

# Case Scheduling/Rescheduling Advice

Last Revised 08/22/2000 at 10:42

Page 1 of 1

Printed on 08/22/2000 at 16:29

**To:**

<input type="checkbox"/> Commissioner Jacobs	<input checked="" type="checkbox"/> Deputy Executive Director/Tech	<input type="checkbox"/> Safety & Electric Reliability Director
<input checked="" type="checkbox"/> Commissioner Jaber	<input checked="" type="checkbox"/> Appeals Director	<input checked="" type="checkbox"/> Records & Reporting Director
<input checked="" type="checkbox"/> New Commissioner	<input checked="" type="checkbox"/> Legal Director	<input checked="" type="checkbox"/> PAI Director
<input checked="" type="checkbox"/> New Commissioner-SC	<input type="checkbox"/> Economic Regulation Director	<input checked="" type="checkbox"/> Regulatory Oversight Director
<input checked="" type="checkbox"/> Executive Director	<input type="checkbox"/> Competitive Services 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 - David VanLeuven

**From:** Office of Chairman Terry Deason

**Docket Number:** 000277-WS

**Docket Title:** 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.

**1. Schedule Information**

Event	Former Date	New Date	Location	Time
Prehearing Conference		05/14/2001	Tallahassee, Room 152	1:30 PM - 5:00 PM
Service Hearing		05/31/2001	Lee County	10:00 AM - 12:00 PM
Hearing		05/31/2001	Lee County	12:00 PM - 5:00 PM
Service Hearing		05/31/2001	Lee County	6:00 PM - 8:00 PM
Hearing		06/01/2001	Lee County	10:00 AM - 5:00 PM

**2. Hearing/Prehearing Assignment Information**

Former Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	DS	JC	JB	NC	SC		

Current Assignments

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

**Prehearing Officer**

Commissioners					
DS	JC	JB	NC	SC	ADM

Commissioners					
DS	JC	JB	NC	SC	ADM
		X			

DOCUMENT NO.

16793-01

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

**Remarks:**

Case Assignment and Scheduling Record

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

Docket No. 000277-WS Date Docketed: 03/02/2000 Title: 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.

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

Referred to: \_\_\_\_\_ ADM AFA APP CAF CMP CMU EAG ECR GCL (LEG) PAI RAR RGO SER WAW  
 ("()") indicates OPR) \_\_\_\_\_ X \_\_\_\_\_ X \_\_\_\_\_

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

Program/Module	BL(c)
<u>Staff Assignments</u>	
OPR Staff	T VanLeuven
Staff Counsel	T VanLeuven
OCRs (RGO)	C Johnson, 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		<u>Due Dates</u>	
1		Previous	Current
1. Standard Order		SAME	09/18/2000
2. Order Establishing Procedure		NONE	10/10/2000
3. Issue Identification Conference		NONE	12/20/2000
4. Utility Testimony		NONE	02/02/2001
5. Objector/Intervenor Testimony		NONE	03/02/2001
6. Staff Testimony		NONE	03/30/2001
7. Rebuttal Testimony		NONE	04/23/2001
8. Prehearing Statements		NONE	04/23/2001
9. Pre-prehearing		NONE	04/27/2001
10. Notice of Prehearing		NONE	04/27/2001
11. Draft Prehearing Order		NONE	05/07/2001
12. Notice of Hearing		NONE	05/13/2001
13. Prehearing		NONE	05/14/2001
14. Discovery Cutoff		NONE	05/25/2001
15. Prehearing Order		NONE	05/25/2001
16. Hearing (5/31-6/1/01)		NONE	05/31/2001
17. Late-Filed Exhibits		NONE	06/08/2001
18. Transcripts Due		NONE	06/15/2001
19. Briefs Due		NONE	06/29/2001
20. Staff Recommendation		NONE	08/09/2001
21. Agenda		NONE	08/21/2001
22. Standard Order		NONE	09/10/2001
23. Close Docket or Revise CASR		NONE	10/10/2001
24.			
25.			
26.			
27.			
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40.			

Recommended assignments for hearing and/or deciding this case:  
 Full Commission \_\_\_\_\_ Commission Panel X  
 Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_  
 Date filed with RAR: 09/07/2000  
 Initials: OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

**CSRA**

- Hearing Officer(s)

- Prehearing Officer

Commissioners						Hrg. Exam.	Staff
ALL	DS	JC	JB	BZ	XX		
			X	X	X		

Commissioners					ADM
DS	JC	JB	BZ	XX	
		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: 2D/Sm  
 Date: 09/07/2000

