



# 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:** NOVEMBER 18, 1999

**TO:** DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYO)

**FROM:** DIVISION OF LEGAL SERVICES (VAN LEUVEN)  
DIVISION OF WATER AND WASTEWATER (CLAPP, REDEMANN)

**RE:** DOCKET NO. 991660-WS - PETITION BY UNITED WATER FLORIDA INC. FOR EMERGENCY TEMPORARY VARIANCE FROM RULE 25-30.030(4)(C), F.A.C.

**AGENDA:** 11/30/99 - REGULAR AGENDA - PROPOSED AGENCY ACTION - RULE VARIANCE - INTERESTED PERSONS MAY PARTICIPATE

**CRITICAL DATES:** DECEMBER 1, 1999 - COMMISSION MUST GRANT OR DENY EMERGENCY REQUEST FOR RULE VARIANCE WITHIN 30 DAYS OF RECEIPT OF PETITION

**SPECIAL INSTRUCTIONS:** NONE

**FILE NAME AND LOCATION:** S:\PSC\LEG\WP\991660.RCM

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REDEMANN

### CASE BACKGROUND

United Water Florida Inc. (United Water or utility) is a Class A utility located in Duval, Nassau, and St. Johns Counties and serves approximately 30,425 water and 22,909 wastewater customers. Jacksonville Suburban Utilities Corporation (Suburban) was issued Water Certificate No. 236-W and Wastewater Certificate No. 179-S pursuant to Order No. 13672, in Docket No. 840177-WS, issued September 11, 1984. An application for transfer of majority organizational control from GWC Corporation to United Water Resources, Inc., (UWR or parent) was approved pursuant to Order No. PSC-95-0215-FOF-WS, in Docket No. 940743-WS, issued February 16, 1995. Subsequently, the parent submitted an application for a name change of the utility to United Water Florida Inc., which was approved pursuant to Order No. PSC-95-0604-FOF-WS, in Docket No. 950386-WS, issued May 16, 1995. The utility's 1998 annual report

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on file with the Commission lists total operating revenues of \$27,825,635 and total income of \$1,744,078.

On November 1, 1999, United Water filed a petition requesting an emergency temporary variance from Rule 25-30.030(4)(c), Florida Administrative Code, which relates to its unfiled Application for Transfer of Majority Organizational Control. (Attachment A and B) United Water Resources, Inc. is the corporate grandparent of United Water. Lyonnaise American Holding, Inc. is currently a 30% shareholder of United Water Resources, Inc. and is seeking to become the sole shareholder through a pending merger.

This recommendation addresses United Water's petition for an emergency temporary variance from Rule 25-30.030(4)(c), Florida Administrative Code.

#### **DISCUSSION OF ISSUES**

**ISSUE 1:** Should United Water's request for an emergency temporary variance from Rule 25-30.030(4)(c), Florida Administrative Code, be granted?

**RECOMMENDATION:** Yes. United Water's request for an emergency temporary variance from Rule 25-30.030(4)(c), Florida Administrative Code, should be granted in accordance with the staff's analysis. (VAN LEUVEN)

**STAFF ANALYSIS:** United Water has requested a temporary variance from the requirements of Rule 25-30.030(4)(c), Florida Administrative Code, for the purpose of its forthcoming Application for Transfer of Majority Organizational Control. Rule 25-30.030(4)(c), Florida Administrative Code, states that notice shall include a description, using township, range and section references, of the territory proposed to be either served, added, deleted, or transferred.

United Water requests that it be allowed to use a one page notice (with a map of United Water's territories), to be provided by mail, to customers, agencies, and utilities. The map to be included is titled United Water Florida Service Areas and has been designed to visually communicate the territories of United Water by showing the following: counties, the St. Johns River, county boundaries, major highway arteries, and territory names which relate to commonly known areas of the city. (Attachment C) In addition, United Water requests that it be allowed to use the one page notice (with a map of United Water's territories) of its

application to fulfill the newspaper publication notice requirement.

Rule 28-104.004(2), Florida Administrative Code, provides that a petition for an emergency waiver shall specify, in addition to the other requirements of Section 120.542(5), Florida Statutes (1999), the following:

(a) The specific facts that make the situation an emergency; and

(b) The specific facts to show that the petitioner will suffer an immediate adverse effect unless the variance or waiver is issued more expeditiously than the time frames provided in Section 120.542, Florida Statutes.

Staff recommends that United Water's Petition for Emergency Temporary Variance be granted because it meets the requirements of Rule 28-104.004(2), Florida Administrative Code, as set forth above.

