

REQUEST TO ESTABLISH DOCKET  
(PLEASE TYPE)

Date 6/5/01

Docket No. 010814-WO

- 1. Division Name/Staff Name Division of Legal Services-Lorena Espinoza
- 2. OPR Division of Legal Services-Lorena Espinoza *JTE PJ*
- 3. OCR Division of Economic Regulation-Karen Peacock
- 4. Suggested Docket Title Initiation of show cause proceedings against Dixie Groves Estates, Inc. and Virginia City Utilities, Inc., in Pasco County, for violation of Rule 25-30.110(3), F.A.C., Annual Report

5. Suggested Docket Mailing List (attach separate sheet if necessary)

- A. Provide NAMES ONLY for regulated companies or ACRONYMS ONLY regulated industries, as shown in Rule 25-22.104, F.A.C.
- B. Provide COMPLETE name and address for all others. (Match representatives to clients.)

1. Parties and their representatives (if any)

Dixie Grove Estates, Inc.  
Matthew Potter, C.P.A.  
5940 Main Street  
New Port Richey, FL  
34652-2716

Virginia City Utilities, Inc.  
Matthew Potter, C.P.A.  
5940 Main Street  
New Port Richey, FL  
34652-2716

2. Interested Persons and their representatives (if any)

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

6. Check one:

- Documentation is attached.
- Documentation will be provided with the recommendation.

*C. McLaughlin*

**MATTHEW A. POTTER**

DIXIE GROVES ESTATES, INC. & VIRGINIA CITY UTILITIES, INC.  
5940 MAIN ST.  
NEW PORT RICHEY, FL 34652  
727-841-6500  
FAX: 727-841-0525

October 13, 2000

FLORIDA PUBLIC SERVICE COMM.  
DIV. OF ECONOMIC REG.  
2540 SHUMARD OAK BLVD.  
TALLAHASSEE, FL 32399-0850

Re: Dixie Groves & Virginia City

DEPOSIT                      DATE  
D87                      OCT 13 2000

RECEIVED  
FLORIDA PUBLIC SERVICE  
COMMISSION  
ECONOMIC REGULATION  
00 OCT 19 AM 10:51

Dear Ms. Peacock:


I am writing as an officer of the above two corporations. Upon receiving your phone call last week, I began looking for the Certified Mail that was sent on May 5, 2000 containing the two 1999 Annual Reports for the above utilities.

I have been unable to find the returned card, however I have located the receipt I received from the post office for the mailing. I have been to my post office to trace the mail. I believe that I never received the returned card but I know that the package was sent return receipt requested. The post office is researching the matter and will reply to me soon.

To avoid the conflict and "Show Cause" proceeding that you said would happen, I am enclosing a check for the amount you computed. I would hope that the penalty could be waived though. We paid the regulatory assessment fee on time but needed additional time because of computer problems to finish the Annual Report. Why is there such a penalty imposed when there is no tax due? The Report is for information only. Why did the commission wait so long to contact us regarding these lost annual reports? These two company's are very small Class C utilities that don't profit anything. We can't afford to pay for misunderstandings and silly mistakes. The check is enclosed however because we can't afford nor do we have the time to fight this. If I ever get the information from the postal service, I will forward it to you and expect a refund if the penalty is not waived.

Please reply to me at the above address and phone numbers to let me know the outcome.

Sincerely,



Matthew A. Potter - Treas.

NEW PORT RICHEY MAIN PO  
NEW PORT RICHEY, Florida  
346539998  
05/04/2000 (800)275-8777 04:18.46 PM

Product Description	Sale Qty	Receipt Unit Price	Final Price
TALLAHASSEE FL 32399			\$3 20
Priority Mail Return Receipt. Certified			\$1 25
Label Serial #: 07758009			\$1 40
Issue PVI:			\$5 85

Total  
Paid by Cash  
\$5 85

\$5 85

Bill #: 1000200167285  
Clerk: 09

----- Thank you for your business -----

*L. McLaskill*

**MATTHEW A. POTTER**  
DIXIE GROVES ESTATES, INC. & VIRGINIA CITY UTILITIES, INC.  
5940 MAIN ST.  
NEW PORT RICHEY, FL 34652  
727-841-6500  
FAX: 727-841-0525

