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August 29, 2002

Blanca Bayo
Division of the Clerk and
Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

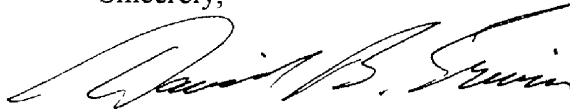
In re: Application for Transfer of Certificate No. 281-S From RealNor Hallandale, Inc.
to Bonita Springs Utilities, Inc. – Docket No. 020707-SU

Dear Ms. Bayo:

Enclosed for filing please find the original and five copies of a Response to the
Objection of Gerald R. Kublick. Also please find the original and five copies of a Motion
to Dismiss the objections of Michael J. Miceli, which he filed on behalf of Bonita
Country Club Utilities, Inc., Platinum Coast Financial Corp. and Joseph Miceli.

Thank you for your attention to this filing.

Sincerely,



David B. Erwin

DBE:jm

Copy: Public Counsel
Katherine Echternacht, PSC
Lloyd Liggett
Roy C. Young
Helen Athan
Don Thomson

DOCUMENT NUMBER DATE

09150 AUG 29 8

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for transfer of)
 Certificate No. 281-S from RealNor)
 Hallandale, Inc. to Bonita Springs)
 Utilities, Inc.)
 _____)

DOCKET NO. 020707-SU

Filed: *August 29, 2002*

RESPONSE TO OBJECTION

On August 7, 2002, Gerald R. Kublick, Jr., 10283 Sandy Hollow Lane, Bonita Springs, Florida, filed an objection to the transfer application in this docket. RealNor Hallandale, Inc. believes that Gerald R. Kublick, Jr. is a customer of RealNor Hallandale, Inc. for wastewater service and is a customer of Bonita springs Utilities, Inc. for water services.

Mr. Kublick has several complaints:

1) Mr. Kublick alleges that this transfer is nothing more than a creative way to raise rates.

RESPONSE: This transfer application would not raise rates. On the contrary, RealNor Hallandale believes that Mr. Kublick would experience a decrease in rates as a result of the transfer. Based on Mr. Kublick's water consumption for the months of February through July, 2002, Mr. Kublick would have paid Bonita Springs Utilities slightly less for wastewater service than he paid RealNor Hallandale:

Rate Comparison for Gerald Kublick			
Year 2002			
Month	Usage	RNH Charge*	BSU Charge**
February	3,400 gal.	\$ 28.17	\$ 25.92
March	6,100 gal.	\$ 28.17	\$ 32.21
April	4,900 gal.	\$ 28.17	\$ 29.42
May	5,700 gal.	\$ 28.17	\$ 31.28
June	3,600 gal.	\$ 28.17	\$ 26.39
July	2,100 gal.	\$ 28.17	\$ 22.89
		\$169.02	\$168.11

* See attached RNH Wastewater Tariff First Revised Sheet No. 13.0.

** See attached sewer rate adjustment schedule. Calculation uses FY 2002 proposed rates.

DOCUMENT NO.
09150-02
8/24/02

Besides, rates are not the reason for the transfer. RealNor Hallandale is not ordinarily a utility. It became the owner of the utility as a result of a foreclosure sale. Although RealNor Hallandale has done an acceptable job of managing a property that was thrust in its hands, it is probably better to have utilities manage wastewater treatment facilities.

2) Mr. Kublick complains that the transfer would somehow violate the subscribers agreement that Mr. Kublick entered into with Bonita Country Club Utilities, the predecessor of RealNor Hallandale. A copy of the agreement was attached to Mr. Kublick's objections.

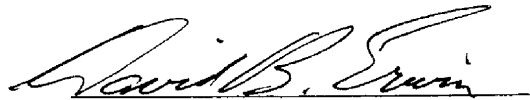
RESPONSE: Mr. Kublick has not specified how the transfer would violate his subscribers agreement, and a review of the agreement does not readily reveal the reasons for Mr. Kublick's concern. On the contrary, there does not appear to be any impediment to transfer of utility ownership.

3) Finally, Mr. Kublick would like the PSC to guarantee that the transferee, Bonita Springs Utilities, Inc. will not raise rates as long as Mr. Kublick owns his home.

RESPONSE: Bonita Springs Utilities, Inc. is a non-profit corporation which is not subject to regulation by the PSC, pursuant to s. 367.022(7), Florida Statutes. If the transferee is not subject to regulation by the PSC, then the PSC can not set future rates for Bonita Springs Utilities.

CONCLUSION: Mr. Kublick has asked the PSC to do some things that are beyond the PSC's jurisdiction. On the other hand, the PSC might have jurisdiction to address Mr. Kublick's concern about being put into a situation where he would face exorbitant rates from a transfer approval. Theoretically, that could amount to a situation that would be contrary to the public interest, as it affects the existing customers of a transferor. In this case, however, Mr. Kublick's concerns are simply misplaced and are nothing that the PSC needs to resolve.

Respectfully submitted,



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Anderson, P.A.
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been sent by U. S. Mail or hand-delivery this 29th day of August, 2002 to the following parties of record:

Gerald K. Kublick, Jr.
10283 Sandy Hollow Lane
Bonita Springs, FL 34135

Katherine Echternact
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850



David B. Erwin

FIRST REVISED SHEET NO. 13.0
REPLACING ORIGINAL SHEET NO. 13.0

NAME OF COMPANY : REALNOR HALLANDALE, INC.

WASTEWATER TARIFF

RESIDENTIAL SERVICE

RATE SCHEDULE RS

- AVAILABILITY - Available throughout the area served by the Company.
- APPLICABILITY - For wastewater service for all purposes in private residences, mobile homes and individually metered apartment or multi-residential units.
- LIMITATIONS - Subject to all of the Rules and Regulations of this Tariff and General Rules and Regulations of the Commission.
- BILLING PERIOD - Monthly
- RATE - Flat Rate -
- | | |
|------------------------------------------------------------|--------------------|
| Single family homes | - \$28.17 |
| Individually metered apartments or multi-residential units | - \$28.17 per unit |
| Mobile Homes | - \$18.78 |
- MINIMUM CHARGE - \$28.17 per home or unit per month; \$18.78 per mobile home per month.
- TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with Rule 25-30.320, Florida Administrative Code, if a Customer is delinquent in paying the bill for wastewater service, service may then be discontinued.
- EFFECTIVE DATE - For Service rendered on or after April 24, 2001
- TYPE OF FILING - 2000 Price Index

VALERIE A. STOTT
ISSUING OFFICER

ASST. SEC.
TITLE



Sewer Rate Adjustment - Residential

Residential Sewer Rates

	<u>Existing</u>	<u>FY 2002 Proposed</u>	<u>FY 2003 Proposed</u>
Base Charge	\$16.35	\$18.00	\$20.20
Billing Charge [1]	\$2.40	\$2.75	\$2.95
Usage Charge per 1,000 Gallons All Usage	\$2.00	\$2.33	\$2.62
Residential Billing (Usage) Threshold	16,000 gals.	16,000 gals.	16,000 gals.

[1] Billing charge not applicable if customer concurrently receives water service.