

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-

DATE: November 18, 2016
TO: Hong Wang, Chief Deputy Commission Clerk, Office of Commission Clerk
FROM: Carlotta S. Stauffer, Commission Clerk, Office of Commission Clerk
RE: Docket No. 160022-SU

Please place attached in docket file. Thank you.

RECEIVED-FPSC
2016 NOV 18 PM 3:37
COMMISSION
CLERK

COMMISSIONERS:
JULIE I. BROWN, CHAIRMAN
LISA POLAK EDGAR
ART GRAHAM
RONALD A. BRISÉ
JIMMY PATRONIS

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK
CARLOTTA S. STAUFFER
COMMISSION CLERK
(850) 413-6770

Public Service Commission

July 28, 2016

Elizabeth P. Bonan, Esq.
Ross, Earle, Bonan & Ensor, PA
P.O. Box 2401
Stuart, FL 34995

Re: Refund of Application Fee for Tropical Isles Utility Corporation

Dear Ms. Bonan:

I am writing in response to staff's memorandum dated July 27, 2016, concerning Docket No. 160022-SU (Tropical Isles Utility Corporation). I have been advised that the docket was opened in error and your \$750 application fee should be refunded. The docket has been closed, and I am attaching an Application for Refund. Please sign and date the application and return it at your earliest convenience to the Public Service Commission, Fiscal Services Section, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850.

Should you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Carlotta S. Stauffer".

Carlotta S. Stauffer
Commission Clerk

/css

Attachment

STATE OF FLORIDA
DEPARTMENT OF FINANCIAL SERVICES
APPLICATION FOR REFUND

Section 215.26, Florida Statutes, states in part: "Applications for refunds as provided in this section shall be filed with the Chief Financial Officer, except as otherwise provided herein, within 3 years after the right to such refund shall have accrued else such right shall be barred." Three years is generally interpreted as meaning three years from the date of payment into the State treasury. The Chief Financial Officer has delegated the authority to accept applications for refund to the unit of State government, which initially collected the money.

Pursuant to the provisions of Rule 69I-44.020, Florida Administrative Code, and Section 215.26, Florida Statutes, or Section _____*, Florida Statutes, I hereby apply for a refund of moneys I paid into the State treasury, which are subject to refund. The following information is submitted to substantiate the claim.

Name: _____ FEIN or SS No _____

Address: _____

Amount: _____ Date Paid _____

Reason for Claim: _____

CERTIFIED TRUE AND CORRECT this _____ day of _____, _____

Signature _____

* Must be completed if authority is other than Section 215.26, Florida Statutes.

(FOR AGENCY USE ONLY)

Agency recommends approval of the above claim and submits the following information to substantiate the claim: Amount of recommended refund \$ _____.

The amount requested above was originally deposited into the State treasury as a part of the funds deposited on State Treasurer's Receipt No. _____ dated _____.

NAME OF ACCOUNT: _____

ACCOUNT CODE											

Statutory Authority for Collection: _____

It is requested that payment be made from the following account:

NAME OF ACCOUNT: _____

ACCOUNT CODE											

CERTIFIED TRUE AND CORRECT this _____ day of _____, _____

Agency

Signature of Authorized Person

Title

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-

DATE: July 27, 2016

TO: Carlotta S. Stauffer, Commission Clerk, Office of Commission Clerk

FROM: Robert E. Graves, Public Utilities Supervisor, Division of Engineering *REG*
Kyesha Mapp, Senior Attorney, Office of the General Counsel *KM JEW*

RE: Administrative Closure, Docket No. 160022-SU - Application for certificate to provide wastewater service in St. Lucie County by Tropical Isles Utility Corporation.

Tropical Isles Utility Corporation (Tropical Isles) filed its application for wastewater certificate in St. Lucie County on January 15, 2016. In accordance with Rule 25-30.020, Florida Administrative Code, Tropical Isles paid a \$750 filing fee, with its application. After its filing, staff determined that Tropical Isles is exempt from Commission jurisdiction. Specifically, Section 367.022(7), Florida Statutes, provides that "Nonprofit corporations, associations, or cooperatives providing service solely to members who own and control such nonprofit corporations, associations, or cooperatives . . ." are not subject to regulation by the Commission. Therefore, Docket No. 160022-WU was erroneously opened.

Pursuant to Section 2.07 C.2.d(1), of the Administrative Procedures Manual, staff may administratively close dockets which were erroneously opened. Therefore, the Division of Engineering and the Office of General Counsel request that Docket No. 160022-WU be closed and Tropical Isles be refunded its \$750 filing fee. Please let us know if you have any questions or concerns regarding this matter.