October 13, 2000

FLORIDA PUBLIC SERVICE COMM.  
DIV. OF ECONOMIC REG.  
2540 SHUMARD OAK BLVD.  
TALLAHASSEE, FL 32399-0850

DEPOSIT                      DATE  
**D377**                      **OCT 20 2000**

Re: Dixie Groves & Virginia City

Dear Ms. Peacock:

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**MATTHEW A. POTTER, CPA, PA**  
5940 MAIN ST.  
NEW PORT RICHEY, FL 34652  
(727) 841-6500

THE HUNTINGTON NATIONAL BANK  
ORLANDO, FLORIDA 32802  
(83-1269-631)

2/130

10/20/2000

PAY TO THE ORDER OF **FLORIDA PUBLIC SERVICE COMMISSION**

77400

Seven Hundred Seventy-Four and 00/100\*\*\*\*\*

DOLLARS

FLORIDA PUBLIC SERVICE COMMISSION  
2540 SHUMARD OAK BLVD.  
TALLAHASSEE FL 32300

*Matthew A. Potter*

MEMO

DIXIE GRC

119.07(1)(z), Florida Statutes: Bank account numbers or debit, charge, or credit card numbers given to an agency for the purpose of payment of any fee or debt owing are confidential and exempt from subsection (1) and s.24(a), Art. 1 of the State Constitution . . .

**FLORIDA PUBLIC SERVICE COMMISSION  
REVENUE TRANSMITTAL**

Date Prepared by Mail Room: 10-18-00

TO BE COMPLETED BY MAIL ROOM STAFF				FISCAL USE ONLY
CASH/CHECK/MONEY ORDER		PAYER	AMOUNT	DISCREPANCY NOTATIONS/INITIALS
NUMBER*	DATE			
1. 2430	10-18-00	Matthew A. Tucker	\$ 774.00	377
2. 09067	10-18-00	Andrew F. Sullivan	60.00	377
3.		<del>John P. ...</del>		
4.				
5.				
6.				
7.				
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10.				
11.				
12.				
13.				
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16.				
17.				
18.				
19.				
20.				

Received by: Martin Coagano FBI 10/18/00 2:08 a.m.  
 (Name) (Title) (Date) (Time) (p.m.)

Audited by: \_\_\_\_\_ (Name) \_\_\_\_\_ (Title) \_\_\_\_\_ (Date)

\*Cash receipts are to be entered first, before entering checks and/or money orders. When cash is received, write the word "cash" in lieu of a number, and omit the date.

No. 6343

129 dep.  $\times$  3.00 per dg = 387.00  
129 dep.

Apr: 30 - May 31 = 31 dep.  
May 31 - June 30 = 30 dep.  
June 30 - July 31 = 31 dep.  
July 31 - Aug. 31 = 31 dep.  
Aug. 31 - Sept 6 = 6 dep.

**CLASS "C"**  
**WATER AND/OR WASTEWATER UTILITIES**

(Gross Revenue of Less Than \$150,000 Each)

# **ANNUAL REPORT**

OF

VIRGINIA CITY UTILITIES, INC.

Exact Legal Name of Respondent

149-W

Certificate Number(s)

Submitted To The

## **STATE OF FLORIDA**



**RECEIVED**

SEP 12 2000

Florida Public Service Commission  
Division of Water and Wastewater

## **PUBLIC SERVICE COMMISSION**

FOR THE

### **YEAR ENDED DECEMBER 31, 1999**

Form PSC/WAW 6 (Rev. 12/99)

DECEMBER 31, 1999

UTILITY NAME VIRGINIA CITY UTILITIES, INC.

