

State of Florida

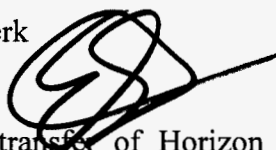


Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

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

RECEIVED-FPSC
09 APR 27 PM 2:20
COMMISSION CLERK

DATE: April 27, 2009
TO: Ann Cole, Commission Clerk - PSC, Office of Commission Clerk
FROM: Erik L. Saylor, Senior Attorney, Office of the General Counsel 
RE: DOCKET NO. 080517-WS - Application for approval of transfer of Horizon Homes of Central Florida, Inc, and Five Land Group LLC's water and wastewater systems to Aqua Utilities Florida, Inc., and for amendment of Certificate Nos. 441-S and 507-W, in Sumter County.

Please place the attached document in the above-referenced docket file. Thank you.

ELS/th

DOCUMENT NUMBER-DATE

03911 APR 27 08

FPSC-COMMISSION CLERK



Aqua Utilities Florida, Inc.
762 W. Lancaster Avenue
Bryn Mawr, PA 19010

www.aquautilitiesflorida.com

April 27, 2009

Erik Sayler, Senior Attorney
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

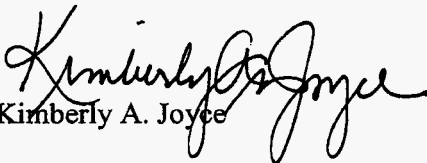
Re: Docket No. 080517-WS – Transfer of Horizon Homes of Central Florida and Five Land Group LLC’s to Aqua Utilities Florida, Inc.

Dear Mr. Sayler,

Thank you for the opportunity to discuss Aqua Utilities Florida’s (“Aqua”) acquisition of Jumper Creek. A meeting was held on April 10, 2009 to discuss with Aqua the treatment of the negative acquisition adjustment in the above referenced docket. I understand that a request was made to explore the possibility of treating the negative acquisition differently than what the PSC Rule 25-30.0371, Florida Administrative Code provides. As discussed during the meeting, since this regulation was in place prior to and at the time of closing and Aqua relied on and acted in accordance with this regulation, we believe that it should be applied in this case.

Please be advised that going forward, Aqua would be more than happy to participate in any workshop or formal rulemaking docket that would address a change in the Florida Public Service Commission’s acquisition adjustment rule and policy.

Sincerely,


Kimberly A. Joyce

Cc: Jack Lihvarcik
Troy Rendell