

Diamond Williams

110061-WS

From: Trina Collins [TCollins@RSBattorneys.com]
Sent: Wednesday, March 09, 2011 9:13 AM
To: Filings@psc.state.fl.us
Cc: Martin Friedman; Trina Collins
Subject: Filing in Docket No. 110061-WS; Application for Authority to Transfer the Assets of Service Management Systems, Inc., and Certificate Nos. 517-W and 450-S to Aquarina Utilities, Inc. in Brevard County, Florida

Importance: High

Attachments: PSC Clerk 02 (NOF Affidavit of Publication - Late Filed Exhibit G).ltr.03-09-2011.pdf

- a. Martin S. Friedman, Esq.
Christian W. Marcelli, Esq.
ROSE, SUNDSTROM & BENTLEY, LLP
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Lake Mary, Florida 32746
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Fax: (407) 830-8522
Email: mfriedman@rsbattorneys.com
cmarcelli@rsbattorneys.com
- b. Docket No. 110061-WS; Aquarina Utilities, Inc.'s Application for Authority to Transfer the Assets of Service Management Systems, Inc., and Certificate Nos. 517-W and 450-S to Aquarina Utilities, Inc. in Brevard County, Florida - Filing Late Filed Exhibit "G" to Aquarina Utilities, Inc.'s Application, which is the Affidavit of Publication of the Notice of Application.
- c. Aquarina Utilities, Inc.
- d. 3 Pages.
- e. Letter to Commission Clerk - 1 page, Notice of Filing Late Filed Exhibit "G" - 1 page, and Affidavit of Publication - 1 page.

DOCUMENT NUMBER-DATE

01529 MAR -9 =

FPSC-COMMISSION CLERK

3/9/2011

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Please Respond to the Lake Mary Office

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March 9, 2011

ROBERT M.C. ROSE, (1924-2006)

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. 110061-WS; Application for Authority to Transfer the Assets of Service Management Systems, Inc., and Certificate Nos. 517-W and 450-S to Aquarina Utilities, Inc. in Brevard County, Florida
Our File No.: 45052.01

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket is Late Filed Exhibit "G" to Aquarina Utilities, Inc.'s Application, which is the Affidavit of Publication evidencing the Notice of Application has been published in a newspaper of general circulation in the territory in accordance with Rule 25-30.030, Florida Administrative Code.

Should you or the Staff have any questions regarding this filing, please do not hesitate to give me a call.

Very truly yours,



MARTIN S. FRIEDMAN
For the Firm

MSF/tlc
Enclosures

cc: Mr. Reginald J. Burge (w/enclosures)

DOCUMENT NUMBER - DATE
01529 MAR -9 =
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M:\1 ALTAMONTEVAQUARINA UTILITIES (45052)\TRANSFER\PSC Clerk 02 (NOP Affidavit of Publication - Late Filed Exhibit G).ltr.doc

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950 PENINSULA CORPORATE CIRCLE, SUITE 2020, BOCA RATON, FLORIDA 33487 (561) 982-7114 FAX (561) 982-7116

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Authority to Transfer)
the Assets of SERVICE MANAGEMENT)
SYSTEMS, INC., and Certificate Nos.)
517-W and 450-S in Brevard County,)
Florida to AQUARINA UTILITIES, INC.)
_____)

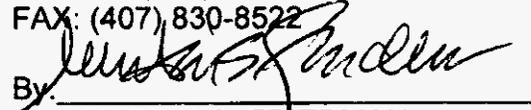
Docket No. 110061-WS

NOTICE OF FILING LATE FILED EXHIBIT "G"

Applicant, AQUARINA UTILITIES, INC., by and through its undersigned attorneys and pursuant to the applicable Florida Statutes and Florida Administrative Code, hereby gives notice of filing Late Filed Exhibit "G" to its Application filed in the above-referenced Docket, which is the Affidavit of Publication evidencing the Notice of Application has been published in a newspaper of general circulation in the territory in accordance with Rule 25-30.030, Florida Administrative Code.

