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Public Service Commission

September 23, 2004

Mr. and Mrs. Walter Henderson
29 Madison Dr.
Sorrento, FL 32776

CERTIFIED MAIL

Re: Docket No. 040515-WU- Application for certificate to operate water utility in Orange and Lake Counties by Oak Springs, LLC.

Dear Mr. and Mrs. Henderson:

Thank you for your letter dated August 29, 2004, regarding the application filed in the above-referenced docket. In your letter, you make it clear that you do not object to Oak Springs, LLC's certification as a water utility, but you do object to its proposal to bill its customers for water service individually. In your letter you express your opinion that this violates your prospectus agreement with Oak Springs, as well as Florida's statutes and rules regarding mobile home lot rentals.

In light of your statement in your letter that you do not object to the utility's certification - just its proposal to charge for water individually - we are not treating your letter as a formal objection to the certification part of the case. If this is not correct, please advise the Commission by October 5, 2004, if you do intend to pursue an objection to the certification and wish to request a formal hearing. Your request should be made in writing and should be addressed to Blanca Bayó, Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

If we do not hear from you by October 5, 2004, we will assume that you do not wish to pursue a formal hearing on the certification. Your letter will be placed in the correspondence side of the docket file in this case for informational purposes, but you would still have the opportunity to challenge the utility's proposed rates. Currently, the Commission is scheduled to consider Oak Springs' certification application and proposed rates at its October 19, 2004, agenda conference. Even if you do not object to the certification you would be entitled to address the Commission on the proposed rates at that time. Also, when the Commission issues its proposed order, you would have the opportunity to request a formal administrative hearing if you disagree with the Commission's decision. We do need to advise you, however, that the Commission has jurisdiction over the proposed

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Kim P.

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Mr. and Mrs. Henderson
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utility service and the proposed rates for service, but it does not have the jurisdiction to enforce Florida's mobile home park statutes and rules. Also, the provisions of section 367.011, Florida Statutes, provide that the Commission's decision regarding utility rates and service would preempt the statutes on mobile home lot rentals to the extent that they conflicted.

If you have any questions, please feel free to call me at (850) 413-6187.

Sincerely,



Martha Carter Brown
Senior Attorney

MCB

cc: Division of the Commission Clerk and Administrative Services
F. Marshall Deterding, Esquire