# Case Scheduling/Rescheduling Advice

Last Revised 03/08/2001 at 09:53

Page 1 of 1

Printed on 03/08/2001 at 17:07

**To:**

<input type="checkbox"/> Commissioner Deason	<input checked="" type="checkbox"/> Deputy Executive Director/Tech	<input type="checkbox"/> Safety & Electric Reliability Director
<input checked="" type="checkbox"/> Commissioner Jaber	<input checked="" type="checkbox"/> Appeals Director	<input checked="" type="checkbox"/> Records & Reporting Director
<input checked="" type="checkbox"/> Commissioner Baez	<input checked="" type="checkbox"/> Legal Director	<input checked="" type="checkbox"/> PAI Director
<input checked="" type="checkbox"/> Commissioner Palecki	<input type="checkbox"/> Economic Regulation Director	<input checked="" type="checkbox"/> Regulatory Oversight Director
<input checked="" type="checkbox"/> Executive Director	<input type="checkbox"/> Competitive Services 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 - David VanLeuven

**From:** Office of Chairman E. Leon Jacobs

**Docket Number:** 000277-WS

**Docket Title:** 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.

**1. Schedule Information**

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**2. Hearing/Prehearing Assignment Information**

Former Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
			X	X	X		

**Prehearing Officer**

Commissioners						
JC	DS	JB	BZ	PL	ADM	

Commissioners						
JC	DS	JB	BZ	PL	ADM	
		X				

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

**Remarks:**

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

RECEIVED-FPSC  
00 MAR -2 PM 4: 14  
RECORDS AND  
REPORTING

APPLICATION OF NORTH FORT MYERS UTILITY, INC  
FOR AUTHORITY TO TRANSFER FACILITIES AND  
CERTIFICATE NOS. 353-W AND 309-S

NORTH FORT MYERS UTILITY, INC. (hereinafter referred to as "NFMU" or "Buyer") by and through its undersigned attorneys and pursuant to the provisions of Rule 25-30.037, Fla. Admin. Code and Section 367.071, Fla. Stat., files this Application for authority to transfer facilities and Certificate Nos. 353-W and 309-S currently held by MHC Systems, Inc. d/b/a FFEC-Six ("Seller") to Buyer. In support of this Application, Seller states:

- 1. The complete name and address of the Seller, is:

MHC Systems, Inc.  
Two North Riverside Plaza, Suite 800

Check received with filing and forwarded to Fiscal for deposit. Fiscal to forward a copy of check to RAR with proof of deposit.

Initials of person who forwarded check  
*[Handwritten initials]*

ROSE. SUNDSTROM & BENTLEY LLP

23012

**ROSE, SUNDSTROM & BENTLEY, LLP**  
OPERATING ACCOUNT  
PH 877-6555  
2548 BLAIRSTONE PINES DRIVE  
TALLAHASSEE, FL 32301

63-68/631  
BRANCH 002

DATE March 2, 2000

DOCUMENT NO.  
| \$\*1,500.00\*

PAY TO THE ORDER OF Florida Public Service Commission

One Thousand Five Hundred and Ninety-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 . . .



-----DOLLARS  
*[Handwritten: 16793-01]*

© HARLAND Style 2

MP

Kay Flynn

---

To: Richard Redemann  
Subject: RE: 000277-WS

Thanks, Richard.

-----Original Message-----

From: Richard Redemann  
Sent: Friday, March 03, 2000 9:14 AM  
To: Kay Flynn  
Cc: Nonnye Grant; Billie Messer  
Subject: RE: 000277-WS

Yes. FFEC-Six's Certificate will be cancelled. I think it should be something like this.

Application of transfer of MHC Systems d/b/a FFEC-Six facilities to North Fort Myers Utility, Inc. in Lee County, amendment of Certificate No. 247-S, cancellation of Certificate No. 309-S and transfer of Certificate No. 353-W.

I believe this will be North Fort Myers first water system.

What do you think Billie?

-----Original Message-----

From: Kay Flynn  
Sent: Friday, March 03, 2000 8:30 AM  
To: Richard Redemann  
Cc: Nonnye Grant; Billie Messer  
Subject: 000277-WS

Richard, this docket was just opened yesterday for transfer of facilities & WAW certs of MHC Systems d/b/a FFEC-Six to North Fort Myers Utility, Inc. in Lee County. NFMU already has a wastewater cert in Lee County, so it looks like MHC's wastewater cert will need to be canceled when the transfer is approved. Is that right? Would we be correct to include "cancellation of Cert 309-S" in the docket title?

Kay

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 6, 2000

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

Re: Docket No. 000277-WS

Dear Mr. Friedman:

This will acknowledge receipt of an 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, which was filed in this office on March 2, 2000 and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Division of Records and Reporting  
Florida Public Service Commission

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**

May 19, 2000

RECEIVED-FPSC  
00 MAY 19 PM 1:41  
RECORDS AND REPORTING

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

Re: 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.

Dear Mr. Varga:

I am writing in response to your letter dated May 16, 2000, stating that "[a]pparently, according to Tyler Van Leuven, my letter dated March 31, 2000, has been misplaced by the PSC, and therefore was not included in the above referenced docket." At no point in our conversation did I represent that the PSC had received or misplaced your letter. I did state that the Commission had not received your letter dated March 31, 2000, as of our conversation on May 17, 2000. Hopefully, this letter will clarify any misunderstandings you have concerning the Commission's receipt of your March 31, 2000 letter.

Should you have any questions, please contact me at (850) 413-6185.

