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DISTRICT COURT OF APPEAL  
FIRST DISTRICT  
STATE OF FLORIDA  
TALLAHASSEE, FLORIDA 32399-1850

JON S. WHEELER  
CLERK OF THE COURT

(850) 488-6151

September 14, 2005

Blanca S. Bayo, Director  
Florida Public Service Comm.  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

RECEIVED FPSC  
SEP 15 AM 9:56  
COMMISSION  
CLERK

RE: City of Titusville, a municipal corp., etc. v. Farnton Water Resources LLC, et al.  
Docket No: 1D04-4553  
Lower Tribunal Case No.: 021256-WU

Dear Ms. Bayo:

I have been directed by the court to issue the attached mandate in the above-styled cause. It is enclosed with a certified copy of this Court's opinion.

Yours truly,

Jon S. Wheeler  
Clerk of the Court

- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR \_\_\_\_\_
- GCL \_\_\_\_\_ JSW/jm
- OPC \_\_\_\_\_ Enclosures
- RCA \_\_\_\_\_ c: (letter and mandate only)
- SCR \_\_\_\_\_
- SGA \_\_\_\_\_
- SEC 1
- OTH Lockard

Edward P. De La Parte, Jr.	David M. Caldevilla	Patrick J. Mcnamara
Charles R. Fletcher	John L. Wharton	F. Marshall Deterding
Scott L. Knox	Richard C. Bellak	William J. Bosch, III
Jennifer A. Rodan		

DOCUMENT NUMBER-DATE

08710 SEP 15 05

FPSC-COMMISSION CLERK

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**M A N D A T E**

From

**DISTRICT COURT OF APPEAL OF FLORIDA  
FIRST DISTRICT**

To Blanca S. Bayo, Director, Public Service Commission

WHEREAS, in that certain cause filed in this Court styled:

CITY OF TITUSVILLE, A  
MUNICIPAL CORP., ETC.

Case No : 1D04-4553

v.

Lower Tribunal Case No : 021256-WU

FARMTON WATER RESOURCES  
LLC, ET AL.

The attached opinion was issued on July 27, 2005.

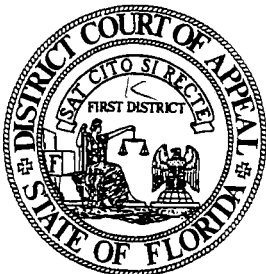
YOU ARE HEREBY COMMANDED that further proceedings, if required, be had in accordance with said opinion, the rules of Court, and the laws of the State of Florida.

WITNESS the Honorable CHARLES J. KAHN, JR., Chief Judge

of the District Court of Appeal of Florida, First District,

and the Seal of said Court done at Tallahassee, Florida,

on this 14th day of September 2005.



*Jon S. Wheeler*

JON S. WHEELER, Clerk

District Court of Appeal of Florida, First District

DOCUMENT NUMBER-DATE

08710 SEP 15 05

FPSC-COMMISSION CLERK

IN THE DISTRICT COURT OF APPEAL  
FIRST DISTRICT, STATE OF FLORIDA

NOT FINAL UNTIL TIME EXPIRES TO  
FILE MOTION FOR REHEARING AND  
DISPOSITION THEREOF IF FILED

CITY OF TITUSVILLE, a municipal  
corporation of the State of Florida,

Appellant,

CASE NO. 1D04-4553

v.

FARMTON WATER RESOURCES,  
LLC, et al.,

Appellees.



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Opinion filed July 27, 2005.

An appeal from an order of the Public Service Commission.  
Blanca S. Bayó, Director.

Edward P. de la Parte, Jr., Patrick J. McNamara, David M. Caldevilla, and Charles R. Fletcher, of de la Parte & Gilbert, P.A., Tampa, for appellant.

F. Marshall Deterding, John L. Wharton, and David F. Chester, of Rose, Sundstrom & Bentley, LLP, Tallahassee, for appellee Farmton Water Resources, LLC; and Richard D. Melson, General Counsel; Richard C. Bellak, Associate General Counsel, Florida Public Service Commission, Tallahassee, for appellee Florida Public Service Commission.

PER CURIAM.

AFFIRMED.

ERVIN, WOLF, and WEBSTER, JJ., CONCUR.

