

ORIGINAL

January 3, 2006

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COMMISSION
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Blanca Bayó
Director, Division of the commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 050595-WS Application for certificates to provide water and wastewater service in Polk County by Island Club West Development, Inc. and/or Four Points Utility Corporation.

Dear Mrs. Bayó,

Due to time and distance constraints, I cannot pursue a formal objection, nor appear at any hearings that may be scheduled concerning this application. I wish for this letter to be placed in the correspondence side of the docket for informational purposes and be considered when a decision is made to approve or disapprove this application.

I object to this applicant being granted this application for the following reasons:

1) To the best of my knowledge, the Island Club West Homeowners association (ICWHO) assumed control of all common areas within this development in January 2005. It has been reported to me that this HOA is involved in an ongoing dispute with the applicant for the turnover of records and HOA dues that will most likely result in legal action in the near future. Additionally, many homeowners within this development report significant losses in their dealings with this applicant through another corporation controlled by him known as Orlando Vacations Inc. (OVI). Arbitrations for claimed losses and wrongdoing are ongoing. Several homeowners have reported prevailing in their arbitration, and yet have not received awards. For these reasons, I feel that this applicant may not be of appropriate character to administer water and wastewater service.

2) To date, the applicant has been operating as if an approved application was already in place, even though none has yet been approved. This would indicate a degree of contempt for the proper application and approval process.

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3) For reasons never fully explained, the applicant neglected to provide bills to homeowners for the months of June, July, and August 2005 until the last week of September. Continued untimely deliverance of utility bills has become the norm. This results in very large bills when they are finally sent.

4) While this application is for water/wastewater service and does not specifically deal with electric service, the applicant presently also delivers electricity to this development. I do not know if any permit has been issued for this service. For your consideration, it has been reported to me that this applicant routinely falls far behind in payments to Progress Energy for electricity. One of your representatives, a Mr. Bernie Windham, could provide more verifiable details for you concerning this. If proven true, this could be an indication that the applicant has insufficient financial reserves to operate this service.

Thank you for your consideration of my concerns.

Sincerely,

A handwritten signature in cursive script, appearing to read "Michael Flynn", with a long horizontal flourish extending to the right.

Michael Flynn

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Companies: Complete Interiors Inc (NAICS: 233210)
Section: LOCAL & STATE
Text Word Count 453
Document URL:

COMMISSION MOVES TO DODGE COURT; [3 STAR Edition]

Ann Moore of The Sentinel Staff. Orlando Sentinel. Orlando, Fla.: Apr 25, 1985. pg. 1

Abstract (Document Summary)

The county had offered to settle with Complete by offering 15,000 gallons a day of capacity immediately and 70,000 gallons a day when a hyacinths program begins, if Complete Interiors paid about \$4,000 in attorney's fees, [Nikki Clayton] said. The county has been using outside council to represent it in the lawsuit.

Full Text (430 words)

(Copyright 1985 by The Orlando Sentinel)

With two commissioners warning that more developers will try to leapfrog their way up the Iron Bridge sewage capacity waiting list, Seminole County agreed this week to try to settle a lawsuit filed by Complete Interiors. Commissioners Bill Kirchhoff and Fred Streetman voted against offering to settle the lawsuit out of court. Kirchhoff said the settlement might prompt other developers to file lawsuits to get higher positions on the capacity waiting list.

Complete Interiors Inc. of Altamonte Springs filed the suit in January, asking the court to order the county to set aside 70,000 gallons a day of capacity at the Iron Bridge plant near Oviedo for the Wilshire Plaza shopping center and office showroom on State Road 436 in Casselberry.

The county created a capacity waiting list for developers after the state banned new connections to the malfunctioning sewage treatment plant, which Orlando owns and operates.

Orlando has signed an agreement with the state Department of Environmental Regulation and the federal Environmental Protection Agency to spend about \$12 million on repairs to the plant. Orlando now is beginning to release capacity to its customers, including Seminole County.

Wilshire Plaza is low on the county's capacity waiting list, but Complete Interiors General Manager David Meadows argues in the lawsuit that he was promised the capacity 12 years ago by the Indian Hills Utilities Inc., which the county bought in 1975.

County Attorney Nikki Clayton has argued that Meadow's agreement is not valid because it did not state that the pact would be binding on subsequent owners of the utility.