Sincerely,

D. Tyler Van Leuven  
Staff Attorney

DTV/dm

cc: All Parties of Record  
Division of Records and Reporting (Bayó)  
Division of Legal Services (Gervasi)  
Division of Water and Wastewater (Johnson, Redemann)

E:\000277VL.DTV

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-PPSC  
00 JUN 30 PM 3:09  
RECORDS AND REPORTING

Mr. Alexander William Varga  
19808 Frenchman's Court  
N. Ft. Myers, Florida 33903

VIA CERTIFIED MAIL

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.

Dear Mr. Varga:

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) 413-6185.

Sincerely,

D. Tyler Van Leuven  
Staff Attorney

DTV/dm  
Enclosure

cc: Division of Regulatory Oversight (Johnson, Redemann)  
Division of Records and Reporting

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

**Public Service Commission**

June 29, 2000

RECEIVED-FPSC  
00 JUN 30 PM 3:19  
RECORDS AND REPORTING

Mr. Leon J. Beekman, President  
Pine Lakes Estate Homeowners Association  
19799 Frenchman's Ct.  
N. Ft. Myers, Florida 33903

VIA CERTIFIED MAIL

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.

Dear Mr. Beekman:

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.

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Sincerely,

D. Tyler Van Leuven  
Staff Attorney

DTV/dm  
Enclosure

cc: Division of Regulatory Oversight (Johnson, Redemann)  
Division of Records and Reporting

I:\990975RL.DTV

**Tyler Van Leuven**

**From:** Crabfishes@aol.com  
**Sent:** Monday, July 17, 2000 9:48 PM  
**To:** TVanleuv@psc.state.fl.us  
**Cc:** L.Beek@juno.com; jbrubake@psc.state.fl.us; examiner@cyberstreet.com; jfenton@fortmyer.gannett.com; lmelsek@news-press.com; mhoyem@news-press.com; nbc2news@nbc-2.com; winknews@winktv.com  
**Subject:** Garner, Sundstrom Utility Deal Costs Customers \$16.3 Million

from: Crabfishes  
To: TVanLeuv@psc.state.fl.us  
CC: LBEEK  
CC: jbrubake@psc.state.fl.us,  
CC: examiner@cyberstreet.com,  
CC: jfenton@fortmyer.gannett.com,  
CC: lmelsek@news-press.com,  
CC: mhoyem@news-press.com,  
CC: nbc2news@nbc-2.com,  
CC: winknews@winktv.com  
BCC: SCOTLAND90, Violetag21, WayneKirk, Jdizone  
BCC: jimjoanr@webtv.net

19808 Frenchman's Court  
North Fort Myers, FL 33903

Mr. D. Tyler Van Leuven  
Staff Attorney  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

July 17, 2000  
Docket 000277 W-S

Dear Mr. Van Leuven:

Yesterday, NFMU again made the headlines. This time, through the intercession of Mr. Garner and Mr. Sundstrom, the public (9,500 customers) were compelled to pay \$16.3 million in excess bond debt. Of course, the Lee County Commissioners were oblivious, as usual, to what was happening. While they dozed, Garner, Sundstrom and others profited by hundreds of thousands of dollars in yet another questionable utility deal. Can any reasonably intelligent person attribute all of these propitious events to be coincidence... or dumb luck? Or perhaps a sinister conspiracy? What will the Public Service Commission think? More importantly, What will they do about it?

In another matter, while examining The PSC website, Docket 000277, I noticed that some entries in the docket are still being identified as being posted by "The Rose Law Firm". As I have previously requested, I would like to see this firm identified by its full and legal designation, i.e. Rose, Sundstrom and & Bentley, LLP. This is according to the Florida Division of Corporations, (see website <http://ccfcorp.dos.state.fl.us/scripts/genpart.exe?n1=LLP980000018>). You will note that there is no "Rose" listed as one of the eight partners. The shy and retiring Mr. William Elmer Sundstrom P.A. is, however, a very prominent and newsworthy partner. Wouldn't he also favor his firm being correctly identified?

I am forwarding this article to the PSC's Director of Records and Reporting (Blanca Bayo) in order that it becomes part of Docket 000277 W-S. Be in touch with you again soon, I'm very sure. Thank you.

RECEIVED-FPSC  
00 JUL 18 AM 8:46  
RECORDS AND REPORTING

*changed 7-18-00*

Very truly yours,

Alexander William Varga

CC: Leon Beekman - President, Pine Lakes Estates Home Owners Association, Inc.  
Jennifer Brubaker - Staff Attorney PSC  
Charles H. Liedtke - Publisher, Lee County Examiner  
Joe Fenton - Editor, The News Press  
Lee Melsek - The News Press  
Mike Hoyem - The News Press  
nbcnews@nbc-2.com  
winknews@winktv.com

Attachment Enclosed (1 page)

The News Press - July 16, 2000 "Utility deal fueled higher costs".  
"Audit: Lee decision to use middleman tacked  
on \$16.3 million in bond debt".