Respectfully submitted on this 9th day of March, 2011, by:

ROSE, SUNDSTROM & BENTLEY, LLP
766 N. Sun Drive, Suite 4030
Lake Mary, Florida 32746
PHONE: (407) 830-6331
FAX: (407) 830-8522

By: 
MARTIN S. FRIEDMAN
For the Firm

DOCUMENT NUMBER-DATE

01529 MAR-9 =

FPSC-COMMISSION CLERK

Mailed to:

ROSE, SUNDBSTROM & BENTLEY, LLP
766 NORTH SUN DR, SUITE 4030
LAKE MARY, FL 32746

A daily publication by:



NOTICE OF APPLICATION FOR TRANSFER UTILITY ASSETS AND WATER AND WASTEWATER CERTIFICATES
NOTICE IS HEREBY given on the 3rd day of March, 2011, pursuant to Section 357.021, Florida Statutes, of the Application for Transfer of the Utility Assets of Service Management Systems, Inc., and Certificate Nos. 517-W and 450-S to Aquarina Utilities, Inc., providing water and wastewater service to the following described territory in Brevard County, Florida:

WATER SERVICE AREA
A PORTION OF SECTIONS 25, 26, 35 AND 36 TOWNSHIP 29 SOUTH, RANGE 38 EAST, SECTION 31, TOWNSHIP 29 SOUTH, RANGE 39 EAST, SECTION 1, TOWNSHIP 30 SOUTH, RANGE 38 EAST AND SECTION 6, TOWNSHIP 30 SOUTH, RANGE 39 EAST, BREVARD COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF SAID SECTION 25 AND RUN N00 DEGREES 19'34"W ALONG THE WEST LINE OF SAID SECTION 25 A DISTANCE OF 1327.58 FEET TO THE NORTH LINE OF THE SOUTH 1/2 OF THE SOUTH 1/2 OF SAID SECTION 25; THENCE RUN S88 DEGREES 30'24"E ALONG NORTH LINE OF THE SOUTH 1/2 OF THE SOUTH 1/2 OF SECTION 25 A DISTANCE OF 2634 FEET MORE OR LESS TO THE MEAN HIGH WATER LINE OF THE ATLANTIC OCEAN; THENCE RUN SOUTHERLY ALONG SAID MEAN HIGH WATER LINE THROUGH SAID SECTIONS 25, 26, 31 AND 6 A DISTANCE OF 12127 FEET MORE OR LESS TO THE SOUTH 1/2 OF SAID SECTION 6; THENCE RUN N88 DEGREES 48'45"W ALONG THE SOUTH LINE OF THE NORTH 1/2 OF THE SOUTH 1/2 OF SECTION 6 A DISTANCE OF 1524 FEET MORE OR LESS TO THE MEAN HIGH WATER LINE OF THE INDIAN RIVER; THENCE RUN NORTHERLY ALONG THE MEAN HIGH WATER LINE OF THE INDIAN RIVER AND MULLET CREEK 1636 FEET MORE OR LESS TO THE NORTH LINE OF SAID SECTION 35; THENCE RUN S88 DEGREES 22'47"E ALONG THE NORTH LINE OF SECTION 35 A DISTANCE OF 982 FEET MORE OR LESS TO THE POINT OF BEGINNING.

