



ORIGINAL Maltese Developments

MSM Land Investments LLC
Rio Villa Lakes LLC
Hunter Creek Estates LLC
Waterfront Homes of Charlotte LLC
MSM Utilities LLC
Duncan/US 17 LLC

DISTRIBUTION CENTER

06 OCT 19 AM 9:40

October 18, 2006

VIA OVERNIGHT MAIL

Division of Commission Clerk & Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RECEIVED - FPSC
06 OCT 19 AM 10:40
COMMISSION
CLERK

RE: Docket NO. 060628-WS

Dear Commission Clerk,

Enclosed please find the original and five copies of the Noticing Exhibits for the Amendment Of Certificate (Sept 15, 2006).

Thank you.

Respectfully,

Ben J. Maltese
Managing Partner

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- RCA _____
- SCR _____
- SGA _____
- SEC 1
- OTH _____

Enclosure

DOCUMENT NUMBER-DATE

09631 OCT 19 08

MSM Utilities, LLC
Docket No. 060628-WS
Late File Exhibit

EXHIBIT I

AFFIDAVIT

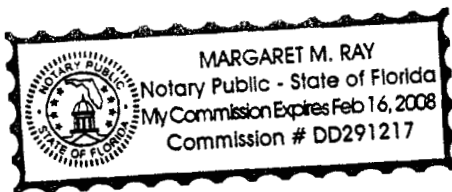
I, Ben J. Maltese (applicant) do solemnly swear or affirm that MSM Utilities, LLC has provided notice of its Application for Extension of its Service Area to the persons in the lists provided by the Commission and to the customers, in accordance with the requirements of Section 367.045, Florida Statutes and Chapter 25-30.030, Florida Administrative Code. Accompanying this Affidavit is a copy of the Notice(s) and a list of the entities receiving notice.. Notice to customers was within the proscribed seven day noticing requirement.

BY: *Ben J. Maltese*
Applicant's Signature

Applicant's Name: Ben J. Maltese

Applicant's Title: Managing Partner

Subscribed and sworn to before me this 16 day in the month of October in the year of 2006 by Ben J. Maltese who is personally known to me



Margaret M. Ray
Notary Public's Signature

Print, Type or Stamp Commissioned
Name of Notary Public

DOCUMENT NUMBER-DATE

09631 OCT 19 08

FPSC-COMMISSION CLEAR

LEGAL NOTICE

Notice is hereby given on September 22, 2006 pursuant to Section 367.045, Florida Statutes, of the application of MSM Utilities, LLC to amend its Water Certificate No. 611-W and Wastewater Certificate No. 527-S to add territory in Charlotte County, Florida as follows:

The South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida.

Together with:

The South $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the North $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida.

And:

The Northeast $\frac{1}{4}$, of the Northeast $\frac{1}{4}$, of the Northeast $\frac{1}{4}$, of the Northeast $\frac{1}{4}$, of Section 13, Township 40 South, Range 23 East, Charlotte County, Florida. Less and except the Right-of-Way for a public highway along the East side of said land, and Less and except the Right - of-Way for a public road along the North line of said land, and Less and except the following: Commence at the Northeast corner of said Section 13; thence along the North boundary of said Section 13, North 88'26'45" West, 45.15 feet, to the Westerly maintained Right-of- Way line of State Road 35 (US 17) for a point of beginning; thence along said Westerly maintained Right-of Way line, South 00'23'35" West, 330.28 Feet; thence North 88'24'16" West, 8.00 Feet; thence North 00'23'35" East, 330.28 Feet, to said North boundary of Section 13: thence along said North boundary, South 88'26'45" East, 8.00 Feet, to the point of beginning.

Any objection to the said application must be made in writing and filed with the Director, Division of the Commission Clerk & Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within thirty (30) days from the date of this notice. At the same time, a copy of said objection should be mailed to the applicant whose address is set forth below. The objection must state the grounds for the objection with particularity.