STATE OF FLORIDA

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



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

**Public Service Commission**

August 21, 2000

RECEIVED-FPSC  
00 AUG 21 PM 1:4  
RECORDS AND  
REPORTING

VIA CERTIFIED MAIL

Mr. Alexander William Varga  
19808 Frenchman's Court  
N. Ft. Myers, Florida 33903

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.

Dear Mr. Varga:

Enclosed is a copy of the Staff Recommendation filed in this matter on August 17, 2000. The Commission is expected to consider this Recommendation at its August 29, 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) 413-6185.

Sincerely,

D. Tyler Van Leuven  
Staff Attorney

DTV/dm  
Enclosure

cc: Division of Regulatory Oversight (Johnson, Redemann)  
Division of Records and Reporting

I:\000277RL.DTV

STATE OF FLORIDA

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



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

**Public Service Commission**

August 21, 2000

RECEIVED--FPSC  
00 AUG 21 PM 1:43  
RECORDS AND  
REPORTING

Mr. Leon J. Beekman, President  
Pine Lakes Estate Homeowners Association  
19799 Frenchman's Court  
N. Ft. Myers, Florida 33903

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.

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Sincerely,

A handwritten signature in black ink, appearing to read "D. Tyler Van Leuven".

D. Tyler Van Leuven  
Staff Attorney

DTV/dm  
Enclosure

cc: Division of Regulatory Oversight (Johnson, Redemann)  
Division of Records and Reporting

F:\000277RL.DTV

STATE OF FLORIDA

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



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

# Public Service Commission

August 18, 2000

RECEIVED--FPSC  
00 AUG 21 PM 1:43  
RECORDS AND REPORTING

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

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.

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Sincerely,

D. Tyler Van Leuven  
Staff Attorney

DTV/dm  
Enclosure

cc: Division of Regulatory Oversight (Johnson, Redemann)  
Division of Records and Reporting

GAREC-LTR.DM

STATE OF FLORIDA

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



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

## Public Service Commission

August 18, 2000

RECEIVED-PPSC  
00 AUG 21 PM 1:43  
RECORDS AND  
REPORTING

Kathryn G.W. Cowdery  
Ruden, McClosky, Smith,  
Schuster & Russell, P.A.  
215 S. Monroe Street, Suite 815  
Tallahassee, Florida 32301

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.

Dear Ms. Cowdery:

Enclosed is a copy of the Staff Recommendation filed in this matter on August 17, 2000. The Commission is expected to consider this Recommendation at its August 29, 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) 413-6185.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Tyler Van Leuven".

D. Tyler Van Leuven  
Staff Attorney

DTV/dm  
Enclosure

cc: Division of Regulatory Oversight (Johnson, Redemann)  
Division of Records and Reporting

19808 Frenchman's Court  
North Fort Myers, FL 33903

Mr. D. Tyler Van Leuven  
Staff Attorney  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

RECORDED AND  
REPORTING  
00 SEP 11 AM 10:29  
PSC

00 SEP 11 AM 10:29

September 7, 2000

Docket 000277 W-S

Dear Mr. Van Leuven:

Today I have been in touch with the Lee County Sheriff's Department, Law Enforcement Division. I spoke with Major Mark Durling and Lieutenant Dale Williams who both informed me that the ongoing investigation by Federal, State and County Law Enforcement into the "utility problem" in Lee County will not be completed for many more months. As this investigation is being conducted under Grand Jury Rules, it is not possible to get any official confirmation as to what individuals and/or companies are being examined.

However, there can be no reasonable doubt that North Fort Myers Utilities, Inc. and Rose, Sundstrom & Bentley, LLP are prominently involved. Since my objections to the subject transfer, between FFEC-Six and NFMU is based on their **past and present** bankruptcy...both financial and moral, it will be impossible for me to be totally prepared at my scheduled deposition with Mr. Martin Friedman (October 5), unless he is willing to **stipulate** that the results of the aforementioned investigation, when published, may be utilized, by me in my objections.

If Mr. Friedman cannot agree to this stipulation, my position will be placed at an extreme and unfair disadvantage, and it seems pointless to be deposed at a time when I have no access to evidence, and I would be forced to appeal to the Commission for a prolonged postponement. Can you suggest a solution?

I am forwarding this letter by U.S. Mail to Ms Blanca Bayo, Director, Division of Records and Reporting, as well as to Martin Friedman and Ms. Katherine Cowdery.

