BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In Re: Revocation by Florida Public Service Commission of Certificates Nos. 451-W and 382-S Issued to SHADY OAKS MOBILE-MODULAR ESTATES, INC. in Pasco County, Pursuant to Section <u>367.111(1), F.S.</u>

AFA ____

AFF CAF

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NOTICE OF WITHDRAWAL OF COUNSEL

On June 20, 1994, Gerald T. Buhr, P.A., entered a Notice of Limited Appearance on behalf of Shady Oaks Mobile-Modular Estates, Inc. The undersigned has subsequently confirmed that on July 14, 1994, Shady Oaks filed for bankruptcy in the Tampa Division of the United States District Court for the Middle District of Florida, under Case No. F94-6876-8G1. Counsel has been advised further that the attorney handling the bankruptcy case intends to file a suggestion of bankruptcy in this proceeding. Under these circumstances, the undersigned advised Richard D. Sims, President of Shady Oaks, that this firm would not represent him further in the above captioned cause (see Exhibit "A" attached) and Mr. Sims acknowledged the propriety of such action. ACK

Respectfully submitted, GERALD T. BUHR, P.A.

By: Gerald A. Buhr, Esq.

Gerald F. Bufr, Esq. Fla. Bar No. 897434 Cheryl J. Lister, Esq. Fla. Bar No. 472580 Northfork Professional Center 1519 N. Dale Mabry, Suite 100 Lutz, FL 33549-1647 (813) 949-3681

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Notice of Withdrawal of Counsel was furnished to Lila A. Jaber, Esquire, Division of Legal Services, Florida Public Service Commission, 101 East Gaines Street, Tallahassee, FL 32399-0863, and Richard D. Sims, Shady Oaks Mobile-Module Estates, Inc., 1315 Eckels Drive, Tampa, Florida 33612, on this _/\day of July 1994.

Cherry J. Lister

Gerald T. Buhr, P.A. ATTORNEY AT LAW

July 15, 1994

Mr. Richard D. Sims 1315 Eckels Drive Tampa, FL 33612

RE: Shady Oaks Mobile-Modular Estates, Inc.

Dear Dick:

As you suggested, I spoke with Roberta in Buddy Ford's office this morning. She confirmed that their office filed bankruptcy yesterday on behalf of the utility and that this action will stay all pending actions, including the PSC proceedings. She indicated further that they will be filing suggestions of bankruptcy in those cases.

As we have indicated to you throughout the course of our representation, we are not bankruptcy attorneys and cannot advise you on bankruptcy matters. Our representation has been limited to assisting you with the pending circuit court action, attempted sale of the utility, and, to a very limited extent, with the PSC proceedings. Because you have now elected to go forward in bankruptcy, and since it appears that Mr. Ford has matters under control, it is appropriate for Gerald T. Buhr, P.A., to cease representing you at this juncture. As I am sure you can appreciate, there is no point in paying two attorneys when one will suffice.

So that there is no misunderstanding, should the bankruptcy not operate as a stay of the pending actions, you face the following deadlines in the Circuit Court action:

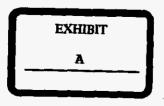
July 18, 1994 - Judge Tepper's Order mandates that you have sold the Utility by this date. Failing this, you may either find yourself in jail, or a receiver may be appointed to take over the utility.

In the PSC action the following deadlines are upcoming:

July 20, 1994 - A status report is due to the PSC setting forth the status of the Utilities' compliance with Judge Tepper's Order.

July 22, 1994 - You are scheduled to appear for deposition at 10:00 a.m. in Tallahassee.

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Mr. Richard D. Sims July 15, 1994 Page 2

July 22, 1994 - A prehearing is scheduled at 1:30 p.m. in Tallahassee. Your appearance is required.

August 4-5, 1994 - This case is scheduled for hearing.

August 18, 1994 - Transcripts are due to be filed.

September 1, 1994 - Briefs are due.

We sincerely wish you the best of success in your legal matters. Have your new counsel call us if he needs any information.

Very Truly Yours,

GERALD T. BUHR, P.A.

0 By: Gerald T. Buhr

GTB/jmc

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