

ORIGINAL

M E M O R A N D U M

February 4, 2002

TO: DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES

FROM: OFFICE OF THE GENERAL COUNSEL (FUDGE) *WF*

RE: DOCKET NO. 990374-WS - APPLICATION FOR CERTIFICATES TO OPERATE A WATER AND WASTEWATER UTILITY IN HIGHLANDS COUNTY BY THE WOODLANDS OF LAKE PLACID, L.P., AND FOR DELETION OF PORTION OF WASTEWATER TERRITORY IN CERTIFICATE NO. 361-S HELD BY HIGHLANDS UTILITIES CORPORATION.

Please place the attached letter from Jim Lobo in the above-referenced docket.

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January 31, 2002

RE: WOODLANDS OF LAKE PLACID
FILE # 990374-WS

VIA FAX: (850) 413-6237

* Bar Certified

PUBLIC SERVICE COMMISSION
JASON FUDGE STAFF COUNSEL

Dear Mr. Fudge:

This letter will confirm our telephone conference of January 31, 2002, concerning the above referenced application and certification. As I advised you, neither my clients nor myself will be able to attend in person the hearing scheduled for February 5, 2002, before the commission. We discussed to issues of concern to the objectors.

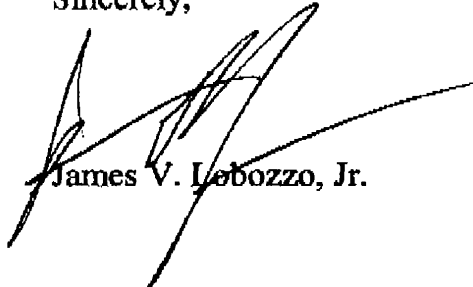
Initially, it appears that the rental lots of the developer, Camp Florida Resort, L.P., are not included within the count of the properties serviced. You advised me that there was one meter for all the rental lots, and that a bulk rate was being paid. It is the objectors position that all the rental lots should also be metered. My clients, and most others who live in the Camp Florida Resort subdivision, are part-time residents. They are normally occupying the lots for one-half of the year. The private owners probably use less water than the rental lots. That is an issue that we wish to

commission to investigate.

Further, my clients continue to object to the manner in which delinquent charges are assessed. They are billed advance for their water usage, and then charged a delinquent fee if the water bill is not paid within ten days. You advised that this system of billing was acceptable because the customers were being charged a flat rate. You further advised that this system would probably change after the billing system went to a metered rate.

Pursuant to our discussion, I request that you address these issues to the commission, and as we discussed, provide them with your response. Your assistant in this matter is greatly appreciated.

Sincerely,



James V. Lebozzo, Jr.

cc