Very truly yours,



Alexander William Varga  
Party of Record

- cc: Leon Beekman - President, Pine Lakes Estates Home Owners Association, Inc.
- Martin Friedman (via U.S. Mail)
- Katherine Cowdery (via U.S. Mail)
- Charles H. Liedtke - Publisher, Lee County Examiner
- Joe Fenton - Editor, The News Press
- Lee Melsek - The News Press
- Mike Hoyem - The News Press
- Back Streve - Office of Public Counsel (via U.S. Mail)
- hbcnews@nbc-2.com
- winknews@winktv.com
- Lee County Commissioners - John Manning, Doug St. Cerny, Ray Judah, Andy Coy, and John E. Albion
- Blanca Bayo - Director, Division of Records and Reporting PSC (via U.S. Mail)

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DOCUMENT NUMBER DATE

11200 SEP 11 08

PSC-REC-000-11200



MEMORANDUM

RECEIVED-FPSC

60 SEP 15 PM 1:47

September 15, 2000

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (VAN LEUVEN) *DM ps*

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. *1649-PCO*

Attached is an ORDER DENYING NORTH FORT MYERS UTILITIES, INC.'S MOTION TO DISMISS MR. WILLIAM ALEXANDER VARGA'S LATE-FILED OBJECTION AND DISMISSING PINE LAKES ESTATES HOMEOWNERS ASSOCIATION'S LATE-FILED OBJECTION, to be issued in the above-referenced docket.

(Number of pages in order - 9)

*4/2*

DTV/dm

Attachment

cc: Division of Regulatory Oversight (Johnson, Redemann)

I:\000277OR.DTV

STATE OF FLORIDA

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



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

# Public Service Commission

September 15, 2000

RECEIVED-PPSC  
00 SEP 15 PM 3:42  
RECORDS AND REPORTING

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

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.

Dear Mr. Varga:

Pursuant to our conversation, I have enclosed copies of the 1998 Annual Reports for MHC Systems, Inc. and North Fort Myers Utilities, Inc. In the future, please direct all requests for information to the following address:

Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0863

Should you have questions, I can be contacted at (850) 413-6185.

Sincerely,

D. Tyler Van Leuven  
Staff Attorney

DTV/dm  
Enclosures

cc: (without enclosures)  
Division of Regulatory Oversight (Messer, Johnson, Redemann)  
Division of Records and Reporting  
Martin S. Friedman, Esquire  
Kathryn G.W. Cowdery, Esquire  
Mr. Leon J. Beekman  
Ms. Jermaine Troiano

1:000277IL.DTV

STATE OF FLORIDA

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



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

**Public Service Commission**

September 27, 2000

RECEIVED-FPSC  
09 SEP 27 PM 1:41  
RECORDS AND  
REPORTING

Ms. Jermaine Troiano  
19419 Saddlebrook  
North Fort Myers, Florida 33903

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.

Dear Ms. Troiano:

Pursuant to your request, I have enclosed copies of the letters filed on September 1, 7, and 11, 2000, in the above-referenced docket. Should you have any questions, please contact me at (850) 413-6185.

Sincerely,

A handwritten signature in black ink, appearing to read "Tyler Van Leuven".

Tyler Van Leuven  
Staff Attorney

DTV/dm/lw  
Enclosures (3)

cc: Division of Records and Reporting

(without enclosures)  
Division of Regulatory Oversight (Johnson, Redemann)  
Martin S. Friedman, Esquire  
Kathryn G.W. Cowdery, Esquire  
Alexander William Varga

EA000277LR.DTV

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

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

STATE OF FLORIDA

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



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

## Public Service Commission

August 31, 2000

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

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.

Dear Mr. Varga:

I have enclosed a copy of the Application for Transfer which was filed in this matter and a copy of MHC Systems, Inc. d/b/a/ FFEC-Six and North Fort Myers Utilities, Inc.'s 1999 Annual Reports. Hopefully, this information will give you a better sense of the companies' financial abilities. Staff will contact you soon to discuss the possibility of scheduling a meeting between the parties. Should you have any questions, please contact me at (850) 413-6185.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Tyler Van Leuven".

D. Tyler Van Leuven ✓  
Staff Attorney

DTV/dm

Enclosures (3)

cc: (without enclosures)  
Division of Regulatory Oversight (Messer, Johnson, Redemann)  
Division of Records and Reporting  
Martin S. Friedman, Esquire  
Kathryn G.W. Cowdery, Esquire

I:\000277\F DTV

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

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  
BRAULIO L. BAEZ



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

## Public Service Commission

September 7, 2000

Mr. Leon J. Beekman, President  
Pine Lakes Estates Homeowners Association  
19799 Frenchman's Court  
North Ft. Myers, Florida 33903

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.

Dear Mr. Beekman:

I am writing in response to your e-mail dated September 1, 2000, concerning the Pine Lakes Estates Homeowners Association's (Pine Lakes) rights. As you are aware, Pine Lake's objection to the Application for Transfer was dismissed on August 29, 2000, by the Commission at its Agenda Conference as being untimely by 46 days. However, the Commission ruled that this matter will proceed to hearing based upon the protest of Mr. Alexander William Varga. Therefore, Pine Lakes may petition the Commission for leave to intervene as a party pursuant to Rule 25-22.039, Florida Administrative Code.

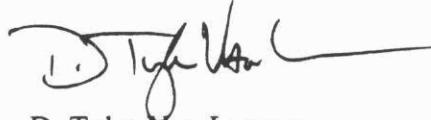
An Order will be issued on or before September 18, 2000, reflecting the Commission's decision from the August 29, 2000, Agenda Conference. A copy of the Order will be mailed to you via U.S. Mail. In addition, the Commission's Order can be obtained from the Commission's website once filed.