Section 120.542, Florida Statutes, allows the Commission 90 days to grant or deny a non-emergency petition for variance or waiver after it is deemed complete. In this case, the 90 day grant or deny period would precede the filing of the application because the request for relief pertains to a procedural noticing requirement. In addition to the 90 day process, the Commission would need time to review and act upon the Application for Transfer of Majority Organizational Control. United Water states that an emergency variance is needed because the two time periods taken together would not allow United Water to secure the timely approval of the Commission which must be coordinated with the approvals of the shareholders and other state public service commissions. Also, United Water's petition states that the utility anticipated that all regulatory approvals would be secured by March 2000 and that it is unreasonable for United Water to expend the necessary funds in the other regulatory entities before proceeding in Florida because of the 90 day delay. Therefore, the 90 day delay prior to filing the application for transfer would have an immediate and adverse result, unless the variance is issued more expeditiously.

United Water's Petition also states that there are significant transaction costs associated with the transaction and that it would be unreasonable to require this one billion dollar merger to be delayed 90 days in Florida while the Petition is processed pursuant to Section 120.542, Florida Statutes. The Commission may act pursuant to Rule 28-104.005, Florida Administrative Code, which

expressly provides for a 30 day review by the Commission in emergency situations.

Staff believes that the 90 day process of the non-emergency rule waiver or variance procedure would in fact cause United Water to suffer adverse and immediate effects by not being able to coordinate the regulatory approval with other state public service commissions because of the merger's timetable. Therefore, staff recommends that this Petition be treated as an emergency petition because United Water has specifically stated the necessary facts to establish that United Water would suffer immediate and adverse effects in the event of a 90 day time delay.

Staff also believes that United Water has met the additional requirements of Section 120.542(5), Florida Statutes as required by Rule 28-104.004, Florida Administrative Code. Section 120.542(5), Florida Statutes, states in pertinent part that

In addition to any requirements mandated by the uniform rules, each petition shall specify:

- (a) The rule from which the variance or waiver is sought.
- (b) The type of action sought.
- (c) The specific facts that would justify a waiver or variance for the petitioner.
- (d) The reason why the variance or the waiver requested would serve the purposes of the underlying statute.

United Water has stated specific facts which demonstrate a substantial hardship and justify its variance request. United Water contends that it is an economic hardship to require it to adhere to the rule because "with 34,000 mailings, even 6 to 10 pages of printed legals would significantly enhance the postage and clerical costs associated with this process." In addition, United Water states that "a breakout by Sections, Townships, and Ranges, without the rest of the legal descriptions would inevitably produce inaccuracies and would be incomprehensible." Moreover, United Water's territories have been the subject of over 60 separate Orders since 1974 in which territories and parts of territories have been added, deleted, transferred, and corrected as the result of business activity. The territory descriptions in the 60-plus Orders are difficult to clearly and simply describe because they

involve descriptions of parts of a Section, and multiple Sections or multiple parts of a Section. Staff believes that the temporary variance should be granted to prevent the economic and communication hardships of describing the territories. If United Water is required to strictly adhere to Rule 25-30.030(4)(c), Florida Administrative Code, United Water estimates that it will incur an additional \$22,281 dollars in materials and postage. United Water will also incur additional labor expenses on top of the materials and postage expenses. Furthermore, United Water would be handicapped by not being allowed to present its customers and the public with a clear description of its territories.

Staff believes that United Water has demonstrated a hardship by showing the unnecessary \$22,281 dollar increase in cost and that the Rule prevents it from being able to clearly describe its territories to customers and to the public at large. Therefore, Staff recommends that United Water's request for an Emergency Temporary Variance from Rule 25-30.030(4)(c), Florida Administrative Code, be granted, to allow the utility to publish and to provide a one page notice of its forthcoming application for transfer of majority control, as described herein.

Additionally, United Water will satisfy the underlying purposes of the statutes by using a one-page notice (with a map of United Water's territories) of its application for transfer of majority organizational control. The underlying statutes pertaining to the rule in this instance are Sections 367.071 and 367.045, Florida Statutes (1999). Section 367.071(1), Florida Statutes, requires Commission approval for a transfer of majority organizational control. Section 367.071(4), Florida Statutes, requires that this type of application be disposed of as provided in Section 367.045, Florida Statutes. Section 367.045(1)(a), Florida Statutes, states that a utility shall "Provide notice of the actual application filed by mail or personal delivery to the governing body of the county or city affected, to the Public Counsel, to the commission, and to such other persons and in such other manner as may be prescribed by commission rule." The purpose of Sections 367.071 and 367.045, Florida Statutes, is to ensure that the utility's actions are in the public interest and that the utility has provided notice as prescribed by statute and the Commission's rules. In order to satisfy the purpose of the statutes, the abbreviated notice and map will be included in the monthly billing statements of each customer, published in the newspaper, and sent to all other required persons or bodies.

