

State of Florida



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# Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** September 11, 2008

**TO:** Office of Commission Clerk (Cole)

**FROM:** Division of Economic Regulation (Clapp) *CC PL*

**RE:** Docket No. 080500-WS - Application for transfer of majority organizational control of Indiantown Company Inc., holder of Certificate Nos. 387-W and 331-S in Martin County, from Postco, Inc. to First Point Realty Holdings, LLC.

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Docket No. 080500-WS and Docket No. 080502-TP are related as they both refer to transfers from Postco, Inc. A data request was issued on August 14, 2008, in Docket No. 080502-TP which was for both dockets. Please add the attached data request letter and the attached data request response letter to this docket.

Should you have any questions regarding this matter, feel free to contact me.

Attachments

DOCUMENT NUMBER-DATE

08552 SEP 12 8

FPSC-COMMISSION CLERK

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STATE OF FLORIDA



DIVISION OF REGULATORY COMPLIANCE  
BETH W. SALAK  
DIRECTOR  
(850) 413-6600

## Public Service Commission

August 14, 2008

ATTN: Mr. Martin S. Friedman, Esq.  
Rose, Sundstrom & Bentley, LLP  
2180 W. State Road 434, Suite 2118  
Longwood, FL 32779

**Re: Docket No. 080502-TP - Data Request No. 1**

Dear Mr. Friedman:

Please provide written responses to the attached Data Request No. 1 by August 22, 2008. Should you have any questions, please contact me at 850-413-6600.

Sincerely,

A handwritten signature in black ink, appearing to read "Beth Salak".

Beth Salak, Director  
Division of Regulatory Compliance

Enclosure

cc: Andrew Maurey (ECR)  
Dale Buys (ECR)  
Ray Kennedy (RCP)  
Kiwaniis Curry (RCP)

**DATA REQUEST NO. 1 -- DOCKET NO. 080502-TP**

1. Provide a copy of First Point Realty Holdings, LLC's financial statements for each of the previous three years (2007, 2006, and 2005).
2. Provide a copy of the most recent Standard & Poor's Rating Service research report for First Point Realty Holdings, LLC.
3. Provide a copy of the most recent Moody's Investor Service research report for First Point Realty Holdings, LLC.
4. Provide a copy of the most recent Fitch Ratings research report for First Point Realty Holdings, LLC.
5. Provide documentation that demonstrates First Point Realty Holdings, LLC's capitalization (relative percentages of common equity and debt) after the transfer of controlling stock is complete.
6. Provide any other documentation that demonstrates First Point Realty Holdings, LLC's financial viability on a going forward basis after the transfer of controlling stock is complete.

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REPLY TO CENTRAL FLORIDA OFFICE

August 22, 2008

VIA E-FILING

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CHRISTIAN W. MARCELLI, OF COUNSEL  
(LICENSED IN NEW YORK ONLY)

Ann Cole, Commission Clerk  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

RE: Docket No.: 080502-TC; Petition of ITS Telecommunications Systems, Inc., for Approval of the Transfer of Controlling Stock Interest in ITS Telecommunications Systems, Inc.  
Our File No.: 43016.01

Dear Ms. Cole:

The following are ITS Telecommunications Systems, Inc.'s ("ITS") initial responses to Commission Staff's August 14, 2008, Data Request No. 1:

1. Provide a copy of First Point Realty Holdings, LLC's financial statements for each of the previous three years (2007, 2006, and 2005).

**RESPONSE:** First Point Realty Holdings, LLC ("First Point") is in the process of obtaining this information, and it will be filed under separate cover.

2. Provide a copy of the most recent Standard & Poor's Rate Service research report for First Point Realty Holdings, LLC.

**RESPONSE:** First Point does not have a Standard & Poor's rating.

3. Provide a copy of the most recent Moody's Investor Service research report for First Point Realty Holdings, LLC.

DOCUMENT NUMBER-DATE  
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Ann Cole, Commission Clerk  
Office of Commission Clerk  
Florida Public Service Commission  
August 22, 2008  
Page 2

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**RESPONSE:** First Point does not have a Moody's Investor Service rating.

4. Provide a copy of the most recent Fitch Ratings research report for First Point Realty Holdings, LLC.

**RESPONSE:** First Point does not have a Fitch rating.

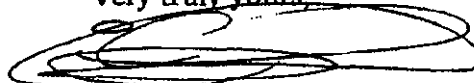
5. Provide documentation that demonstrates First Point Realty Holdings, LLC's capitalization (relative percentages of common equity and debt) after the transfer of controlling stock is complete.

**RESPONSE:** The Utility is in the process of obtaining this information, and it will be filed under separate cover.

6. Provide any other documentation that demonstrates First Point Realty Holdings, LLC' financial viability on a going forward basis after the transfer of controlling stock is complete.

**RESPONSE:** The Utility is in the process of obtaining this information, and it will be filed under separate cover.

Very truly yours,



Christian W. Marcelli  
Of Counsel

CWM/tlc

cc: David G. King, Jr.  
Jeffrey S. Leslie, President  
Kenneth A. Norman, Esquire

M:\1 ALTAMONTE\FIRST POINT PARTNERS (43016)\Regulatory Approvals\JTS Telecommunications Systems, Inc\PSC Clerk 03 (first response to Staff's 8-14 Data Request).lrr.doc