**OFFICIAL COPY**  
**DIVISION OF**  
**WATER AND SEWER**  
**Do Not Remove from this Office**

RECEIVED  
FLORIDA PUBLIC SERVICE  
COMMISSION  
DIVISION OF  
ECONOMIC REGULATION  
00 SEP 12 AM 7:56

NEW PORT RICHEY, FL

34653  
SEP 06. 00  
AMOUNT

0000

**\$5.85**

00051997-01

NEW  
PORT RICHEY, FL

Do Not  
Write



STATE OF FLORIDA

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



DIVISION OF ECONOMIC REGULATION  
TIM DEVLIN, DIRECTOR  
(850) 413-6400

## Public Service Commission

June 16, 2000

Mr. Judson F. Potter, President  
P.O. Box 845  
New Port Richey, Fl. 34656-0845

CERTIFIED MAIL: P 263 571 825

**Re: Penalty for 1999 Annual Report for Virginia City Utilities, Inc.**

Dear Mr. Potter:

According to our records, Virginia City Utilities, Inc. failed to timely file its 1999 Annual Report by March 31, 2000 or by its requested extension date of April 30, 2000 as required by Rule 25-30.110(3), Florida Administrative Code (FAC). Rule 25-30.110(7), FAC, sets penalties for noncompliance with the annual report requirement. The applicable penalty for a Class C utility is \$3.00 per day and is based on the number of calendar days elapsed from the due date until the date of filing. The due date in this case was April 30, 2000. Therefore, it is imperative that the utility promptly file the 1999 annual report as well as make a check payable in the amount of the penalty to the Florida Public Service Commission. The payment of the penalty should be mailed to: **Bureau of Fiscal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, ATTN: Evelyn Sewell.**

Continued failure to comply with these requirements may result in show cause proceedings and possibly additional fines. If you have any questions concerning this matter please contact Karen Peacock at (850) 413-6832 as soon as possible.

Sincerely,

A handwritten signature in black ink, appearing to read "Tim Devlin".

Tim Devlin, CPA  
Director

TD/CM/kfp

cc: Division of Economic Regulation (Mailhot, McCaskill, Peacock)  
Division of Administrations (Sewell, Knight)  
Division of Legal Services (Gervasi)  
Division of Regulatory Oversight (Daniel)

---

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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 H. CLARK  
E. LEON JACOBS, JR.  
LILA JABER



DIVISION OF WATER & WASTEWATER  
DANIEL M. HOPPE, DIRECTOR  
(850) 413-6900

## Public Service Commission

April 3, 2000

Mr. Matthew A. Potter, Treasurer  
Virginia City Utilities, Inc.  
PO. Box 845  
New Port Richey, Florida 34653

Dear Mr. Potter:

Your request for a thirty-day extension to file the 1999 Annual Report for Virginia City Utilities, Inc., has been approved.

Pursuant to Rule 25-30.110(3), Florida Administrative Code (F.A.C), your request for a 30-day extension to file the 1999 Annual Report is automatically granted. The report is now due on or before **April 30, 2000**. Please be reminded that Rule 25-30.110(7), F.A.C., requires that a penalty be assessed against any utility that fails to file a timely Annual Report. The filing must include an original and two (2) copies of the Annual Report. If we can be of further assistance, please call Karen Peacock at (850) 413-6832.

Sincerely,

A handwritten signature in cursive script that reads "Dan Hoppe".

Dan Hoppe  
Director

DMH:kfp

cc: Bureau of Special Assistance (McNulty)  
Close Out File

Virginia City Utilities, Inc.  
P.O. Box 845  
NPR, FL 34656-0845

March 31, 2000

Mr. Dan Hoppe, Director  
Division of Water and Wastewater  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

**RECEIVED**  
APR 03 2000  
Florida Public Service Commission  
Division of Water and Wastewater

Dear Mr. Hoppe:

Please accept this as our request for a thirty-day extension for Virginia City Utilities, Inc.'s annual report. Our certificate number is 149-W. If you have any questions, please feel free to call me at (727) 841-6500.

Sincerely,



Matthew A. Potter, Treasurer

**CLASS "C"**

**WATER AND/OR WASTEWATER UTILITIES**

(Gross Revenue of Less Than \$150,000 Each)

**ANNUAL REPORT**

OF

DIXIE GROVES ESTATES, INC.

