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STATE OF FLORIDA



MARSHALL WILLIS, DIRECTOR
DIVISION OF ECONOMIC REGULATION
(850) 413-6900

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10 JUL 16 PM 2:27

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Public Service Commission

July 15, 2010

Robert Hillman
P. O. Box 2803
Ormond Beach, FL 32175

Re: Docket No. 100317-SU: Application for amendment of Certificate No. 249-S to extend territory in Volusia County by North Peninsula Utilities Corp.

Dear Mr. Hillman:

After reviewing the application in the above referenced docket, staff has identified some deficiencies in your application. Pursuant to Rule 25-30-030, Florida Administrative Code, the application is to contain three notices and three affidavits. The required notices are:

- 1) to water and wastewater utilities in Highlands County, as well as governmental agencies and officials. (See Rule 25-30.030(5));
- 2) to the property owners of the area to be served. (See Rule 25-30.030(6)); and
- 3) to be publicized in a county-wide newspaper. (See Rule 25-50.030(7)).

Please note that affidavits must be filed for each required notice along with a sample of the actual notices issued. In addition, the notice affidavit for the governmental agencies and officials must include a copy of the noticing list provided by the Commission.

Staff has also contacted the Department of Environmental Protection (DEP) and learned that your wastewater system is significantly out of compliance. DEP is in the process of issuing a Consent Order to resolve the penalties pertaining to the unauthorized discharge of raw sewage to surface water and to the ground surface. Please explain the steps you have taken to correct these violations.

In filing your response to these deficiencies, please be sure to refer to the docket number and direct all requested information to:

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

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Should you have any questions concerning the information in this letter, please contact me at 850-413-7001.

Sincerely,

A handwritten signature in black ink that reads "Robert Simpson". The signature is written in a cursive style with a large, prominent "R" at the beginning.

Robert Simpson
Engineering Specialist

RS/

cc: Office of General Counsel (Jaeger)
Office of Commission Clerk (Docket No. 100317-SU)