We are concerned that you did not receive the mailed copy of the recommendation until September 1, 2000. I assure you that we will investigate this atypical occurrence in order to take whatever actions we can to prevent it from happening again.

Mr. Leon J. Beekman, President  
September 7, 2000  
Page 2

Should you have any questions, I can be reached at (850) 413-6185.

Sincerely,



D. Tyler Van Leuven  
Staff Attorney

DTV/dm

Enclosure

cc: Division of Regulatory Oversight (Messer, Johnson, Redemann)  
Division of Records and Reporting  
Martin S. Friedman, Esquire  
Kathryn G.W. Cowdery, Esquire  
Mr. Alexander William Varga

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**25-22.0375 Pleadings.**

Specific Authority: 120.53, F.S.

Law Implemented: 120.53, F.S.

History--New 12/21/81, Formerly 25-22.375, Repealed 05/03/99.

**25-22.0376 Reconsideration of Non-Final Orders.**

(1) Any party who is adversely affected by a non-final order may seek reconsideration by the Commission panel assigned to the proceeding by filing a motion in support thereof within 10 days after issuance of the order. The Commission shall not entertain a motion for reconsideration of an order disposing of a motion for reconsideration.

(2) A party may file a response to a motion for reconsideration within 7 days after service of the motion for reconsideration.

(3) Failure to timely file a motion for reconsideration or a response shall constitute a waiver of the right to do so.

(4) Any motion or response filed pursuant to this rule shall contain a concise statement of the grounds therefor and the signature of counsel or other person filing the motion.

(5) Oral argument on any motion filed pursuant to this rule may be granted at the discretion of the Commission. A party who fails to file a written response to a point on reconsideration shall be precluded from responding to that point during oral argument.

Specific Authority: 350.01(7), 350.127(2), F.S.

Law Implemented: 120.569, 120.57, F.S.

History: New 9/3/95, Amended 7/11/96.

**25-22.038 Prehearing Officer; Prehearing Statement; Prehearing Conferences; and Prehearing Order.**

Specific Authority: 120.53, F.S.

Law Implemented: 120.53, F.S.

History: Transferred from 25-2.68 and Amended 12/21/81, formerly 25-22.38, Amended 09/03/95, Repealed 05/03/99.

**25-22.039 Intervention.** Persons, other than the original parties to a pending proceeding, who have a substantial interest in the proceeding, and who desire to become parties may petition the presiding officer for leave to intervene. Petition for leave to intervene must be filed at least five (5) days before the final hearing, must conform with Commission Rule 25-22.036(7)(a), and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the proceeding. Intervenors take the case as they find it.

Specific Authority: 350.01(7), 350.127(2), F.S.

Law Implemented: 120.53, F.S.

History: Transferred from 25-2.34 and Amended 12/21/81, formerly 25-22.39.

**25-22.040 Notice of Hearings.**

Specific Authority: 120.53, F.S.

Law Implemented: 120.569, 120.57, F.S.

History: New 12/21/81, formerly 25-22.40, Repealed 7/11/96.

**25-22.0405 Notices of Hearing.**

(1) The Commission will require public utility in a proceeding to publish additional notices of hearing in newspapers of general circulation in the area

STATE OF FLORIDA

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



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

RECEIVED-PPSC  
00 OCT 19 PM 4:31  
RECORDS AND  
REPORTING

## Public Service Commission

October 19, 2000

Mr. Alexander William Varga  
19808 Frenchman's Court  
North Fort Myers, Florida 32399

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.

Mr. Varga:

I am writing to provide you with a copy of staff's preliminary issues for the issue identification meeting on October 24, 2000. If you have any questions, please contact me at (850) 413-6185.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Tyler Van Leuven".

D. Tyler Van Leuven  
Staff Attorney

DTV/dm

Enclosure

cc: Division of Regulatory Oversight (Johnson, Redemann)  
Division of Records and Reporting  
Martin S. Friedman, Esquire  
Kathryn G.W. Cowdery, Esquire  
Ms. Jermaine Troiano

I:\000277VP.DTV



Staff's Preliminary Issues  
Docket No. 000277-WS

1. Does North Fort Myers Utility, Inc. have the financial ability to provide water and wastewater services to the customers of MHC Systems, Inc. d/b/a FFEC-Six?
2. Does North Fort Myers Utility, Inc. have the technical ability to operate and maintain MHC Systems, Inc. d/b/a FFEC-Six's water and wastewater facilities?
3. What is the rate base of MHC Systems, Inc. d/b/a FFEC-Six at the time of transfer?
4. Should a acquisition adjustment be approved?
5. Should North Fort Myers Utility, Inc. adopt and use the rates and charges approved for MHC Systems, Inc. d/b/a FFEC-Six, pursuant to Rule 25-9.044, Florida Administrative Code?
6. Is it in the public interest to approve the transfer of MHC Systems, Inc. d/b/a FFEC-Six to North Fort Myers Utility, Inc.?
7. Should the transfer of MHC Systems, Inc. d/b/a FFEC-Six's facilities and Certificates Nos. 353-W and 309-S to North Fort Myers Utility, Inc. be approved?