Exact Legal Name of Respondent

139-W

Certificate Number(s)

Submitted To The

**STATE OF FLORIDA**



**RECEIVED**

SEP 12 2000

Florida Public Service Commission  
Division of Water and Wastewater

**PUBLIC SERVICE COMMISSION**

FOR THE

**YEAR ENDED DECEMBER 31, 1999**

Form PSC/WAW 6 (Rev. 12/99)

DECEMBER 31, 1999

UTILITY NAME DIXIE GROVES ESTATES, INC.

**OFFICIAL COPY  
DIVISION OF  
WATER AND SEWER  
Do Not Remove from this Office**

RECEIVED  
FLORIDA PUBLIC SERVICE  
COMMISSION  
ECONOMIC REGULATION  
00 SEP 12 AM 7:56



UNITED STATES  
POSTAL SERVICE

0000

NEW PORT RICHEY, FL

34653  
SEP 06, 00  
AMOUNT

**\$5.85**  
00051997-01

April 30 - May 1 - 31 dip.

May 31 - June 30 - 30 dip.

June 30 - July 31 - 31 dip.

July 31 - Aug. 31 - 31 dip.

Aug. 31 - Sept. 6 - 6 dip.

129 dip.  
129 dip. x \$3.00 per = \$387.00

Total Both Compasses: = \$774.00

Commissioners:  
J. TERRY DEASON, CHAIRMAN  
E. LEON JACOBS, JR.  
LILA A. JABER

DIVISION OF ECONOMIC REGULATION  
TIM DEVLIN, DIRECTOR  
(850) 413-6900



## Public Service Commission

August 23, 2000

CERTIFIED MAIL: P 263 571 910

Mr. Judson F. Potter, President/V. President/Director  
Dixie Grove Estates, Inc.  
Post Office Box 845  
New Port Richey, Florida 34656-0845

**Re: 2ND REQUEST FOR Delinquent 1999 Annual Report for Dixie Grove Estates, Inc.**

Dear Mr. Potter:

According to our records, Dixie Grove Estates, Inc. failed to timely file its 1999 Annual Report by March 31, 2000 or by its requested extension date of April 30, 2000 as required by Rule 25-30.110(3), Florida Administrative Code (F.A.C.). Rule 25-30.110(7), F.A.C., sets penalties for noncompliance with the annual report requirement. The applicable penalty for a Class C utility is \$3.00 per day and is based on the number of calendar days elapsed from the due date until the date of filing. The due date in this case was April 30, 2000. Therefore, it is imperative that the utility promptly file the 1999 annual report as well as make a check payable in the amount of the penalty to the Florida Public Service Commission. The payment of the penalty should be mailed to: **Bureau of Fiscal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, ATTN: Evelyn Sewell.**

Continued failure to comply with these requirements may result in show cause proceedings and possibly additional fines. If you have any questions concerning this matter please contact Karen Peacock at (850) 413-6832 as soon as possible.

Sincerely,

  
Tim Devlin, CPA  
Director

TD/CM/kfp

cc: Division of Economic Regulation (McCaskill, Peacock)  
Division of Administration (Sewell, Knight)  
Division of Legal Services (Gervasi)  
Division of Regulatory Oversight (Daniel)

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

Commissioners:  
J. TERRY DEASON, CHAIRMAN  
E. LEON JACOBS, JR.  
LILA A. JABER

DIVISION OF ECONOMIC REGULATION  
TIM DEVLIN, DIRECTOR  
(850) 413-6900



## Public Service Commission

August 23, 2000

CERTIFIED MAIL: P 263 571 910

Mr. Judson F. Potter, President/V. President/Director  
Dixie Grove Estates, Inc.  
Post Office Box 845  
New Port Richey, Florida 34656-0845

**Re: 2ND REQUEST FOR Delinquent 1999 Annual Report for Dixie Grove Estates, Inc.**

Dear Mr. Potter:

