

State of Florida



Public Service Commission

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

DATE: January 3, 2001
TO: Division of Records and Reporting
FROM: Division of Legal Services (Van Leuven) *DTV*
RE: Docket No. 000277-WS - Application for transfer of facilities and Certificates Nos. 353-W and 309-S in Lee County from MHC Systems, Inc. d/b/a FFEC-Six to North Fort Myers Utility, Inc., holder of Certificate No. 247-S; amendment of Certificate No. 247-S; and cancellation of Certificate No. 309-S.

Please file the attached letter with attachments, dated December 29, 2000, in the docket file for the above-referenced docket.

DTV/dm

cc: Division of Regulatory Oversight (Johnson, Redemann)

I:\000277fm dm

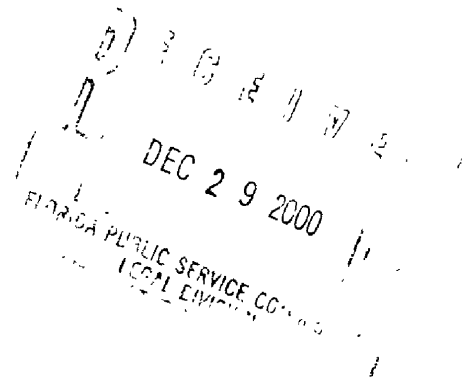
DOCUMENT NUMBER-DATE
00096 JAN-30
FPSC-RECORDS/REPORTING



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



December 29, 2000

Tyler Van Leuven, Esquire
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 000277-WS

Dear Tyler:

By this letter may I confirm that Public Counsel has received written approval from all of the parties to the above docket to file its Amicus Response to North Fort Myers Utility's Motion for Summary Final Order. I trust this confirmation will resolve the question raised by Staff in its Recommendation dated December 20, 2000.

Sincerely,

Stephen C. Reilly
Associate Public Counsel

SCR:bsr

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Authority)
to Transfer the Facilities of)
MHC SYSTEMS, INC. and) Docket No. 000277-WS
Certificate Nos. 353-W and 309-S)
in Lee County, Florida to)
NORTH FORT MYERS UTILITY, INC.)
_____)

NORTH FORT MYERS UTILITY, INC.'S
CONSENT

NORTH FORT MYERS UTILITY, INC. ("NFMU"), by and through its undersigned attorneys, previously consented and continues to consent to the Office of Public Counsel filing an Amicus Response in the above-captioned matter.

Respectfully submitted on this
29th day of December, 2000, by:

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

By: 
MARTIN S. FRIEDMAN

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Consent has been forwarded via U.S. Mail this 29th day of December, 2000 to:

Tyler Van Leuven, Esquire
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Mr. Alexander William Varga
19808 Frenchman's Court
North Fort Myers, Florida 33903

Kathryn Cowdery, Esquire
Ruden, McCloskey, Smith, et al
215 South Monroe Street
Suite 815
Tallahassee, FL 32301

Jermaine Troiano, President
19419 Saddlebrook
North Fort Myers, FL 33903

Leon Beekman, President
Pine Lakes Estates Homeowners Association
19799 Frenchman's Court
North Fort Myers, FL 33903


MARTIN S. FRIEDMAN

nfmu\mhc\consent

RUDEN
MCCLOSKY
SMITH
SCHUSTER &
RUSSELL, P.A.
ATTORNEYS AT LAW

215 SOUTH MONROE STREET
SUITE 815
TALLAHASSEE, FLORIDA 32301

(850) 681-9327
FAX: (877) 604-5230
KGC@RUDEN.COM

December 29, 2000

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

Via Facsimile and U.S. Mail

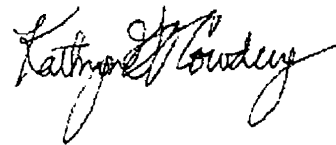
Re: Application for transfer of facilities and Certificates Nos. 353-W and 309-S in Lee County from MHC Systems, Inc. d/b/a FFEC-Six to North Fort Myers Utility, Inc. etc.

Dear Mr. Reilly:

This letter confirms the content of our telephone conversation of November 2, 2000, in which I informed you that MHC Systems, Inc, has no objection to the Office of Public Counsel filing an Amicus Response to North Fort Myers Utility, Inc.'s Motion for Summary Final Order.

Please let me know if I may be of further assistance in this matter.

Sincerely,



Kathryn G.W. Cowdery

cc: Tyler Van Leuven, PSC (e-mail and U.S. mail)
Martin S. Friedman, NFMU (e-mail and U.S. mail)
Alexander William Varga (e-mail and U.S. mail)
Jermaine Troiano, PLHAI (U.S. mail)
Leon Beekman, PLEHA (e-mail and U.S. mail)

TAL:32854:1

FORT LAUDERDALE ■ MIAMI ■ NAPLES ■ PORT ST. LUCIE ■ SARASOTA ■ ST. PETERSBURG ■ TALLAHASSEE ■ TAMPA ■ WEST PALM BEACH

19808 Frenchman's Court
North Fort Myers, Florida 33903

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

December 29, 2000

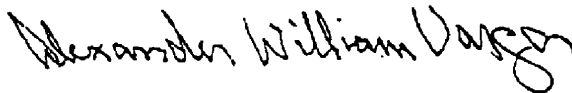
PERSONAL ATTENTION OF MR. STEVE REILLY

Via Fax 850-488-4491

Dear Mr. Reilly:

This is to acknowledge and authorize you to serve as Amicus on my behalf in any and all proceedings before the Florida Public Service Commission, including your Amicus brief filed on November 6, 2000.

Very truly yours,



Alexander William Varga

amicus.wpd



Pine Lakes Homeowners Association II, Inc.

December 29, 2000

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

PERSONAL ATTENTION OF STEVE REILLY

Dear Steve,

I hereby authorize you, on behalf of the Board of Directors of the Pine Lakes Homeowners Association II, Inc., to serve as Amicus on my behalf in any and all proceedings before the Florida Public Service Commission, including your Amicus brief filed on November 6, 2000.

Regards,

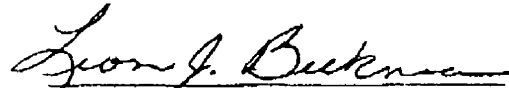
Jermaine Troiano
President

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Authority)
to Transfer the Facilities of)
MHC SYSTEMS, INC. and)
Certificate Nos. 353-W and 309-S)
in Lee County, Florida to)
NORTH FORT MYERS UTILITY, INC.)
_____)

DOCKET NO 000277-WS
FILED

On behalf of the Pine Lakes Estates Homeowners' Association, written approval has been given to the Citizens of the State of Florida ("Citizens"), by and through their attorney to file an AMICUS RESPONSE TO NORTH FORT MYERS UTILITY, INC.'S MOTION FOR SUMMARY FINAL ORDER.



Leon J. Beekman, President
Pine Lakes Estates Homeowners' Association