

Ruth Nettles

From: Trina Collins [TCollins@RSBattorneys.com]
Sent: Friday, November 14, 2008 1:20 PM
To: Filings@psc.state.fl.us
Cc: Stephanie Clapp; Jennifer Brubaker; burkimwater@aol.com; Martin Friedman; Christian W. Marcelli; Trina Collins
Subject: Filing in Docket No.: 080582-WS; Application of Gold Coast Utility Corp., for Amendment of Water and Wastewater Certificates in Polk County (Saddlebag and Alico Properties)
Importance: High
Attachments: PSC Clerk 06 (Transfer of facility info).ltr.11-14-2008(2).pdf

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- b. Docket No.: 080582-WS; Gold Coast Utility Corp.'s Application for Amendment of Water and Wastewater Certificates in Polk County (Saddlebag and Alico Properties) - Filing Gold Coast Utility Corp.'s Transfer of facility information.
- c. Gold Coast Utility Corp.
- d. 3 Pages.
- e. Letter to Commission Clerk regarding transfer of facility information – 3 pages.

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REPLY TO CENTRAL FLORIDA OFFICE

November 14, 2008

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VIA E-FILING

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

RE: Docket No. 080582-WS; Application of Gold Coast Utility Corp., for Amendment of Water and Wastewater Certificates in Polk County (Saddlebag and Alico Properties)
Our File No.: 40057.09

Dear Ms. Cole:

As you are aware, Gold Coast Utility Corp. filed an Application to amend its service territory (Docket No. 080582-WS). As a part of serving the proposed territory, the Utility will take over the water distribution and wastewater collection systems (but not the plants) of Saddlebag Lake Resort Owner's Association (a non-profit that currently runs the system). Because the Utility will take the Saddlebag Lake system as CIAC, there is no buyer or seller as contemplated in Rule 25-30.037. In order to provide Staff with as much information as possible, I have researched the rules regarding territory extension amendments and transfer of control authority and provided you with the additional information.

The following information is required by Rule 25-30.037 (specific provision in bold) for a transfer of facilities, but not for an extension amendment under Rule 25-30.036:

25-30.037(a) - Name and address of the "Seller."

Saddlebag Lake Owner's Association, Inc.
499 Saddlebag Lake Road
Lake Wales, FL 33898

DOCUMENT NUMBER-DATE
10626 NOV 14 8
FPSC-COMMISSION CLERK

25-30.037(c) - Describe the "Buyer's" business organization (corp./partnership/limited partnership, etc.)

Gold Coast Utility Corp. is a Florida corporation.

25-30.037(d) - The names and addresses of the Buyer's corporate officers

*Keith Burge
12292 Florida Avenue
Stuart, FL 34994*

*Reginald Burge
2340 NE Dixie Highway
Jensen Beach, FL 34957*

25-30.037(e) - The State of Buyer's incorporation – FL

25-30.037(f) - Statement regarding whether other utilities are owned by Buyer

There is no "Buyer" in this transaction. The transferee will be the applicant, Gold Coast Utility Corp. The Utility does not own any other utilities. However, Reginald Burge along with his wife owns Laniger Enterprises of America, Inc. which is certificated to provide water and wastewater service in Martin County, Florida

25-30.037(g),(h) - Copy of the Contract for Sale, which should include disposition of customer deposits, developer agreements, leases, etc.

N/A. There is no Contract for sale or transfer.

25-30.037(j) - Statement describing how the transfer is in the public interest

This transfer is in the public interest because it will result in a utility system being run by an experienced utility company rather than a non-profit homeowner's association. The customers will benefit from Gold Coast's industry expertise, its focus on utility business and economies of scale.

25-30.037(k) - List of entities providing funding for the acquisition

N/A. This is a no cost transfer.

Ann Cole, Commission Clerk
Office of Commission Clerk
Florida Public Service Commission
November 14, 1008
Page 3

25-30.037(l) - Proposed net book value of the system as of date of proposed transfer
None. This transfer will be booked as CIAC.

25-30.037(m) - Statement regarding acquisition adjustment

N/A

25-30.037(n) - If Seller's books are not available, a statement of good faith effort to locate said books

N/A

25-30.037(o) - Statement regarding Buyer obtaining Seller's tax returns

N/A

25-30.037(p) - Statement regarding condition of the system, compliance with DEP


Saddlebag Lake Resort's systems are in compliance with DEP Rules and Regulations.

25-30.037(q) - Statement regarding outstanding regulatory assessment fees.

None, the Saddlebag system is not currently regulated.

Please contact us if you should have any questions or concerns regarding this filing.

Very truly yours,



CHRISTIAN W. MARCELLI
Of Counsel

CM/tlc

cc: Stephanie Clapp, Division of Economic Regulation (via e-mail)
Jennifer Brubaker, Esquire, Office of General Counsel (via e-mail)
Mr. Keith Burge (via e-mail)

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