

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: January 20, 2023

TO: Jennifer S. Crawford, Attorney Supervisor, Office of the General Counsel

FROM: Thomas E. Ballinger, Director, Division of Engineering *TB*

RE: Docket No. 20220199-WS - Joint application for acknowledgement of corporate reorganization and approval of name changes on Certificate Nos. 641-W and 551-S in Duval County, Certificate No. 555-W in Alachua County, Certificate Nos. 678-W and 672-W in Leon County, Certificate No. 676-W in Okaloosa County, and Certificate Nos. 501-W and 435-S in Washington County from Duval Waterworks, Inc., Gator Waterworks, Inc., Lake Talquin Waterworks, Inc., Seminole Waterworks, Inc., Okaloosa Waterworks, Inc., and Sunny Hills Utility Company to North Florida Community Water Systems, Inc.

On November 14, 2022, Duval Waterworks, Inc., Gator Waterworks, Inc., Lake Talquin Waterworks, Inc., Seminole Waterworks, Inc., Okaloosa Waterworks, Inc., and Sunny Hills Utility Company (collectively the "Utilities") filed a joint application for the acknowledgement of corporate reorganization and approval of name change. The application was filed pursuant to Rule 25-30.039, Florida Administrative Code (F.A.C.).

On December 1, 2022, Articles of Merger were recorded with the Florida Department of State, Division of Corporations, to merge the Utilities into North Florida Community Water Systems, Inc. (North Florida Water or Company). The merger became effective on January 1, 2023. The Utilities have common majority shareholders, and the surviving Utility will also share the common majority shareholders. The officers and directors as well as the management operations, customer service, mailing addresses, and telephone of each of the Utilities will not change as a result of the merger and name change. The name change request is consistent with Rule 25-30.039, F.A.C., which provides for changes in name only, with no change in the ownership or control of the utilities or its assets. An affidavit was provided affirming there are no changes in ownership or control of the Utilities or their assets. Last, on January 12, 2023, North Florida Water filed an affirmation of Customer Notice Mailing along with a copy of the notice of its application for name change.

Conclusion

Section 2.07(c)(2)(a) of the Administrative Procedures Manual grants the Director of the appropriate technical division and the Office of the General Counsel authority to approve changes of names and corporate reorganizations of regulated utilities, where there are no changes in ownership or control or transfer of assets, by notifying the Office of Commission Clerk. The application provides sufficient documentation that neither ownership nor control or transfer of

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assets are involved. Therefore, staff recommends that the request for acknowledgement of corporate reorganization and approval of name changes on the certificates identified in Attachment A is in compliance with the provisions of Rule 25-30.039, F.A.C. Staff also recommends an administrative order be issued within 30 days acknowledging the reorganization and change of name to North Florida Community Water Systems, Inc. The resultant order should serve as North Florida Water's amended certificates and should be retained by the Company. Upon issuance of the administrative order, this docket should be closed.

TB:PE:jp

Attachment

cc: Office of the Commission Clerk (Docket No. 20220199-WS)

REVISED CERTIFICATES

For

NORTH FLORIDA COMMUNITY WATER SYSTEMS, INC.

<u>Certificate No.</u>	<u>County</u>	<u>Type of Change</u>
641-W	Duval County	Name Change
551-S	Duval County	Name Change
555-W	Alachua County	Name Change
678-W	Leon County	Name Change
672-W	Leon County	Name Change
676-W	Okaloosa County	Name Change
501-W	Washington County	Name Change
435-S	Washington County	Name Change

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
North Florida Community Water Systems, Inc.
Pursuant to Certificate Number 641-W**

to provide water service in Duval County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-08-0612-PAA-WS	09/22/2008	20080113-WS	Original Certificate
PSC-2020-0267-PAA-WS	07/27/2020	20190195-WS	Transfer of Certificate
*	*	20220199-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
North Florida Community Water Systems, Inc.
Pursuant to Certificate Number 551-S**

to provide wastewater service in Duval County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-08-0612-PAA-WS	09/22/2008	20080113-WS	Original Certificate
PSC-2020-0267-PAA-WS	07/27/2020	20190195-WS	Transfer of Certificate
*	*	20220199-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
North Florida Community Water Systems, Inc.
Pursuant to Certificate Number 555-W**

to provide water service in Alachua County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-93-1027-FOF-WU	07/13/1993	921195 -WU	Grandfather Certificate
PSC-2018-0587-PAA-WU	12/17/2018	20180066-WU	Transfer of Certificate
*	*	20220199-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
North Florida Community Water Systems, Inc.
Pursuant to Certificate Number 678-W**

to provide water service in Leon County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-2021-0113-PAA-WU	03/22/2021	20200195-WU	Grandfather Certificate
*	*	20220199-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
North Florida Community Water Systems, Inc.
Pursuant to Certificate Number 672-W**

to provide water service in Leon County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-2018-0334-PAA-WU	06/28/2018	20170155-WU	Grandfather Certificate
*	*	20220199-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
North Florida Community Water Systems, Inc.
Pursuant to Certificate Number 676-W**

to provide water service in Okaloosa County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-2020-402-PAA-WU	10/26/2020	20200155-WU	Original Certificate
*	*	20220199-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
North Florida Community Water Systems, Inc.
Pursuant to Certificate Number 501-W**

to provide water service in Washington County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
18902	02/22/1988	870984-WS	Grandfather Certificate
22307	12/12/1989	881501-WS	Transfer of Majority Control
25575	01/07/1992	910662-WS	Reorganization/Name Change
PSC-97-0427-FOF-WS	04/16/1997	970028-WS	Name Change
PSC-04-1242-PAA-WS	12/20/2005	040951-WS	Transfer of Certificate
PSC-14-0315-PAA-WS	06/13/2014	130172-WS	Transfer
*	*	20220199-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
North Florida Community Water Systems, Inc.
Pursuant to Certificate Number 435-S**

to provide wastewater service in Washington County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
18902	02/22/1988	870984-WS	Grandfather Certificate
22307	12/12/1989	881501-WS	Transfer of Majority Control
25575	01/07/1992	910662-WS	Reorganization/Name Change
PSC-97-0427-FOF-WS	04/16/1997	970028-WS	Name Change
PSC-04-1242-PAA-WS	12/20/2005	040951-WS	Transfer of Certificate
PSC-14-0315-PAA-WS	06/13/2014	130172-WS	Transfer
*	*	20220199-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**