In support of its petition for an emergency temporary waiver, United Water cites to Order No. PSC-94-1236-FOF-WS, issued October

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11, 1994, in Docket No. 940743-WS; In re: Joint Application for Transfer of Majority Organizational Control of Jacksonville Suburban Utilities Corporation in Duval County from GWC Corporation to United Water Resources Inc., as an example of the Commission granting a temporary variance of the same rules that United Water is requesting a temporary variance from in this instance. In that matter the Commission stated that "Instead of providing a full territory description to each customer, the utility shall mail a notice to each customer which simply identifies each county that has been affected by the notice." Moreover, the Commission allowed newspaper publication under the same reasoning. The distinguishing factor in this instance is that the Commission granted that particular variance prior to the adoption of the Chapter 28-104, Florida Administrative Code, and Section 120.542, Florida Statutes, rule waiver processes.

Nevertheless, staff believes that United Water's proposed notice is the best way to provide actual notice of application and the territories affected. Therefore, staff believes that the underlying purpose of the statutes will be met by providing a one page notice which clearly and simply conveys a "warning" to all the required persons and bodies.

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**ISSUE 2:** Should this docket be closed?

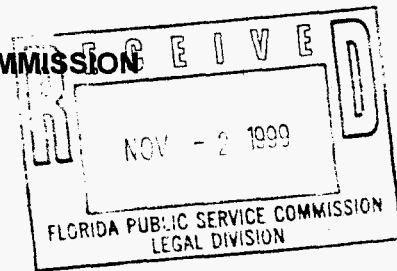
**RECOMMENDATION:** No. This docket should remain open to dispose of United Water's forthcoming Application for Transfer of Majority Organizational Control. (VAN LEUVEN)

**STAFF ANALYSIS:** United Water will be submitting an Application for Transfer of Majority Organizational Control. This docket should remain open for the processing of this application.

*Legal*

ATTACHMENT A

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**



*991660-WS*

In re: Application of United Water )  
Florida, Inc. for Transfer of Majority )  
Organizational Control of its )  
Corporate Grandparent, United )  
Water Resources, Inc. to Lyonnaise )  
American Holding, Inc. )  
\_\_\_\_\_ )

**PETITION FOR EMERGENCY TEMPORARY VARIANCE FROM RULE**

1. This Petition for Emergency Temporary Variance of Rules is filed pursuant to Fla. Admin. Code r. 25-30.011(2) (1999), Fla. Admin. Code r. 28-104.004 (1999), Fla. Admin. Code r. 28-104.002 (1999), and Fla. Stat. §120.542(5) (1997).

**INTRODUCTION**

2. The Petitioner, UNITED WATER FLORIDA, INC. ("United Water FL"), hereby petitions the Florida Public Service Commission ("Commission") for an emergency temporary variance of Fla. Admin. Code r. 25-30.030(4)(C) (1999) which relates to the form of notice to be provided for an unfiled Application for Transfer of Majority Organizational Control. United Water Resources, Inc. ("United Water") is the corporate grandparent of United Water FL. Lyonnaise American Holding, Inc. ("Lyonnaise") is currently a 30% shareholder of United Water and will seek to become the sole shareholder through a pending merger. This one billion dollar transaction, which involves both water and wastewater operations and will require the approval of the shareholders of United Water and numerous state public service commissions.

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Petitioner is actively preparing an Application to the Commission for Transfer of Majority Organizational Control pursuant to Fla. Admin. Code r. 25-30.037 (1999), together with the appropriate notices required by rule. This Petition seeks emergency relief from certain notice requirements.

3. The provisions of Fla. Admin. Code r. 25-30.030(4)(c) (1999) would require that the full legal description of the territories of United Water FL be included in the public notice. Fla. Admin. Code r. 25-30.030(6) (1999) and Fla. Admin. Code r. 25-30.030(7) (1999) require that the notice be mailed to each customer and published in a newspaper of general circulation in the territory proposed to be served. The current legal descriptions of United Water FL territories fill approximately 125 pages. The 34,000+ customers of United Water FL could not reasonably be expected to benefit from such a voluminous and cumbersome notice. On the contrary, such customers likely would be confused or even reluctant to read such a lengthy notice. The distribution and publication of the complete legal descriptions would also present an unusual hardship and unreasonable difficulty for the Petitioner.

When this issue was addressed by the Commission in 1994, the Commission concurred and granted the requested relief. See, In re: Jacksonville Suburban Utilities Corporation (Fla. P.S.C.) Docket 94074<sup>5</sup>WS PSC-94-1236-FOF-WS. In that instance, the Petitioner, a predecessor of United Water FL, was allowed to reduce the description of its territories to a one-page description. This Petition requests the same relief previously granted. In 1994 it was argued that a merger of a corporate grandparent did not even require Commission action. The Commission did

not agree. In this Petition, the jurisdiction of the Commission is not contested. However, the form of Notice presents the very same issue previously addressed. The only difference is that instead of 130 pages, the legal description is approximately 125 pages. An approximate 125-page legal description is still too voluminous to be manageable by the Petitioner or the public.

