FILED MAR 27, 2017 DOCUMENT NO. 03848-17 FPSC - COMMISSION CLERK

# MERRITT ISLAND UTILITY COMPANY

March 27, 2017

Office of Commission Clerk Florida Public Service Commission Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399

Re: Docket No. 170018-SU - Application to transfer wastewater system and Certificate No. 137-S in Brevard County from Colony Waste Services, LLC to Merritt Island Utility Company, Inc. – Response to Staff Deficiency Letter

Dear Commission Clerk,

Merritt Island Utility Company hereby submits its response to Staff's Deficiency letter dated March 27, 2017.

1. **Seller Information.** Rule 25-30.037(2)(c), Florida Administrative Code (F.A.C.), requires that the applicants provide the fax number for the seller, if available. Please provide the fax number of the Seller, or a statement that it is not available.

**Response:** The fax number of the seller is unknown and unavailable.

2. **Buyer Information**. Rule 25-30.037(2)(d), F.A.C., requires that the applicant provide specified information relating to the buyer, including the Federal Employer Identification Number (FEIN). The FEIN provided for the Buyer in the application does not appear to exist within the Department of State, Division of Corporations database. Please provide the correct FEIN.

Response: the FEIN is 81-4558805. See attached documentation.

3. Florida Department of State, Division of Corporations Documentation. Rule 25-30.037(2)(f)1. and 2, F.A.C., requires that the applicant provide documentation from the Florida Department of State, Division of Corporations, showing: (1) The Utility's business name and registration/document number for the business, unless operating as a sole proprietor; and, (2) The Utility's fictitious name and registration number for the fictitious name, if operating under a fictitious name. Please provide the required documentation from the Florida Department of State, Division of Corporations.

**Response:** See attached documentation.

Merritt Island Utility Company Response to FPSC Deficiency Letter March 27, 2017

4. **Net Book Value**. Rule 25-30.037(2)(o), F.A.C., requires the applicant to provide a schedule of all changes to rate base subsequent to the Commission establishing rate base. Please provide a schedule of all subsequent changes to rate base since the issuance of Order No. PSC-14-0673-PAA-SU, issued on December 5, 2014, in Docket No. 120285-SU, which established rate base as of September 27, 2012.

Response: Merritt Island Utility Company has not been provided any financial records from either of the sellers. The FPSC has just issued Audit Control No. 17-045-1-1 dated March 24, 2017. Merritt Island Utility agrees with the amounts contained in the FPSC audit report. Any additions would be contained in the Annual Reports on file at the FPSC.

Respectfully Submitted,

Troy Rendell

Manager of Regulated Utilities

// For Merritt Island Utility Company, Inc.

(Rev. December 2013) Department of the Treasury Internal Revenue Service Election by a Small Business Corporation (Under section 1362 of the Internal Revenue Code)

► See Parts II and III on page 3.

▶ You can fax this form to the IRS (see separate instructions).

▶ Information about Form 2553 and its separate instructions is at www.irs.gov/form2553.

OMB No. 1545-0123

Not	5	nis election to be an S corporation can be accepted only if all the tests are met under nareholders have signed the consent statement, an officer has signed below, and propration (entity) and other required form information have been provided.	er Who May Elect in the instructions, all d the exact name and address of the
Pa	rt I	Election Information	
		Name (see instructions)	A Employer identification number
Tim	_	Merritt Island UtilityCompany, Inc.	81-4558805
Typ	e Print	Number, street, and room or suite no. (If a P.O. box, see instructions.)	B Date incorporated
or F	rint	c/o 4939 Cross Bayou Boulevard City or town, state, and ZIP code	11/23/2016
			C State of incorporation
D		New Port Richey, FL 34652	FL
E	Flecti	the applicable box(es) if the corporation (entity), after applying for the EIN shown in A above, on is to be effective for tax year beginning (month, day, year) (see instructions).	changed its  name or  address
_	Cauti	on. A corporation (entity) making the election for its first tax year in existence will us	<u>11/2016</u>
	begin	ning date of a short tax year that begins on a date other than January 1.	ually enter the
F		ed tax year:	
	(1)		
	(2)	Fiscal year ending (month and day) ▶	
	(3)	, and the state of the state of bedefinder	
	(4) ☐ 52-53-week year ending with reference to the month of ▶		
	If box	(2) or (4) is checked, complete Part II.	
	15	U 100 T	
G 	If more than 100 shareholders are listed for item J (see page 2), check this box if treating members of a family as one shareholder results in no more than 100 shareholders (see test 2 under <i>Who May Elect</i> in the instructions)		
Н	Name	and title of officer or legal representative who the IRS may call for more information	Telephone number of officer
	Capul	orama.	or legal representative
		eremer 7 S corporation election is being filed late, I declare that I had reasonable cause for not	27-848-8292
	for not filing an entity classification election timely and that the representations listed in Part IV are true. See below for my explanation of the reasons the election or elections were not made on time and a description of my diligent actions to correct the mistake upon its discovery (see instructions).		
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Sign Here	KIIO	or penalties of perjury. I-declare that I have examined this election, including accompanying doubledge and belief, the election contains all the relevant facts relating to the election, and such facts.	cuments, and, to the best of my acts are true, correct, and complete.
	7	ignature of officer President Title	12/1/16
	-		Date '

