

State of Florida



Public Service Commission

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

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**DATE:** December 26, 2001  
**TO:** Blanca S. Bayó, Director, Division of the Commission Clerk and Administrative Services  
**FROM:** Richard P. Redemann, Utility Systems/Communications Engineer, Division of Regulatory Oversight *BBM*  
**RE:** Docket No. 990975; Application for transfer of Certificate No. 281-S in Lee County from Bonita Country Club Utilities, Inc. to RealNor Hallandale, Inc.

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Please place the letter dated April 13, 2001 to Ms. Patti Daniel from Mr. William E. Sundstrom in the docket file.

If you have any questions, please contact me.

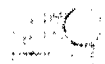
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cc: Division of Legal Services (Gervasi)  
Division of Division of the Commission Clerk and Administrative Services (Security File)

DOCUMENT NUMBER-DATE

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**April 13, 2001**

ROBERT M. C. ROSE  
OF COUNSEL

Ms. Patti Daniel  
Bureau of Certification  
Division of Water and Sewer  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: Lee County, Bonita Country Club Utilities

Dear Patti:

There is a small wastewater only system in Bonita Springs which holds Public Service Commission Certificate 281-S and known as "Bonita Country Club Utilities, Inc." We represent Bonita Springs Utilities ("BSU"), which is a large, not-for-profit cooperative water and wastewater utility, which generates in excess of \$20 million per annum in revenues and which provides service within its approximate 50 square mile franchise area. Bonita Country Club Utilities, Inc. serves a singular community, and is surrounded on all sides by BSU.

In conformance with the policy of the State of Florida, the Comprehensive Plan of Lee County, and the obligations imposed on it pursuant to the Franchise Agreement by and between Lee County and our client, BSU has, for the past 11 years, been in the process of eliminating as many as possible of the package-type wastewater plants within its franchise area, and converting the customers served thereby to the central system owned and operated by BSU. In excess of 50 such package plants have been taken off line in the last decade. Eventually, no doubt, the small package wastewater plant serving the Bonita Country Club community and owned by Bonita Country Club Utilities, Inc. will similarly be taken off line.

Our client has been advised that the assets of Bonita Country Club Utilities, Inc. may be in the process of being sold. In that event, a transfer application would, of legal necessity, be filed with your Commission.

**RECEIVED**

APR 14 2001

Florida Public Service Commission  
Division of Regulatory Oversight

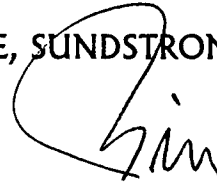
Ms. Patti Daniel  
April 13, 2001  
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The purpose of this correspondence is to request that we, as counsel to BSU, be promptly advised of any application for transfer, or even of any request for names and addresses of parties to be notified, such that BSU may timely file and prosecute a protest to the granting of any such transfer application as, BSU asserts, any such transfer is not in the public interest.

Should you have any questions or comments concerning the above, please do not hesitate to contact me.

Sincerely,

ROSE, SUNDSTROM & BENTLEY, LLP



William E. Sundstrom, P.A.  
For the Firm

WES:jmt  
cc: Fred Partin  
Don Thomson

Bonita\Daniel.413