WASTEWATER SERVICE AREA
A PORTION OF SECTIONS 25, 26, 35 AND 36 TOWNSHIP 29 SOUTH, RANGE 38 EAST, AND SECTION 31, TOWNSHIP 29 SOUTH, RANGE 39 EAST, BREVARD COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE WEST 1/4 CORNER OF SAID SECTION 25 AND RUN N00 DEGREES 18'50"W ALONG THE WEST LINE OF SAID SECTION 25 A DISTANCE OF 1340.83 FEET TO THE NORTH LINE OF THE SOUTH 1/2 OF THE NORTH 1/2 OF SAID SECTION 25; THENCE RUN S88 DEGREES 31'07"E ALONG NORTH LINE OF THE SOUTH 1/2 OF THE NORTH 1/2 OF SECTION 25 A DISTANCE OF 1351 FEET MORE OR LESS TO THE MEAN HIGH WATER LINE OF THE ATLANTIC OCEAN; THENCE RUN SOUTHERLY ALONG SAID MEAN HIGH WATER LINE THROUGH SAID SECTIONS 25, 26, 35 AND 31 A DISTANCE OF 9203 FEET MORE OR LESS TO THE EASTERLY EXTENSION OF THE SOUTH LINE OF THE NORTH 1/2 OF THE SOUTH 1/2 OF SAID SECTION 36; THENCE RUN N88 DEGREES 22'47"W ALONG SAID LINE AND THE SOUTH LINE OF THE NORTH 1/2 OF THE SOUTH 1/2 OF SECTION 36 A DISTANCE OF 790 FEET MORE OR LESS TO THE MEAN HIGH WATER LINE OF THE INDIAN RIVER; THENCE RUN NORTHERLY ALONG THE MEAN HIGH WATER LINE OF THE INDIAN RIVER AND MULLET CREEK 1315 FEET MORE OR LESS TO THE SOUTH LINE OF SAID SECTION 26; THENCE RUN S88 DEGREES 22'47"E ALONG THE SOUTH LINE OF SAID SECTION 26 A DISTANCE OF 982 FEET TO THE COMMON CORNER OF SAID SECTIONS 25, 26, 35 AND 36; THENCE RUN ALONG THE WEST LINE OF SAID SECTION 25 N00 DEGREES 19'34"W 1327.58 TO THE SOUTHEAST CORNER OF GOVERNMENT LOT 3 OF SAID SECTION 26; THENCE RUN N88 50'23"W ALONG THE SOUTH LINE OF SAID GOVERNMENT LOT 3 A DISTANCE OF 1274 FEET MORE OR LESS TO THE MEAN HIGH WATER LINE OF MULLET CREEK; THENCE RUN NORTHERLY ALONG THE MEAN HIGH WATER LINE OF MULLET CREEK 1903 FEET MORE OR LESS TO THE NORTH LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 26; THENCE RUN S88 DEGREES 31'17"E ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 OF SECTION 26 A DISTANCE OF 2401 MORE OR LESS TO THE POINT OF BEGINNING.

Any objections to the Application must be made in writing and filed with the Commission Clerk, Office of Commission Clerk, Florida Public Service Commission, 250 Shumard Oak Boulevard Tallahassee, Florida 32399-0850, no later than 30 days from the date of this Notice, with a copy to Martin S. Friedman, Esquire, Rose, Sundstrom & Bentley, LLP, 766 N. Sun Drive, Suite 4030, Lake Mary, Florida 32746. The objection must state the grounds for the objection with particularity.

AQUARINA UTILITIES, INC.

STATE OF FLORIDA
COUNTY OF BREVARD

Before the undersigned authority personally appeared KATHY CICALA, who on oath says that she is LEGAL ADVERTISING SPECIALIST of the FLORIDA TODAY, a newspaper published in Brevard County, Florida; that the attached copy of advertising being a

LEGAL NOTICE

Ad # (230265)	\$ 460.75	the matter of:
Acct. # (6RS420)		ROSE, SUNDBSTROM & BENTLEY, LLP
the Court		NOTICE OF APPLICATION
		WATER SERVICE AREA

as published in the FLORIDA TODAY in the issue(s) of:

March 3, 2011

Affiant further says that the said FLORIDA TODAY is a newspaper in said Brevard County, Florida, and that the said newspaper has heretofore been continuously published in said Brevard County, Florida, regularly as stated above, and has been entered as periodicals matter at the post office in MELBOURNE in said Brevard County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that 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 said newspaper.

Kathy Cicala
(Signature of Affiant)

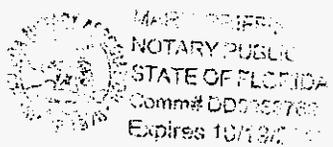
3rd day of March, 2011

Mary Griffin
(Signature of Notary Public)

Mary Griffin

(Name of Notary Typed, Printed or Stamped)

Sworn to and subscribed before this:



Personally Known or Produced Identification _____
Type Identification Produced: _____