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February 24, 2005

Via Hand Delivery

Katherine Fleming, Esquire
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

RE: Docket No. 040358-SU - Application for Certificate to Provide Wastewater
Service in Bay County by Crooked Creek Utility Company

Dear Ms. Fleming:

On November 10, 2004, Ken Hoffman of our firm sent you a letter on behalf of Crooked Creek Utility Company ("Crooked Creek"). The purpose of Mr. Hoffman's letter was to request that Crooked Creek be granted an extension of time to comply with the two post-Order requirements imposed by Order No. PSC-04-0983-PAA-SU, issued by the Commission on October 11, 2004 in the above-referenced docket. Specifically, the requirements were that Crooked Creek: 1) file a tariff reflecting a copy of the customers' bills within 120 days of the order becoming final, and 2) file the executed and recorded copy of the warranty deed reflecting Crooked Creek's ownership of the land on which the wastewater facilities used to provide service will be situated.

CMP _____
COM _____ As set forth in the letter, the basis for the requested extension was Bay County's approval of
CTR _____ a Utility System Acquisition Agreement between it and the St. Joe Company, the owner of Crooked
ECR _____ Creek. Under that Agreement St. Joe committed to construct the Crooked Creek wastewater plant
GCL _____ facilities and Bay County agreed to acquire the facilities and operate them upon completion of
OPC _____ construction. A copy of the Agreement was included with Mr. Hoffman's November 10 letter. It
MMS _____ is also important to note that the Commission has recently acknowledged the resolution by Bay
RCA _____ County rescinding the Commission's jurisdiction through Order No. PSC-04-1065-FOF-WS,
SCR _____ pursuant to which Crooked Creek's Certificate No. 535-S is to be canceled upon the conclusion of
SEC _____ Docket No. 040358-SU. The understanding was that upon filing a copy of the executed Agreement
OTH _____ with the Commission, Docket No. 040358-SU would be administratively closed and Crooked
Creek's Certificate would be canceled, thus obviating the need for the post-Order requirements
imposed by Order No. PSC-04-0983-SU.

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The circumstances described above have not changed. However, it has taken longer than originally anticipated to obtain the executed Agreement from Bay County. Accordingly, we would respectfully request that the prehearing officer grant a further extension of time on the post-Order requirements. Upon execution of the Agreement between the parties, we will immediately file a copy with the Commission so that Docket No. 040358-SU can be concluded.

Thank you for your continued assistance in this regard. Should you have any questions or need any additional information, please do not hesitate to give me a call.

Sincerely,



J. Stephen Menton

cc: Blanca Bayo, Director, Commission Clerk and Administrative Services
Bryan Duke, Esq.