.S., and otherwise which will be stated further and in greater detail in a separate definitive agreement between homeowners and owner, the approval thereof being a condition precedent to the lawful effectiveness hereof; and

9. Each party hereto, for itself, its successors and assigns hereby releases and discharges the other from and against any claim that it may have against the other save and except for the matters contained herein and the separate writing between the homeowners and the owner as

JUN 28 2000

described in Paragraph B above and each party shall dismiss any pending actions that it now has against the other, including the pending appeal of the Final Order of the Florida Public Service Commission now pending before the First District Court of Appeal and filed by Messers Devine, Gill, and Ludington, with prejudice and without cost.

10. Closing shall occur within one week of approval of this agreement by the Florida Public Service Commission, if necessary and approval by the Homeowners and Owner of the definitive agreement referenced herein.

11. Any subsequent Owner of NFMU shall bill in a basis of its Tariff for similar wastewater services.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day above first written.

BUCCANEER HOMEOWNERS ASSOCIATION, INC.

BY:


  
Joseph F. Devine, President

Attest:

\_\_\_\_\_  
Secretary

SNOWBIRDLAND VISTAS, INC.,  
MHC-DeANZA Financing Limited Partnership,  
MANUFACTURED HOME COMMUNITIES, INC.

BY:

  
Howard Walker, Chief Executive Officer

Attest:

\_\_\_\_\_

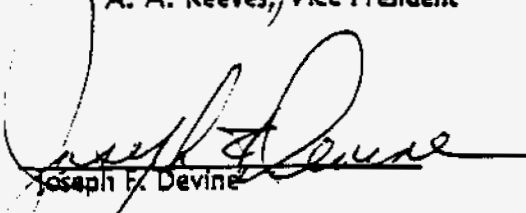
NORTH FORT MYERS UTILITY, INC.

BY:

  
A. A. Reeves, Vice President

Attest:

\_\_\_\_\_

  
Joseph F. Devine

\_\_\_\_\_  
Donald Gill

\_\_\_\_\_  
Ronald Ludington

nfmulsettleme

RECEIVED-FPSC

M E M O R A N D U M

00 AUG 22 AM 10:40

August 21, 2000

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (BRUBAKER) *JSB ps*

RE: DOCKET NO. 981781-SU - APPLICATION FOR AMENDMENT OF  
CERTIFICATE NO. 247-S TO EXTEND SERVICE AREA BY THE  
TRANSFER OF BUCCANEER ESTATES IN LEE COUNTY TO NORTH FORT  
MYERS UTILITY, INC.

1522-AS

Attached is an ORDER APPROVING MEDIATED SETTLEMENT AGREEMENT,  
to be issued in the above-referenced docket.

(Number of pages in order - 14)

JSB/lw

Attachment

cc: Division of Regulatory Oversight (Messer, Redemann)

I:981781OR.JSB

*29-70*

*docutech.*

*8/22*