

STATE OF FLORIDA



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Public Service Commission

October 27, 2020

Ms. Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
BKeating@gunster.com

VIA EMAIL

Re: Docket No. 20200221-WS - Application for transfer of majority organizational control of Ni Florida, LLC from Ni Pacolet Milliken Utilities, LLC to Florida Utility Systems, Inc.

Dear Ms. Keating:

Florida Public Service Commission (Commission) staff has reviewed the application for transfer of majority organizational control (application) submitted by Florida Utility Systems, Inc. (Utility) on September 28, 2020. After review, we find the application to be deficient due to the following:

1. **Notice of Application.** Rule 25-30.037(4)(b), Florida Administrative Code (F.A.C.), requires the applicant to provide proof of noticing pursuant to Rule 25-30.030, F.A.C. Rule 25-30.030(6), F.A.C., states that all applications requiring noticing shall be deemed deficient until affidavits of noticing required by Sections 367.045(1)(e) and (2)(f), Florida Statutes, along with a copy of the notice, are filed with the Office of Commission Clerk. Staff notes that the Utility cannot correct this deficiency until its draft notice has been approved by staff and has been issued in accordance with Rule 25-30.030(5), F.A.C. However, staff is working with the Utility toward approval of the draft notice. Upon staff approval of the Utility's draft notice and issuance of the same, please provide proof of noticing pursuant to Rule 25-30.030, F.A.C.

Your petition will not be deemed filed until the deficiency identified in this letter has been corrected. The correction should be submitted no later than **November 24, 2020**, to the following address:

Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

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Should you have any questions concerning the information in this letter, please feel free to contact me by phone at (850) 413-6127 or by email at jdoehlin@psc.state.fl. Please include the docket number on all submissions to the Commission Clerk.

Sincerely,

A handwritten signature in blue ink that reads "Jeff Doehling".

Jeff Doehling
Engineering Specialist

JD/jp

cc: Office of Commission Clerk (Docket No. 20200221-WS)