

STATE OF FLORIDA

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DIVISION OF ENGINEERING
TOM BALLINGER
DIRECTOR
(850) 413-6910

Public Service Commission

February 11, 2022

Mr. Robert Finvarb
3070 Harbor Drive
St. Augustine, FL 32084
robert@finvarb.com

VIA EMAIL

Re: Docket No. 20210189-WU - Application for transfer of water facilities of Camachee Island Company, Inc. d/b/a Camachee Cove Yacht Harbor Utility and Certificate No. 647-W to Windward Camachee Marina Owner LLC, in St. Johns County

Dear Mr. Finvarb:

Staff has reviewed Windward Camachee Marina Owner LLC's (Windward, or applicant) February 2, 2022, responses to staff's January 12, 2022, deficiency letter. After reviewing this information, we find that the application continues to be deficient. The specific deficiencies are identified as:

- 1. Notice of Application.** Rule 25-30.030(6), Florida Administrative Code, (F.A.C.), incorporated by reference in Rule 25-30.037(2)(b), 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 has reviewed and approved the notice of application. Please provide affidavits of noticing in accordance with Rule 25-30.030(5), F.A.C.
- 2. Contingent.** Rule 25-30.037(2)(i), F.A.C., states that if the transfer occurs prior to Commission approval, the contract shall include a provision stating that the contract is contingent upon Commission approval. Please provide a statement that the transfer is contingent upon Commission approval.
- 3. Percent Ownership.** Rule 25-30.037(2)(g), F.A.C., requires that the applicant provide name(s), address(es) and percentage of ownership of each entity or person that owns or will own more than a 5 percent interest in the utility. In the original application, Windward provided two names with the percentage of ownership, but did not provide the address for the listed names. In the deficiency response, dated February 2, 2022, Windward provided 4 names with addresses, but did not provide the percentage of ownership. Please provide the correct name(s), address(es) and percentage of ownership

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of each entity or person that owns or will own more than a 5 percent interest in the utility to comply with the rule.

Your application will not be deemed filed until the deficiencies identified in this letter have been corrected. These corrections should be submitted no later than **March 2, 2022**, to the following address:

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

Should you have any questions concerning the information in this letter or need assistance in curing the deficiencies, please feel free to contact Mrs. Kerri Maloy by phone at (850) 413-6836 or email at kmaloy@psc.state.fl.us for technical questions, or Mr. Ryan Sandy by phone at (850) 413-6856 or email at rsandy@psc.state.fl.us for legal questions. Please include the docket number in all submissions to the Commission Clerk.

Sincerely,



Kerri Maloy
Engineering Specialist

KM:jp

cc: Office of Commission Clerk (Docket No. 20210189-WU)