# Electronic Articles of Incorporation For

P16000094483 FILED November 28, 2016 Sec. Of State tchang

MERRITT ISLAND UTILITY COMPANY, INC.

The undersigned incorporator, for the purpose of forming a Florida profit corporation, hereby adopts the following Articles of Incorporation:

#### Article I

The name of the corporation is:

MERRITT ISLAND UTILITY COMPANY, INC.

#### Article II

The principal place of business address: 6786 MANGROVE DRIVE MERRITT ISLAND, FL. UN 32923

The mailing address of the corporation is: C/O 4939 CROSS BAYOU BOULEVARD NEW PORT RICHEY, FL. UN 34652

### **Article III**

The purpose for which this corporation is organized is: ANY AND ALL LAWFUL BUSINESS.

#### **Article IV**

The number of shares the corporation is authorized to issue is: 1000

#### Article V

The name and Florida street address of the registered agent is:

GARY DEREMER 8625 SEAPOINTE COURT PORT RICHEY, FL. 34668

I certify that I am familiar with and accept the responsibilities of registered agent.

Registered Agent Signature: GARY DEREMER

#### **Article VI**

The name and address of the incorporator is:

GARY DEREMER 8625 SEAPOINTE COURT

PORT RICHEY, FL 34668

Electronic Signature of Incorporator: GARY DEREMER

I am the incorporator submitting these Articles of Incorporation and affirm that the facts stated herein are true. I am aware that false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s.817.155, F.S. I understand the requirement to file an annual report between January 1st and May 1st in the calendar year following formation of this corporation and every year thereafter to maintain "active" status.

#### **Article VII**

The initial officer(s) and/or director(s) of the corporation is/are:

Title: DPS GARY DEREMER 8625 SEAPOINTE COURT PORT RICHEY, FL. 34668

#### **Article VIII**

The effective date for this corporation shall be:

11/23/2016

P16000094483 FILED November 28, 2016 Sec. Of State tchang



Department of State / Division of Corporations / Search Records / Detail By Document Number /

## **Detail by Entity Name**

Florida Profit Corporation

MERRITT ISLAND UTILITY COMPANY, INC.

**Filing Information** 

**Document Number** 

P16000094483

**FEI/EIN Number** 

NONE

**Date Filed** 

11/28/2016

**Effective Date** 

11/23/2016

State

FL

Status

**ACTIVE** 

Principal Address

6786 MANGROVE DRIVE

MERRITT ISLAND, FL 32923 UN

#### **Mailing Address**

C/O 4939 CROSS BAYOU BOULEVARD

NEW PORT RICHEY, FL 34652 UN

#### Registered Agent Name & Address

DEREMER, GARY

8625 SEAPOINTE COURT

PORT RICHEY, FL 34668

#### Officer/Director Detail

Name & Address

Title DPS

DEREMER, GARY

8625 SEAPOINTE COURT

PORT RICHEY, FL 34668

#### **Annual Reports**

No Annual Reports Filed

#### **Document Images**

11/28/2016 -- Domestic Profit

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