According to our records, Dixie Grove Estates, Inc. failed to timely file its 1999 Annual Report by March 31, 2000 or by its requested extension date of April 30, 2000 as required by Rule 25-30.110(3), Florida Administrative Code (F.A.C.). Rule 25-30.110(7), F.A.C., sets penalties for noncompliance with the annual report requirement. The applicable penalty for a Class C utility is \$3.00 per day and is based on the number of calendar days elapsed from the due date until the date of filing. The due date in this case was April 30, 2000. Therefore, it is imperative that the utility promptly file the 1999 annual report as well as make a check payable in the amount of the penalty to the Florida Public Service Commission. The payment of the penalty should be mailed to: **Bureau of Fiscal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, ATTN: Evelyn Sewell.**

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Sincerely,

  
Tim Devlin, CPA  
Director

TD/CM/kfp

cc: Division of Economic Regulation (McCaskill, Peacock)  
Division of Administration (Sewell, Knight)  
Division of Legal Services (Gervasi)  
Division of Regulatory Oversight (Daniel)

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STATE OF FLORIDA

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



DIVISION OF ECONOMIC REGULATION  
TIM DEVLIN, DIRECTOR  
(850) 413-6400

## Public Service Commission

June 16, 2000

Mr. Judson F. Potter, President/V. President/Director  
P.O. Box 845  
New Port Richey, Fl. 34656-0845

CERTIFIED MAIL: P 263 571 788

**Re: Penalty for 1999 Annual Report for Dixie Grove Estates, Inc.**

Dear Mr. Potter:

According to our records, Dixie Grove Estates, Inc. failed to timely file its 1999 Annual Report by March 31, 2000 or by its requested extension date of April 30, 2000 as required by Rule 25-30.110(3), Florida Administrative Code (FAC). Rule 25-30.110(7), FAC, sets penalties for noncompliance with the annual report requirement. The applicable penalty for a Class C utility is \$3.00 per day and is based on the number of calendar days elapsed from the due date until the date of filing. The due date in this case was April 30, 2000. Therefore, it is imperative that the utility promptly file the 1999 annual report as well as make a check payable in the amount of the penalty to the Florida Public Service Commission. The payment of the penalty should be mailed to: **Bureau of Fiscal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, ATTN: Evelyn Sewell.**

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Sincerely,

A handwritten signature in black ink, appearing to read "Tim Devlin".

Tim Devlin, CPA  
Director

TD/CM/kfp

cc: Division of Economic Regulation (Mailhot, McCaskill, Peacock)  
Division of Administrations (Sewell, Knight)  
Division of Legal Services (Gervasi)  
Division of Regulatory Oversight (Daniel)

---

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

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



D. DIVISION OF WATER & WASTEWATER  
DANIEL M. HOPPE, DIRECTOR  
(850) 413-6900

## Public Service Commission

April 4, 2000

Mr. Matthew A. Potter, Treasurer  
Dixie Grove Estates, Inc.  
P.O. Box 845  
New Port Richey, Florida 34656-0845

Dear Mr. Potter:

Your request for a thirty-day extension to file the 1999 Annual Report for Dixie Grove Estates, Inc., has been approved.

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Sincerely,

A handwritten signature in cursive script that reads "Dan Hoppe".

Dan Hoppe  
Director

DMH:kfp

cc: Bureau of Special Assistance (McNulty)  
Close Out File

---

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

Dixie Groves Estates, Inc.  
P.O. Box 845  
NPR, FL 34656-0845

March 31, 2000

Mr. Dan Hoppe, Director  
Division of Water and Wastewater  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Dear Mr. Hoppe:

Please accept this as our request for a thirty-day extension for Dixie Groves Estates, Inc.'s annual report. Our certificate number is 139-W. If you have any questions, please feel free to call me at (727) 841-6500.

Sincerely,



Matthew A. Potter, Treasurer

**RECEIVED**

APR 03 2000

Florida Public Service Commission  
Division of Water and Wastewater

MAIL ROOM  
00 APR - 3 PM 1:20

NEWS AND SERVICES  
DIVISION OF WATER AND WASTEWATER  
TALLAHASSEE, FLORIDA