The county had offered to settle with Complete by offering 15,000 gallons a day of capacity immediately and 70,000 gallons a day when a hyacinths program begins, if Complete Interiors paid about \$4,000 in attorney's fees, Clayton said. The county has been using outside council to represent it in the lawsuit.

Complete Interiors balked at paying the attorney's fees, Clayton said. She recommended that the county fight the lawsuit rather than settle out of court. The commissioners voted 3 to 2 to have Clayton renew the offer excluding the attorney's fees.

The settlement would put the company on the top of the priority lists for initial capacity and the water hyacinth program that will allow additional release of capacity. The hyacinth program is expected to begin this summer. Commission Chairman Robert Sturm, who voted to settle, said, "If I felt comfortable that the county could win the suit, I'd go along with it."

Commissioners Sandra Glenn and Barbara Christensen expressed concern about the county being left with a hefty attorney's bill.

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Companies: Complete Interiors Inc (NAICS: 233210)
Dateline: SANFORD
Section: SEMINOLE SENTINEL
Text Word Count 430

KISSIMMEE COMES UP \$300,000 SHORT DEVELOPERS HAVE DEFRAUDED THE CITY OF WATER AND SEWER IMPACT FEES FOR HAMILTON'S RESERVE, POLICE SAY.; [CENTRAL FLORIDA Edition]

Henry Pierson Curtis of The Sentinel Staff. Orlando Sentinel. Orlando, Fla.: Nov 5, 1994. pg. 1

Abstract (Document Summary)

The total amount due the city is \$343,000, said Brian Wheeler, city director of water and sewer. That sum includes \$185,000, plus \$12,000 in interest for unpaid sewer impact fees for about 200 houses in Royal Palm Bay; and \$146,000 in unpaid water and sewer impact fees for the second phase in Sweetwater Club, Wheeler said.

Full Text (366 words)

(Copyright 1994)

City coffers are missing more than \$300,000 from developers accused of defrauding water and sewer impact fees since 1991. As part of the alleged scheme, David Meadows and Linda Clark, principals in Complete Interiors Inc., gave city officials four phony letters of credit worth \$185,000, Kissimmee police said Friday.

The letters, which were drawn on a fictitious bank, were supposed to ensure that the city would be paid impact fees for Hamilton's Reserve, a development of about 600 homes and condominiums near Poinciana Boulevard and Siesta Lago Drive, according to city and police records.

The city, however, did not try to collect some of the impact fees until recently because water and sewer workers mistakenly thought they had already been paid, said City Manager Mark Durbin. Other fees were not collected when the Osceola County building department did not notify Kissimmee when Complete Interiors received building permits.

Hamilton's Reserve, which include such neighborhoods as Royal Palm Bay and Sweetwater Club, is in an unincorporated part of western Osceola County but receives some city services.

"It was partly the county's fault and partly the city's fault," Durbin said.

David Meadows, 50, and Linda Clark, 52, who are married, were each arrested late Wednesday on one count of a scheme to defraud and four counts of forgery, Detective Warren Shepard said.

Meadows and Clark, who were released on \$100,000 bond from the Osceola County Jail, could not be reached. A telephone listed for Complete Interiors has been disconnected.

The total amount due the city is \$343,000, said Brian Wheeler, city director of water and sewer. That sum includes \$185,000, plus \$12,000 in interest for unpaid sewer impact fees for about 200 houses in Royal Palm Bay; and \$146,000 in unpaid water and sewer impact fees for the second phase in Sweetwater Club, Wheeler said.

Complete Interiors sold its interest in Hamilton's Reserve last spring to Crown Homes. The city is negotiating with the new developer to pay the unpaid fees, officials said.

Sewer and water impact fees cover the costs of providing city services. The current rate is \$8.97 per gallon for sewer and \$4.41 per gallon for water, based on a 300-gallon capacity for each new house.

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Companies:	Complete Interiors Inc (NAICS: 233210)
Dateline:	KISSIMMEE
Section:	OSCEOLA SENTINEL
Text Word Count	366
Document URL:	

DEVELOPER WINS FORGED-CHECKS CASE; [3 STAR Edition]

Jim Robison of The Sentinel Staff. Orlando Sentinel. Orlando, Fla.: May 3, 1985. pg. 1

Abstract (Document Summary)

[Jack Bridges] argued that [David Meadows] shared at least equal responsibility for not detecting the fraud earlier. Bridges argued that Meadows was negligent because he hired a bookkeeper with a criminal record for embezzlement and failed to supervise her, including overlooking monthly bank statements that might have allowed early detection of the fraud.