

IN RE: Application of )  
NORTH FORT MYERS UTILITY, INC. )  
for extension of wastewater )  
service in Lee County, Florida. )  
\_\_\_\_\_ )

RECORDS AND REPORTING

Docket No. 981781-SU

PREHEARING STATEMENT OF  
NORTH FORT MYERS UTILITY, INC.

NORTH FORT MYERS UTILITY, INC. ("NFMU"), by and through its undersigned attorneys and pursuant to PSC Order No. PSC-99-0420-PCO-SU, files this Prehearing Statement.

(a) Witnesses: The names of all known witnesses that may be called by NFMU and the subject matter of their testimony are as follows:

1. A.A. Reeves, III, will testify regarding the circumstances surrounding the negotiation of the Agreement to provide wastewater service to Buccaneer Estates and why North Fort Myers Utility, Inc. providing wastewater service to Buccaneer Estates is in the public interest.

2. Steven K. Morrison will testify regarding the reasonableness of the interconnection with NFMU from a technical perspective.

(b) Exhibits: The only known exhibits which Mr. Reeves may

- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAP \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG 2 \_\_\_\_\_
- MAJ 3 \_\_\_\_\_
- OPD \_\_\_\_\_
- PRD \_\_\_\_\_
- ~~SEA~~ \_\_\_\_\_
- OTR \_\_\_\_\_

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*[Signature]*  
FPSC BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

use are the resume of A.A. Reeves, III, and the Wastewater Agreement between NFMU and the owners of Buccaneer Estates and the Application with supplemental information. Presently, Mr. Morrison doe not intend to sponsor any exhibits.

(c) Basic Position: It is in the public interest for NFMU to provide wastewater service directly to the residents of Buccaneer Estates.

(d)-(f) Issues of Fact, Law and Policy: The following are questions of fact, law and policy which NFMU considers at issue, its position on each question, and which witness of NFMU will address the issue:

1. Was it reasonable for the Park Owner to dismantle its wastewater treatment plant and interconnect with NFMU?

a. Yes.

b. A.A. Reeves, III, and Steven K. Morrison.

2. Is it in the public interest for NFMU to provide wastewater service directly to the residents of Buccaneer Estates?

a. Yes.

b. A.A. Reeves, III, and Steven K. Morrison.

(g) Stipulated Issues: The parties have not stipulated to any issues at this time.

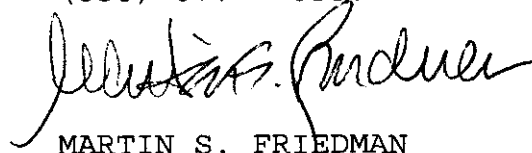
(h) Pending Motions: There is a pending Motion for

Protective Order filed by the Park Owner with regard to discovery served upon it by OPC.

(i) Requirements That Cannot Be Complied With: NFMU believes that it has complied with all of the requirements of Order No. PSC-99-0420-PCO-SU.

Respectfully submitted on this  
9th day of August, 1999, by:

ROSE, SUNDSTROM & BENTLEY  
2548 Blairstone Pines Drive  
Tallahassee, Florida 32301  
(850) 877 - 6555



MARTIN S. FRIEDMAN  
For the Firm

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Prehearing Statement was served via U.S. Mail upon Steve Reilly, Esquire, Office Of Public Counsel, 111 West Madison Street, Suite 812, Tallahassee, FL 32301-1906, Jennifer Brubaker, Esquire, Florida Public Service Commission, Legal Division, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, Ronald & Gwen Ludington, 509 Avanti Way, North Fort Myers, FL 33917 and Donald Gill, 674 Brigantine Boulevard, North Fort Myers, FL 33917 on this 9th day of August, 1999.



MARTIN S. FRIEDMAN

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