Jeb Bush  
Governor

# Department of Environmental Protection

South District  
P.O. Box 2549  
Fort Myers, Florida 33902-2549

David B. Struhs  
Secretary

October 19, 2000

Mr. Anthony A. Reeves  
North Fort Myers Utility, Inc.  
P.O. Box 2547  
Fort Myers, FL 33902

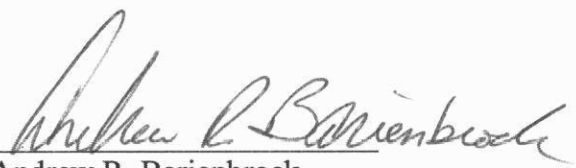
Re: Lee County - DW  
Lake Fairways WWTP  
FLA014463  
OGC Case 00-1116-36-DW

Dear Mr. Reeves:

Pursuant to your recent conversations with Department staff, a review the file for the referenced facility indicates that you are currently in compliance with the terms and conditions of the Consent Order. The Department has reviewed your engineering evaluation and recommends that the cleaning of the ponds continue and that a written evaluation of the flow data be submitted by March 1, 2001.

If you have any questions, please contact me at (941) 332-6975, ext. 117. Thank you for your cooperation in resolving this matter.

Sincerely,



Andrew R. Barienbrock  
Environmental Manager

ARB/klm

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**RAR Official Filing:**

**11/3/00\*\*\*\*\* 5:17 PM\*\*\*\*\*Linda Williams\*\*\*\*\*1**

**Linda Williams**

2095-PCD

**From:** Lysa White  
**Sent:** Friday, November 03, 2000 5:03 PM  
**To:** RAR - Orders-Notices  
**Cc:** Janet Harrison; June Ariola  
**Subject:** Order in DN 000277

The order saved as i:\000277ep.dtv has been transmitted electronically to Records. Since the order was signed by a Commissioner, the hard copy was also delivered to Records. Copies will be sent to the appropriate staff contacts as well.

410

**RAR Official Filing:**

**12/6/00\*\*\*\*\* 4:43 PM\*\*\*\*\*Linda Williams\*\*\*\*\*1**

**Linda Williams**

2349-PCO

**From:** Lysa White  
**Sent:** Wednesday, December 06, 2000 4:43 PM  
**To:** RAR - Orders-Notices  
**Cc:** Janet Harrison; Dorothy Menasco  
**Subject:** Order in DN 000277-WS

7pgp

The order saved in WP9 as 000277mm.dtv has been electronically transferred to Records. Since the order was signed by a prehearing officer, a hard copy will be delivered to Records tomorrow morning.

RECEIVED-PPSC  
00 DEC - 7 AM 11:08  
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41(3)

STATE OF FLORIDA

Commissioners:  
E. LEON JACOBS, JR., CHAIRMAN  
J. TERRY DEASON  
LILA A. JABER  
BRAULIO L. BAEZ  
MICHAEL A. PALECKI



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

# Public Service Commission

## ACKNOWLEDGMENT

DATE: 1/8/01

TO: Mc GEORGEAN / McWHATER

FROM: M. SANDELL, Division of Records and Reporting

RE: Acknowledgment of Receipt of Confidential Filing

00277-01

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

001747-EC or (if filed in an undocketed matter) concerning \_\_\_\_\_

PPA CALPINE / SEMINOLE, and

filed on behalf of SEC. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6744.

PSC/RAR 19 (1/01)

**RAR Official Filing:**

**2/9/01\*\*\*\*\*2:29 PM\*\*\*\*\*Matilda Sanders\*\*\*\*\*1**

**Matilda Sanders**

0360-PAA

**From:** Lysa White  
**Sent:** Friday, February 09, 2001 2:29 PM  
**To:** RAR - Orders-Notices  
**Cc:** Rosanne Gervasi; Janet Harrison  
**Subject:** Order in DN 000277-WS

**The order saved in WP9 as i:\000277or.rg has been filed electronically with Records.**

**\*\*\*\*\*PER ROSANNE, THIS ORDER MUST BE ISSUED TODAY\*\*\*\*\***

**Thank you.**

*attach's online.*

S

*7 self mailers*

**RAR Official Filing:**

**3/5/01\*\*\*\*\*3:25 PM\*\*\*\*\*Matilda Sanders\*\*\*\*\*1**

**Matilda Sanders**

0518 - CO

**From:** Lysa White  
**Sent:** Monday, March 05, 2001 3:23 PM  
**To:** RAR - Orders-Notices  
**Cc:** Janet Harrison  
**Subject:** Order in DN 000277-WS

**The consummating order saved in WP9 as i:\000277co.smc has been filed electronically with Records.**

S

4f

3m

**RAR Official Filing:**

**3/6/01\*\*\*\*\* 4:44 PM\*\*\*\*\*Linda Williams\*\*\*\*\*1**

**Linda Williams**

0540-PCd

**From:** Lysa White  
**Sent:** Tuesday, March 06, 2001 4:41 PM  
**To:** RAR - Orders-Notices  
**Cc:** Janet Harrison  
**Subject:** order in dn 000277-ws

4 page

The order saved in WP9 as i:\000277-o.rg has been filed electronically. Since the order was signed by a commissioner, a hard coy will be furnished to you in the morning.