MSM Utilities, LLC
9696 Bonita Beach Road, Suite 203
Bonita Springs, FL 34135

LIST OF WATER AND WASTEWATER UTILITIES IN CHARLOTTE COUNTY
(VALID FOR 60 DAYS)
09/21/2006 - 11/19/2006

<u>UTILITY NAME</u>	<u>MANAGER</u>
<u>CHARLOTTE COUNTY</u>	
BOCILLA UTILITIES, INC. (WU744) 7025-A PLACTDA ROAD ENGLEWOOD, FL 34224-8758	R. CRAIG NODEN (941) 697-2000
LAKE SUZY UTILITIES, INC. D/B/A AQUA UTILITIES FLORIDA, IN (WS798) % AQUASOURCE, INC. 6960 PROFESSIONAL PARKWAY EAST SARASOTA, FL 34240-8428	NANCE GUTH (941) 907-7411
LITTLE GASPARILLA WATER UTILITY, INC. (WU838) P. O. BOX 5145 GROVE CITY, FL 34224-0145	JOHN R. BOYER (941) 626-8294
MSM UTILITIES, LLC (WS891) 9696 BONITA BEACH ROAD, SUITE 203 BONITA SPRINGS, FL 34135-8504	BEN J. MALTESE (239) 444-1444
NHC UTILITIES, INC. (WU796) TWO NORTH RIVERSIDE PLAZA, SUITE 800 CHICAGO, IL 60606-2682	NANCY REYNOLDS (312) 279-1480
TOWN AND COUNTRY UTILITIES COMPANY (WU811) 2220 PALMER STREET PITTSBURGH, PA 15218-2603	RICHARD S. CUDA (941) 639-3958
UTILITIES, INC. OF SANDALHAVEN (SU809) 200 WEATHERSFIELD AVENUE ALTAMONTE SPRINGS, FL 32714-4027	PATRICK C. FLYNN (407) 869-1919

LIST OF WATER AND WASTEWATER UTILITIES IN CHARLOTTE COUNTY
(VALID FOR 60 DAYS)
09/21/2006 - 11/19/2006

UTILITY NAME

MANAGER

GOVERNMENTAL AGENCIES

BOARD OF COUNTY COMMISSIONERS, CHARLOTTE COUNTY
CHARLOTTE COUNTY ADMINISTRATION CENTER
18500 MURDOCK CIRCLE, ROOM 536
PORT CHARLOTTE, FL 33948-1094

CLERK OF THE CIRCUIT COURT, CHARLOTTE COUNTY
CHARLOTTE COUNTY ADMINISTRATION CENTER
18500 MURDOCK CIRCLE, ROOM 423
PORT CHARLOTTE, FL 33948-1094

DEP SOUTH DISTRICT
2295 VICTORIA AVE., SUITE 364
FORT MYERS, FL 33901

MAYOR, CITY OF PUNTA GORDA
326 WEST MARION AVENUE
PUNTA GORDA, FL 33950-4492

S.W. FLORIDA REGIONAL PLANNING COUNCIL
1926 VICTORIA AVENUE
FT. MYERS, FL 33901

S.W. FLORIDA WATER MANAGEMENT DISTRICT
2379 BROAD STREET
BROOKSVILLE, FL 34609-6899

SO. FLORIDA WATER MANAGEMENT DISTRICT
P.O. BOX 24680
WEST PALM BEACH, FL 33416-4680

LIST OF WATER AND WASTEWATER UTILITIES IN CHARLOTTE COUNTY
(VALID FOR 60 DAYS)
09/21/2006 - 11/19/2006

UTILITY NAME

MANAGER

STATE OFFICIALS

STATE OF FLORIDA PUBLIC COUNSEL
C/O THE HOUSE OF REPRESENTATIVES
THE CAPITOL
TALLAHASSEE, FL 32399-1300

DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES
FLORIDA PUBLIC SERVICE COMMISSION
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850

Maltese Developments

MSM Land Investments LLC
Rio Villa Lakes LLC
Hunter Creek Estates LLC
Waterfront Homes of Charlotte LLC
MSM Utilities LLC
Duncan/US 17 LLC

September 22, 2006

HAND DELIVERED

Mr. Ben J. Maltese, Managing Partner
Waterfront Homes of Charlotte
9696 Bonita Beach Road
Bonita Springs, FL 34135

Dear Mr. Maltese;

Enclosed please find Legal Notice pertaining to the application filed by MSM Utilities, LLC to the Florida Public Service Commission to expand its service territory to include parcels of land owned by your company.

Respectfully,



Ben J. Maltese
Managing Partner
MSM Utilities

Enclosure

LEGAL NOTICE

Notice is hereby given on September 22, 2006 pursuant to Section 367.045, Florida Statutes, of the application of MSM Utilities, LLC to amend its Water Certificate No. 611-W and Wastewater Certificate No. 527-S to add territory in Charlotte County, Florida as follows:

The South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida.

Together with:

The South $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the North $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida.

And:

The Northeast $\frac{1}{4}$, of the Northeast $\frac{1}{4}$, of the Northeast $\frac{1}{4}$, of the Northeast $\frac{1}{4}$, of Section 13, Township 40 South, Range 23 East, Charlotte County, Florida. Less and except the Right-of-Way for a public highway along the East side of said land, and Less and except the Right - of-Way for a public road along the North line of said land, and Less and except the following: Commence at the Northeast corner of said Section 13; thence along the North boundary of said Section 13, North 88°26'45" West, 45.15 feet, to the Westerly maintained Right-of- Way line of State Road 35 (US 17) for a point of beginning; thence along said Westerly maintained Right-of Way line, South 00°23'35" West, 330.28 Feet; thence North 88°24'16" West, 8.00 Feet; thence North 00°23'35" East, 330.28 Feet, to said North boundary of Section 13: thence along said North boundary, South 88°26'45" East, 8.00 Feet, to the point of beginning.

