

COMMISSIONERS:
ART GRAHAM, CHAIRMAN
LISA POLAK EDGAR
RONALD A. BRISÉ
EDUARDO E. BALBIS
JULIE I. BROWN

STATE OF FLORIDA



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

Public Service Commission

April 14, 2011

RECEIVED-FPSC
11 APR 15 AM 9:39
COMMISSION
CLERK

Dixon Pugh
Highlands Utilities Corporation
146 Loquat Road N.E.
Lake Placid, FL 33852

Re: Docket No. 110075-SU - Application for transfer of wastewater facilities in Highlands County from Highlands Utilities Corporation to Town of Lake Placid and cancellation of Certificate No. 361-S

Dear Mr. Pugh:

Staff has reviewed the above-referenced filing on behalf of Highlands Utilities Corporation (Utility) and determined that the following information is necessary to clarify the application.

- 1. Contract Transferring the Utility.** Rule 25-30.037(4)(c), F.A.C., requires that the application include a copy of the contract or other document transferring the utility system to the governmental authority. While the application included the Agreement for the Sale and Purchase of Wastewater Collection and Treatment System (Agreement), the signature of the appropriate Town representative was missing from several execution pages. Please submit executed copies of the following pages of the Agreement: page 11, Addendum Number 1 page 2, and Addendum Number 2 page 2.
- 2. Closing Date.** Please confirm whether the closing date of the sale of the facilities is the same as the transfer date of October 5, 2010.
- 3. DEP/SFWMD Compliance.** Please confirm whether, at the time of closing, the Utility had any outstanding warning letters, notices of violation, noncompliance letters, or consent orders issued by the Florida Department of Environmental Protection (DEP) or the South Florida Water Management District (SFWMD). If there were any outstanding compliance issues, please submit copies of the related documentation and provide an explanation and timeline of how these issues are being addressed.

Should you have any questions concerning the above-referenced items, please feel free to contact Ms. Melissa Jones-Alexis, of my staff, by phone at (850) 413-6997 or mjonesal@psc.state.fl.us. To ensure timely processing of your application, the above-referenced documents and statements should be filed on or before May 14, 2011. Please ensure that your transmittal references Docket No. 110075-SU and that it is mailed directly to:

DOCUMENT NUMBER 110000
02512 APR 15 =
FPSC-COMMISSION CLERK

Dixon Pugh
Page 2
April 14, 2011

Ann Cole, Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Sincerely,

Patti Daniel
by MKJA

Patti Daniel
Public Utilities Supervisor
Bureau of Certification, Economics, and Tariffs

PD:mkja

cc: Division of Economic Regulation (Jones-Alexis, Davis, Kaproth)
Office of the General Counsel (Klancke)
Office of Commission Clerk (Docket No. 110075-SU)
Bert J. Harris, III, Swaine & Harris, P.A.