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01 MAR - 7 AM 11: 07  
RECORDS AND  
REPORTING

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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

March 23, 2001

Pine Lakes Homeowners Association II, Inc.  
Jermaine Troiano  
19419 Saddlebrook  
N. Ft. Myers, Florida 33903

RECEIVED-FPSC  
01 MAR 23 PM 3:34  
RECORDS AND  
REPORTING

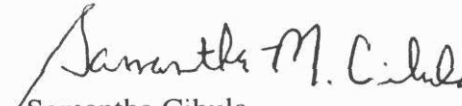
**Re: Docket No. 000277-WS - Application for transfer of facilities and Certificates Nos. 353-W and 309-S in Lee County from MHC Systems, Inc. d/b/a FFEC-Six to North Fort Myers Utility, Inc., holder of Certificate No. 247-S; amendment of Certificate No. 247-S; and cancellation of Certificate No. 309-S.**

Dear Mr. Troiano:

Enclosed is a copy of the Staff Recommendation filed in this matter on March 22, 2001. The Commission is expected to consider this Recommendation at its April 3, 2001, 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,

  
Samantha Cibula  
Senior Attorney

SMC/lw

cc: Division of Regulatory Oversight (Johnson, Redemann)

i:\00027712.smc

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

March 23 2001

RECEIVED-FPSC  
01 MAR 23 PM 3:34  
RECORDS AND  
REPORTING

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

**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.**

Dear Mr. Friedman:

Enclosed is a copy of the Staff Recommendation filed in this matter on March 22, 2001. The Commission is expected to consider this Recommendation at its April 3, 2001, 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 "Samantha M. Cibula".

Samantha Cibula  
Senior Attorney

SMC/lw

cc: Division of Regulatory Oversight (Johnson, Redemann)

i:\00027713.smc

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

March 23, 2001

RECEIVED-FPSC  
01 MAR 23 PM 3:34  
RECORDS AND  
REPORTING

Kathryn Cowdery, Esquire  
215 S. Monroe Street, Suite 815  
Tallahassee, Florida 32301

**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.**

Dear Ms. Cowdery:

Enclosed is a copy of the Staff Recommendation filed in this matter on March 22, 2001. The Commission is expected to consider this Recommendation at its April 3, 2001, 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 "Samantha M. Cibula".

Samantha Cibula  
Senior Attorney

SMC/lw

cc: Division of Regulatory Oversight (Johnson, Redemann)

i:\00027714.smc

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

March 23, 2001

RECEIVED-FPSC  
01 MAR 23 PM 3:34  
RECORDS AND  
REPORTING

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

**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.**

Dear Mr. Varga:

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Sincerely,

A handwritten signature in cursive script that reads "Samantha M. Cibula".

Samantha Cibula  
Senior Attorney

SMC/lw

cc: Division of Regulatory Oversight (Johnson, Redemann)

i:\00027715.smc

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**

March 23, 2001

RECEIVED-SPSC  
01 MAR 23 PM 3:34  
RECORDS AND REPORTING

Mr. Leon J. Beekman  
Pine Lakes Estate Homeowners' Association  
19799 Frenchman's Court  
N. Ft. Myers, Florida 33903

**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.**

Dear Mr. Beekman:

Enclosed is a copy of the Staff Recommendation filed in this matter on March 22, 2001. The Commission is expected to consider this Recommendation at its April 3, 2001, 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,

Samantha Cibula  
Senior Attorney

SMC/lw

cc: Division of Regulatory Oversight (Johnson, Redemann)

i:\00027711.smc

**RAR Official Filing:**

**4/23/01\*\*\*\*\*11:14 AM\*\*\*\*\*Matilda Sanders\*\*\*\*\*1**

**Matilda Sanders**

0995-AS

**From:** Dorothy Menasco  
**Sent:** Monday, April 23, 2001 11:10 AM  
**To:** RAR - Orders-Notices  
**Subject:** The following have been transferred to GCOrders for issuance  
  
**Sensitivity:** Private

RECEIVED-FJSC  
01 APR 23 AM 11:10  
RECORDS AND  
REPORTING

**Order Approving Joint Motion to Approve Settlement Agreement and Transfer of Facilities and Certificate No. 353-W, Amending Certificate No. 247-S, and Canceling Certificate No. 309-S**  
**The order has several pages of attachments that are not on-line, so a hard copy will be hand-delivered**

**Docket No. 000277-WS**  
**File Name: 000277or.smc**  
**Atty: Samantha**

**Notice of Hearing**  
**Dockets Nos. 990696-WS & 992040-WS**  
**File Name: Notice.smc**  
**Atty: Samantha**

S

9m