

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-**

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**DATE:** September 17, 2014  
**TO:** Carlotta S. Stauffer, Commission Clerk, Office of Commission Clerk  
**FROM:** Clarence Prestwood, Chief of Surveillance & Rate Filings, Division of Accounting & Finance *CJP*  
**RE:** Docket No. 120285-SU - Application to transfer wastewater facilities and Certificate No. 137-S in Brevard County from Colony Park Utilities, Inc. to Colony Park Development Utilities, LLC.

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Please add the following letter to the docket file for the above referenced docket.

Thank you.

RECEIVED-FPSC  
14 SEP 17 AM 10:29  
COMMISSION  
CLERK

COMMISSIONERS:  
ART GRAHAM, CHAIRMAN  
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STATE OF FLORIDA



DIVISION OF  
ACCOUNTING AND FINANCE  
ANDREW L. MAUREY  
DIRECTOR  
(850) 413-6900

## Public Service Commission

September 17, 2014

Mr. Marshall Kanner  
4000 Hollywood Blvd. Suite 500N  
Hollywood, FL 33021-1224

**Re: Docket No. 120285-SU, Application to transfer wastewater facilities and Certificate No. 137-S in Brevard County from Colony Park Utilities, Inc. to Colony Park Development Utilities, LLC**

Dear Mr. Kanner:

The above-referenced application for Colony Park Utilities, Inc. (Colony Park or Utility) has been received and reviewed by staff. Please correct the following deficiency and provide the requested additional information to complete the application. We have received the confidential filing for Mr. Gary S. Phillips who owns 75 percent of the Utility. However, we still need the personal financial statements from Mr. Marshall Kanner who owns 25 percent of the Utility. This information can be filed confidentially as well.

1. Rule 25-30.037(2)(j), and (k), F.A.C., requires a showing of the buyer's financial ability to provide service, a list of all entities upon which the applicant is relying to provide funding to the buyer, and an explanation of the manner and amount of such funding, which shall include their *financial statements* and copies of any financial agreements with the utility of *all principals (those owning 10 percent or more)* of the purchasing entity.

Please provide financial statements of the principals documenting their financial ability to meet the future obligations of the purchased certificated utility. When filing the response, please be sure to refer to the docket number and to direct the response to:

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

Should you have any questions concerning the information in this letter, please contact Michael Lawson at (850) 413-6076 for legal questions, or Clarence Prestwood at (850) 413-6946 for all other questions.

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PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

Sincerely,

A handwritten signature in black ink, appearing to read "Clarence Prestwood". The signature is fluid and cursive, with a large initial "C" and a long, sweeping underline.

Clarence Prestwood  
Bureau Chief  
Division of Accounting and Finance

CP/ms

cc: Division of Accounting and Finance (Maurey, Bulecza-Banks)  
Division of Engineering (Ballinger, Watts)  
Office of Auditing and Performance Analysis (Deamer)  
Office of the General Counsel (Lawson)  
Office of Commission Clerk (Docket No. 120285-SU)