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KEITH C. HETRICK
GENERAL COUNSEL
(850) 413-6199

Public Service Commission

November 7, 2022

VIA ELECTRONIC MAIL

F. Marshall Deterding, Esq.
Sundstrom & Mindlin, LLP
2548 Blairstone Pines Drive
Tallahassee, Florida 32301
mdeterding@sfflaw.com

Re: Docket No. 20220156-WS - Application for name change on Certificate Nos. 277-W and 223-S in Seminole County from CWS Communities, LP d/b/a Palm Valley Utilities to Hometown Palm Valley, LLC d/b/a Palm Valley Utilities.

Dear Mr. Deterding:

Florida Public Service Commission staff has completed its review of your October 3, 2022, letter providing responses to the deficiency letter dated September 27, 2022. Commission staff finds that the notice for name change on Certificate Nos. 277-W and 223-S from CWS Communities, LP d/b/a Palm Valley Utilities to Hometown Palm Valley, LLC d/b/a Palm Valley Utilities remains deficient. Staff is requesting the below-described information to determine whether there has been a change in the ownership or control of the utility or its assets. Rule 28-30.039(1), Florida Administrative Code.

1. Paragraph 2 of the Application for Name Change states that “[i]n 2019, due to a corporate reorganization, the water and sewer utility assets of CWS Communities, LP were transferred to Hometown Palm Valley, LLC.”
 - a. Fully describe the corporate reorganization.
 - b. Explain how CWS Communities transferred its water and sewer utility assets to Palm Valley, LLC.
 - c. Provide documents evidencing or memorializing the transfer of the water and sewer utility assets of CWS Communities, LP to Hometown Palm Valley, LLC.

- d. Provide an organizational chart showing CWS Communities, LP, its parent company(ies), any sister companies, and any subsidiaries or affiliates, prior to the 2019 corporate reorganization.
 - e. Provide an organizational chart showing CWS Communities, LP, and Hometown Palm Valley, LLC, their parent company(ies), any sister companies, and any subsidiaries or affiliates, following the 2019 corporate reorganization.
2. Paragraph 2 of the Application for Name Change states that “[t]he ultimate owner of the utility did not change and the assets of the utility continue to be owned and operated by the same entity which owns the mobile home community served by the systems.”
 - a. Who was the ultimate owner of the utility prior to and following the 2019 corporate reorganization?
 - b. What entity owned the mobile home community served by the systems prior to and following the 2019 corporate reorganization?
3. Exhibit B to the Application for Name Change is an Affidavit of Gregory Lynch, which states, in part, “that the beneficial ownership and control of the utility and its assets have not changed.”
 - a. Explain what is meant by “beneficial ownership,” and describe whether and how it differs from “ultimate ownership.”
 - b. Please identify the person or entity who has held “beneficial ownership and control of the utility” such that neither changed as a result of the 2019 corporate reorganization.

Your notice for name change will not be deemed filed until the deficiencies identified in this letter have been corrected. These corrections should be submitted no later than **Friday, November 18, 2022**, 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 Shaw Stiller by phone at (850) 413-6187 or email at sstiller@psc.state.fl.us. Please include the docket number on all submissions to the Commission Clerk.

Respectfully yours,

/s/ Shaw Stiller
Shaw Stiller, Esq.
Senior Attorney

SPS:crv