## Holland+Knight

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September 27, 2006

D. Bruce May, Jr. 850 425 5607 bruce.may@hklaw.com

SEP 27 PH 2:

## VIA HAND-DELIVERY

Ms. Blanca S. Bayo, Director Division of the Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Re:

Response of Four Points Utility Corporation ("Utility") to Order to Show Cause -

FPSC Order No. PSC-06-0753-SC-WS

FPSC Docket No. 050595-WS

Dear Ms. Bayo:

This letter is submitted on behalf of our client, the Utility, in response to the Commission's Order No. PSC-06-0753-SC-WS, issued September 6, 2006 (the "Order"). The Order requires the Utility to show cause as to why it should not be fined \$5,000 for alleged violation of Section 367.031, 367.081(1), and 367.091(3), Florida Statutes, and Rules 25-30.032(1), 25-30.34(1)(g), and 25-30.135, Florida Administrative Code. In response to the Show Cause Order, and in a good faith effort to resolve this matter without admitting to any violations alleged, the Utility hereby encloses a check in the amount of \$5,000.

On August 15, 2006, when the Commission initially voted to issue the Order, statements from several of the Commissioners suggested that it would be helpful for the Utility to explain in its response the steps it had taken to address concerns of the customers and staff. That information is attached hereto as Appendix "A."

CMP	information is attached hereto as App	pendix "A."
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TR	this letter. Thank you for your consider the Fiscal for deposit. Fiscal to forward to Fiscal for deposit.	deration.
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SCR		D. Bruce May, Jr.

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Enclosures DBM:kjg

cc:

Rosanne Gervasi Cheryl Johnson David Meadows Jim Brett

## APPENDIX "A"

Subsequent to the opening of this docket, Four Points Utility Corporation (the "Utility") as taken the following steps to ensure that its operations are in compliance with the FPSC's rules and to respond to concerns expressed by customers and staff:

- The Utility has retained the law firm of Holland & Knight to ensure that its operations lawfully comport with the FPSC's requirements.
- The Utility has retained the services of Mr. Robert Dodrill, an accountant with FPSC experience, to assist in the completion of its application and providing additional information requested by FPSC staff.
- The Utility also retained Mr. Dodrill to ensure that the books and records of the Utility are kept in compliance with the NARUC Systems of Accounts. The conversion of the Utility's accounting systems to the NARUC System of Accounts was completed in August 2006.
- The Utility has retained Mr. Dodrill to enhance its billing system, and has established new meter reading and billing protocols to meet the needs of its customers.
- The Utility has retained Mr. Dodrill to assist in developing fair and reasonable rates for the Utility.
- The Utility has filed financial information that demonstrates that the Utility has the financial ability to provide water and wastewater service.
- The Utility has sent letters to all customers asking that they contact the Utility if they experience problems or have disputes regarding their bill.
- The Utility has implemented a customer service system to track and respond to customer service requests within the hour when possible.
- The Utility has adopted a policy of notifying its customers if any thing appears out of the ordinary at time of reading the meter.
- On September 6, 2006, the Utility conducted a customer meeting to address concerns and issues identified by customers.
- The Utility has participated in conference calls with customers in an effort to pursue settlement of the disputes, and on September 22, 2006, filed a joint notice of the Utility's and the customers' intent to pursue mediation.

FIRST NATIONAL BANK DAVENPORT, FLORIDA 179 FOUR POINTS UTILITY 101 GOLDEN MALAY PALM WAY DAVENPORT, FL 33897 63-1403/631 9/26/2006 **Public Service Commission** \*5,000.00 AY TO THE RDER OF -Five Thousand and 00/100\* **DOLLARS Public Service Commission** Docket # 050595-WS SECURITY FEATURES INCLUDED. DETAILS ON BACK. R POINTS UTILITY
Public Service Commission 179 9/26/2006 Date Туре Reference Original Amt. Balance Due Discount Payment 5,000.00 5,000.00 5,000.00 9/26/2006 Bill 5,000.00 **Check Amount**