

MICHAEL SMALLRIDGE
5911 TROUBLE CREEK RD.
NEW PORT RICHEY, FL. 34652
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352.302.7406

May 9, 2022

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

Dear Commission Clerk:

Please allow this letter to serve as a request to open a new Docket for the attached Notice of Abandonment for Sun River Utilities.

A copy is being sent to Charlotte County.

Sincerely,



Mike Smallridge

**MICHAEL SMALLRIDGE
5911 TROUBLE CREEK ROAD
NEW PORT RICHEY, FL 34652**

May 9, 2022

Via Electronic Mail

at Commissioner.Fay@psc.state.fl.us

Andrew Giles Fay Chairman
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, FL 32399-0850

Via Electronic Mail

at bcc.administration@charlottecountyfl.gov

Hector Flores, County Administrator
Charlotte County
18500 Murdock Circle
Port Charlotte, FL 33948

Re: **NOTICE OF ABANDONMENT** - North Charlotte Waterworks, Inc. f/k/a Sun River Utilities, Inc. (Water and Wastewater Services)

Dear Messrs. Fay and Flores:

I was appointed Receiver of the utility physically located at 29024 Wood Duck Drive, Punta Gorda, Florida 33982 (“the Utility”) on April 30, 2021, by Judge Gentile in Case no. 21-0148CA, in Charlotte County, Florida. The Utility previously operated as Sun River Utilities, Inc., (“Sun River”), which was then sold to North Charlotte Waterworks, Inc. (“Waterworks”) on February 5, 2016. “Sun River” and “Waterworks” are collectively referred to herein as “the Utility.” Waterworks’ application for transfer was denied by FPSC, and thereafter, Waterworks and Sun River filed a Joint Notice of Abandonment. The Court then appointed me as the Receiver of the Utility.

This letter will serve as my 70-day notice of my intention to abandon the Utility, in compliance with Section 367.165, Florida Statutes, and Rule 25-30.090, Florida Administrative Code.

I, Michael Smallridge, Court Appointed Receiver, will be abandoning the Utility on Monday, July 18, 2022.

The Utility has continued to pay the Regulatory Assessment Fees and file its Annual Report, and is compliance with Florida Public Service Commission rules and regulations.

The following information is provided in accordance with Rule 25-30.090, F.A.C.:

- (a) The name and address of the Utility is:
North Charlotte Waterworks, Inc. f/k/a Sun River Utilities, Inc.

Messrs. Fay and Flores
May 9, 2022
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c/o Michael Smallridge, Court Appointed Receiver
5911 Trouble Creek Road
New Port Richey, FL 34652

- (b) The person to contact regarding this notice
Michael Smallridge, Receiver
5911 Trouble Creek Road
New Port Richey, FL 34652
(352) 302-7406
- (c) The date of this notice is May 9, 2022.
- (d) The Utility will be abandoned on July 18, 2022. (Though the rule only requires 60 days' notice, I am providing 70 days' notice.)
- (e) Both the water and wastewater utilities will be abandoned.
- (f) The Utility is being abandoned as the Receiver is unable to obtain adequate ownership or right to the continued use of the land upon which treatment facilities are located, pursuant to Section 367.1213, Florida Statutes. Nor does the Utility have the financial resources to implement solutions or pursue legal action. Therefore, the Utility is unable to obtain a transfer of certificates from the Florida Public Service Commission.
- (g) The Receiver has been unable to secure support from Charlotte County. The Utility is currently not in compliance with DEP rules and regulations and will not be able to obtain compliance without significant funding, which the Utility is unable to generate.
- (h) The location of the Utility's records is:
Attn: Michael Smallridge, Receiver
5911 Trouble Creek Road
New Port Richey, FL 34652

Thank you for your attention in this matter. I will coordinate with all parties to help make this a smooth transition.

Sincerely,



Michael Smallridge
Court Appointed Receiver

cc: Hon. Geoffrey Gentile, Circuit Court Judge
Jean Denise Stasio, Charlotte County Attorney's Office (via e-portal)