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MSM Utilities, LLC
9696 Bonita Beach Road, Suite 203
Bonita Springs, FL 34135

MSM Utilities, LLC
Docket No. 060628--WS
Late File Exhibit

EXHIBIT J

AFFIDAVIT

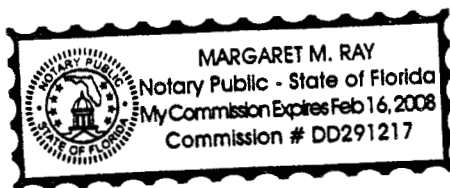
I, Ben J. Maltese (applicant) do solemnly swear or affirm that MSM Utilities, LLC has published notice of its Application for Extension of its Service Area in the Charlotte Sun, a newspaper of general circulation in the area proposed to be added and served, in accordance with the requirements of Section 367.045, Florida Statutes and Chapter 25-30.030, Florida Administrative Code. Accompanying this Affidavit is a copy of the Notice of Publication.

BY: *Ben J. Maltese*
Applicant's Signature

Applicant's Name: Ben J. Maltese

Applicant's Title: Managing Partner

Subscribed and sworn to before me this 16th day in the month of October in the year of 2006 by Ben J. Maltese who is personally known to me.



Margaret M. Ray
Notary Public's Signature

Print, Type or Stamp Commissioned
Name of Notary Public

SUN NEWSPAPERS

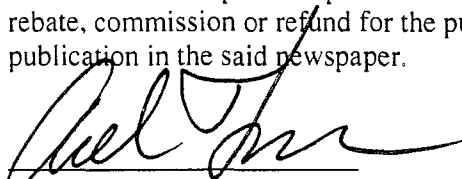
Charlotte • DeSoto • Englewood • North Port • Venice

**PUBLISHER'S AFFIDAVIT OF PUBLICATION
STATE OF FLORIDA
COUNTY OF CHARLOTTE:**

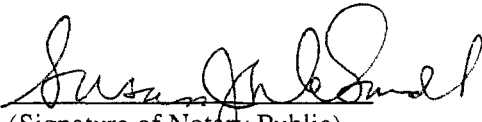
Before the undersigned authority personally appeared Amber Freeman, who on oath says that she is legal clerk of the (Charlotte Sun, Englewood Sun, DeSoto Sun, North Port Sun, Venice Gondolier Sun), a newspaper published at Charlotte Harbor in Charlotte County, Florida; that the attached copy of advertisement, being a Notice, was published in said newspaper in the issues of:

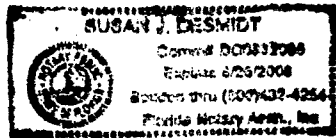
October 6, 2006

Affiant further says that the said newspaper is a newspaper published at Charlotte Harbor, in said Charlotte County, Florida, and that the said newspaper has heretofore been continuously published in said Charlotte County, Florida, Sarasota County, Florida and DeSoto County, Florida, each day and has been entered as periodicals matter at the post office in Punta Gorda, in said Charlotte County, Florida, for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.


(Signature of Affiant)

Sworn and subscribed before me this 6th day of October, 2006.


(Signature of Notary Public)



LEGAL NOTICE
Notice is hereby given pursuant to Section 367.045, Florida Statutes, of the application of MSM Utilities, LLC to amend its Water Certificate No. 611-W and Wastewater Certificate No. 527-S to add territory in Charlotte County, Florida as follows: The South 1/2 of the Southeast 1/4 of the Southwest 1/4 of the Southwest 1/4 of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida, together with The South 1/2 of the Northeast 1/4 of the Southwest 1/4 of the Southwest 1/4 and the North 1/2 of the Southeast 1/4 of the Southwest 1/4 of the Southwest 1/4 of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida; And: The Northeast 1/4 of the Northeast 1/4 of the Northeast 1/4 of the Northeast 1/4 of Section 13, Township 40 South, Range 23 East, Charlotte County, Florida; Less and except the Right-of-Way for a public highway along the East side of said land, and Less and except the Right-of-Way for a public road along the North line of said land, and Less and except the following: Commence at the Northeast corner of said Section 13, thence along the North boundary of said Section 13, North 88°26'45" West, 45.15 feet, to the Westerly maintained Right-of-Way line of State Road 35 (US 17) for a point of beginning; thence along said Westerly maintained Right-of-Way line, South 00°23'35" West, 330.28 Feet; thence North 88°24'16" West, 8.00 Feet; thence North 00°23'35" East, 330.28 Feet, to said North boundary of Section 13; thence along said North boundary, South 88°26'45" East, 8.00 Feet, to the point of beginning. Any objection to the said application must be made in writing and filed with the Director, Division of the Commission Clerk & Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within thirty (30) days from the date of this notice. At the same time, a copy of said objection should be mailed to the applicant whose address is set forth below. The objection must state the grounds for the objection with particularity. MSM Utilities, LLC, 9696 Bonita Beach Road, Suite 203, Bonita Springs, FL 34135
Publish: October 6, 2006
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