

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:** April 20, 2015  
**TO:** Carlotta S. Stauffer, Commission Clerk, Office of Commission Clerk  
**FROM:** Clayton Lewis, Engineering Specialist, Division of Engineering *CLL*  
**RE:** Docket No. 150107-SU - Application for transfer of wastewater assets of Francis I Utility, L.L.C. to City of Sebring, and cancellation of Certificate No. 473-S, in Highlands County. *PL/S*

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Please file the attached in the above mentioned Docket File.

Thank you.



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**DATE:** April 20, 2015  
**TO:** John Villafrate, Senior Attorney, Office of the General Counsel  
**FROM:** Clayton K. Lewis, US Engineering Specialist, Division of Engineering  
**RE:** Docket 150107 - SU - Application for transfer of wastewater assets of Francis I Utility, L.L.C. to City of Sebring, and cancellation of Certificate No. 473-S, in Highlands County.

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WLP  
CKL  
DB

Francis I Utility, L.L.C., (Francis or Utility) is a class C wastewater utility providing service to approximately 617 customers in Highlands County. On March 27, 2015, the Commission received a letter from Francis stating the City of Sebring had purchased the Utility on November 26, 2014. A copy of the settlement statement was enclosed with the letter.

Pursuant to Section 367.071(4)(a), Florida Statutes, and Rule 25-30.037(4)(e), Florida Administrative Code (F.A.C.), the Utility provided copies of the sales agreement, income statements, balance sheet, statement of rate base for regulatory purposes, and contributions-in-aid-of-construction. In accordance with Rule 25-30.037(4)(g), F.A.C., the Utility stated it did not collect deposits from its customers. Francis paid its outstanding regulatory assessment fees of \$4,339.44 on March 25, 2015. The Utility filed its 2013 Annual Report on June 4, 2014. As the Utility was no longer under the Commission's jurisdiction because of the sale to a governmental entity on November 26, 2014, an Annual Report for 2014 is not required.

The Commission has jurisdiction pursuant to Section 367.071, F.S. Also, pursuant to Section 2.07(C)(4)(d) of the Administrative Procedures Manual, staff has been given administrative authority to approve transfers to governmental entities that are in compliance with Section 367.071(4)(a), F.S. and are not controversial in nature. Based on the above, staff believes that the application is in compliance with Sections 367.071 and 367.022(2), F.S., and Rule 25-30.037(4), F.A.C. Staff recommends the Commission acknowledge the transfer of the wastewater system to the City of Sebring as a matter of right, pursuant to Section 367.071(4)(a), F.S., and cancel Certificate No 473-S effective November 26, 2014. In addition, staff recommends that the docket should be closed because no further action is necessary.