

State of Florida



Public Service Commission

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

DATE: September 8, 2003
TO: Division of the Commission Clerk and Administrative Services
FROM: Office of the General Counsel (Gervasi) *PS*
RE: Docket No. 020745-SU - Application for certificate to provide wastewater service in Charlotte County by Island Environmental Utility, Inc.

Please file the attached Motion for Extension of Time to File Testimony, from Linda Bamfield, dated Friday, September 3, 2003, in the docket file for the above-referenced docket.

RG/dm

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DOCUMENT NUMBER-DATE
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FPSC-COMMISSION CLERK

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Before the Public Service Commission

In re: Application of Island Environmental Utilities Inc for Original Certificate Docket No. 020745-SU

Motion For Extention of Time to File Testimony

I, Linda Bamfield, request an extention of the filing date (Sept. 15, 2003) for my direct testimony & exhibits.

The extention is necessary because the applicant, Island Environmental, has not submitted complete, comprehensive or accurate exhibits, testimony or application information to which I can review and respond to.

Specifically -

① Testimony by John R. Boyer, Aug 15, 2003, indicates that the proposed utility proposes to provide service to approximately 2000 customers. BUT - the "new" legal description provided with this testimony (which differs from the original application, the amended application and the

(2)

corrected amendment) includes an area that has approximately 750 potential customers (per letter dated Sept 20, 2002 from Martin Friedman to the PSC)

(2) As the new utility will rely upon the financial ability of its shareholders (Dean Beckstead and Jack (John) Boyer per letter dated March 20, 2003 from M. Friedman to the PSC or Dean Beckstead, Garfield Beckstead and John Boyer per application dated July 16, 2002) it is imperative that these statements of financial ability be available. As of this date (even after assurances by M. Friedman per telephone conference call of July 16, 2003 that ^{they} would be provided by Aug 15, 2003) no financial statements have been made ~~available~~ available for Dean & Garfield Beckstead and John Boyer. A letter dated Feb 20, 2003 from the PSC requesting this information has also been ignored. Also in the Feb 20, 2003 letter item #3 has not been addressed other than a general statement by John Boyer that "all permanent funding for the utility will either come from the utilities shareholders or through bank financing which will be guaranteed by the utilities shareholders." Without financial statements listing all assets and liabilities prepared in accordance with Rule 25-30.155

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F.A.C., I can not ascertain whether the applicant has financial ability.

③ The applicants Dean and Garfield Beckstead have not presented any evidence of technical ability to be reviewed.

④ At this time the establishment of a wastewater utility is in direct conflict with the Charlotte County Comprehensive Plan and no date has been set by the Charlotte County Board of County Commissioners to adopt an amendment.

⑤ It appears that different "cost sheets" were submitted on Aug 18, 2003, after the Aug 15, 2003 direct testimony submitted by the utility.

⑥ It appears that no contact with any local, state or federal agencies has been initiated regarding the viability and permitting of the intercoastal crossing for the main land connection

⑦ The need for service in the area of the "new" legal description and the steps taken to ascertain whether service is available from any other utility in the area has not been provided.

(4)

(8) For letter dated Sept 12, 2002 from Englewood Water District to Jack (John) Boyer it is indicated that either a low pressure or vacuum system will be used. Since these two types of collection systems differ greatly (type and number of pumps, land are required for facilities, etc.) it would be impossible for me to comment or evaluate without knowing which system is to be used.

Based on the above I ~~now~~ request an extension of the Sept 15, 2003 due date for my (and other interveners) direct testimony and exhibits. I cannot properly or effectively address all the concerns and issues raised in the July 16, 2003 telephone conference call with the utility and the PSC until the Utility provides the missing or inadequate information, addresses the conflicting submittals and resolves the conflict with the Charlotte County Comprehensive Plan.

c.c. Martin Friedman
Dan Nolan
Ran Koenig
Martha Burton

Hinda Bamfield
PO 5003
Grove City FC
37224