

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of show cause proceedings against Kincaid Hills Water Company, in Alachua County, for noncompliance with Sections 350.113, 350.117, 367.121, and 367.145, Florida Statutes, and Rules 25-30.110, 25-30.120, 25-30.355, and 25-22.032, Florida Administrative Code.

DOCKET NO. 20170200-WU
ORDER NO. PSC-2018-0588-FOF-WU
ISSUED: December 18, 2018

The following Commissioners participated in the disposition of this matter:

ART GRAHAM, Chairman
JULIE I. BROWN
DONALD J. POLMANN
GARY F. CLARK
ANDREW GILES FAY

ORDER DISMISSING PROCEEDINGS AND CLOSING DOCKET

BY THE COMMISSION:

This docket was opened to initiate show cause proceedings against Kincaid Hills Water Company (Kincaid) for apparent violations of Florida Statutes and Commission rules for: (1) its failure to remit payment of its annual Regulatory Assessment Fees for the years 2008, 2009, 2012, 2013, and 2016; (2) its failure to timely submit its Annual Reports for the years 2009, 2010, 2011, 2012, and 2013; and (3) its failure to respond to customer complaints and to provide a written response to our staff regarding customer complaints.

By Order No. PSC-2017-0470-PCO-WU, issued December 15, 2017, we ordered Docket No. 20170200-WU to remain open until our staff initiated certificate revocation proceedings. Pursuant to Order No. PSC-2018-0166-PCO-WU, issued March 27, 2018, this docket was held in abeyance pending our review and ruling on Gator Waterworks, Inc.'s (Gator Waterworks') application for transfer of facilities and Water Certificate No. 555-W from Kincaid to Gator Waterworks, in Docket No. 20180066-WU.

At our Agenda Conference, held on December 11, 2018, we voted to approve the aforementioned transfer application. As Gator Waterworks' acquisition of Kincaid negates the need for certificate revocation proceedings, the show cause proceedings against Kincaid are hereby dismissed and Docket No. 20170200-WU shall be closed.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the show cause proceedings against Kincaid Hills Water Company are hereby dismissed and Docket No. 20170200-WU shall be closed.

By ORDER of the Florida Public Service Commission this 18th day of December, 2018.



CARLOTTA S. STAUFFER
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399
(850) 413-6770
www.floridapsc.com

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request:

- 1) reconsideration of the decision by filing a motion for reconsideration with the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or
- 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Office of Commission Clerk, and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.