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STATE OF FLORIDA



DIVISION OF ENGINEERING  
TOM BALLINGER  
DIRECTOR  
(850) 413-6910

# Public Service Commission

March 4, 2015

Holiday Gardens Utilities, LLC  
Attn: Michael Smallridge, Manager  
3336 Grand Blvd., Suite 102  
Holiday, FL 34690-2249

## STAFF'S THIRD DATA REQUEST

**Re: Docket No. 140176-WU – Application for approval of transfer of Certificate No. 116-W from Holiday Gardens Utilities, Inc. to Holiday Gardens Utilities, LLC, in Pasco County.**

Dear Mr. Smallridge:

Please provide the following additional information necessary to process your application for transfer of Certificate No. 116-W. Be aware that due to the joint nature of the contracts with Crestridge Utilities, LLC, and Holiday Gardens Utilities, LLC, responses to the data requests below may be the same or similar.

### Additional Information

- 1) Please complete the following chart for all water and wastewater utilities for which Florida Utility Services 1, LLC, or any other business entity in which Michael Smallridge has an interest of more than 5%, provided utility accounting, billing, consulting, or operational services within the last five year period.

Utility Name	County	No. of Customers	Owner of Record	PSC Certificate No., if applicable	Services Provided

- 2) Was Florida Utility Services 1, LLC, or any other entity owned or controlled by Michael Smallridge providing accounting, billing, consulting or operational services to Holiday Gardens Utilities, Inc. prior to March 31, 2014? If so, what services were being provided?

- 3) Please provide the following information for each water and/or wastewater utility in which Michael Smallridge has been appointed receiver.
  - a) Name of utility
  - b) Date appointed receiver
  - c) County in which the utility is located. If the county in which the utility is located is a Florida Public Service Commission jurisdictional county, please provide the certificate number for the utility or explain why the utility does not have a certificate number.
  - d) Please provide a copy of the circuit court order appointing Mr. Smallridge receiver and any other orders issued in the docket(s).
- 4) Please provide documents supporting the statement that the Department of Environmental Protection (DEP) has been satisfied with the Utility's response to the DEP's inspection reports issued in 2014 and 2015. As part of the response, please provide the DEP inspection reports, any follow up letters, and response letters from the Utility in 2014 and 2015. [Note: This request is identical to the request made in the related SARC docket for the utility.]
- 5) With regard to the line of credit that you referenced in the meeting with Commission staff on February 26, 2014:
  - a) In whose name was this line of credit issued?
  - b) Please provide the name and address of the bank issuing this line of credit.
  - c) What is the amount of the line of credit and how much is left on the line of credit?
  - d) Has this line of credit been used to purchase any capital or expense items for Holiday Gardens Utilities, LLC? If so, please describe the amount of credit expended for these items and the date credit was extended.
- 6) Please provide a copy of a deed that contains the "deed restrictions" concerning street lighting that you referenced in your January 21, 2015 response to staff's data request dated October 7, 2014.
- 7) What was the closing date for the purchase of the utility? If this date is after April 11, 2014, please provide documentation of both parties' agreement to the extension of the closing date.
- 8) Please provide a complete copy of the Promissory Note dated August 22, 2014, associated with the purchase of the utility.
- 9) Please provide documentation that the \$25,000 payment referenced in paragraph 4 of the Agreement for Purchase and Sale of Water Assets (Purchase Agreement) was made at closing.

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- 10) Please provide documentation that the \$20,000 balloon payment required by paragraph 4 of the Purchase Agreement was made on or before January 31, 2015.
- 11) Please provide documentation of agreement by the Seller to the change in monthly promissory note payments from the \$4,487.71 as stated on the Promissory Note dated August 22, 2014, to \$4,500.00 per month.
- 12) Please provide documentation allocating the purchase price among the purchased assets (Crestridge and Holiday Gardens) as required by paragraph 4 of the Purchase Agreement.
- 13) Please provide fully executed and recorded copies of the warranty deeds for the properties associated with Lot numbers 30 and 130 of the Holiday Garden subdivision associated with Holiday Gardens Utilities, LLC, including a notary seal.

The original and four copies of the response to the information requested in this letter should be filed with the Commission on or before April 2, 2015. 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 Suzanne Brownless by e-mail at [sbrownle@psc.state.fl.us](mailto:sbrownle@psc.state.fl.us) or by phone at (850) 413-6218 for legal questions. For technical questions, you may contact Phillip Ellis by e-mail at [Pellis@psc.state.fl.us](mailto:Pellis@psc.state.fl.us) or by phone at (850) 413-6626.

Sincerely,



Phillip Ellis  
Engineering Specialist

PE/tj

cc: Division of Accounting and Finance (Brown, Norris)  
Division of Engineering (Ballinger, Vickery)  
Office of General Counsel (Brownless)  
Office of Industry Development and Market Analysis (Roberts)  
Division of Commission Clerk (Docket No. 140176-WU)