#### EMERGENCY NATURE OF RELIEF REQUESTED

4. Pursuant to Fla. Stat. §120.542 (1997), the process for requesting variances allows the Commission 90 days to grant or deny a Petition after it is deemed complete. In this instance, because the request for relief relates to a procedural matter related to the notice requirements, that 90 days would have to precede the filing of the Application for Transfer of Majority Organizational Control which, itself, will require time for Commission review and final action. The two time requirements taken together will not allow the Petitioner to secure the timely approval of the Commission which must be coordinated with the approvals of the shareholders and other state public service commissions. A 90-day delay prior to filing the Application for Transfer of Majority Organizational Control would result in an immediate and material adverse effect upon the Petitioner.

5. The transaction costs associated with the proposed merger are very significant. It is unreasonable to require United Water to expend the funds necessary to proceed with all other regulatory entities before proceeding in Florida due to a 90-

day procedural delay related to the form of notice. In prior applications, Florida's review process has taken seven months from the date of application, longer than any other jurisdiction. A 90-day delay before the Application can be filed would have a significant negative impact on the coordination of reviews. It was anticipated that all regulatory approvals would be secured by March 2000. Given the very limited nature of the relief sought herein by the grandparent of the regulated utility in Florida and the fact that this relief has been previously granted by the Commission in similar circumstances, it would be unreasonable to require this one billion dollar transaction to be delayed for 90 days in Florida while this Petition for Variance is processed pursuant to the rule. Fla. Admin. Code r. 28-104.005 (1999) expressly provides for a 30-day Commission review in emergency situations.

6. The name, address, telephone number and facsimile number of Petitioner is as follows:

United Water Florida, Inc.  
1400 Millcoe Road  
Post Office Box 8004  
Jacksonville, FL 32225  
Telephone: (904) 721-4601  
Facsimile: (904) 721-4658

7. The name, address, telephone number and facsimile number of the attorneys for the Petitioner is as follows:

Daniel D. Richardson, Esq.  
M. Gayle Holm, Esq.  
LeBoeuf, Lamb, Greene & MacRae, L.L.P.  
50 N. Laura Street, Suite 2800  
Jacksonville, FL 32202  
Telephone: (904) 354-8000

Facsimile: (904) 353-1673

8. The applicable rule or portion of the rule from which a variance is sought:

Fla. Admin. Code r. 25-30.030(4)(c) (1999)

9. The citation to the statute the rule is implementing is:

Fla. Stat. §367.071 (1997)

10. The type of action requested is:

Emergency Temporary Variance to allow an abbreviated form of territory description of United Water FL to be provided by mail to customers, agencies and utilities as well as in the newspaper publication of notice of the Petitioner's Application for Transfer of Majority Organizational Control

11. The specific facts that demonstrate a substantial hardship or a violation of principle of fairness that would justify a variance for the Petitioner are:

- a. The notice involves a merger of the grandparent corporation of the Florida corporation holding Certificates from the Commission.
- b. The legal descriptions of United Water FL's multiple territories consumes approximately 125 pages.
- c. United Water FL currently services approximately 34,000 customers who are to receive a mailed notice of the subject merger.
- d. The costs of photocopying and mailing a 125-page notice to 340,000 customers will be excessive and unreasonable.

The cost of publishing such an extensive description in the newspaper is, likewise, excessive and unreasonable.

- e. The receipt of a 125-page legal description by a customer would be confusing and overwhelming. Such a requirement would frustrate the intent of the rule.
- f. In addition to utility customers, numerous governmental agencies and other utilities are to receive mailed notices pursuant to Fla. Admin. Code r. 25-30.030 (1999).  
In addition to mailed notices, a published notice is prescribed.
- g. The territories of United Water FL can be described in a much shorter and understandable manner by listing Florida counties effected. A general map of the effected territories is available if the Commission desires (copy attached).  
Such a notice could be reduced to a single page in the individually mailed notices and a single newspaper page in the published notice.
- h. The Commission has previously determined that the proposed variance will provide reasonable notice to customers, agencies and the public and is consistent with the purpose and intent of the rule.

- i. The full legal description of the territories of United Water Florida will be filed with the Commission pursuant to Fla. Admin. Code r. 25.30.030(2)

12. The reason this variance would serve the purpose of the underlying statute was articulated in the prior opinion of the Commission:

The applicants argue that the full territory description may be confusing and not overly useful to the customers. They further argue that the costs of preparing, photocopying, and mailing a notice of 130 or more pages to 27,000 customers will be excessive. We agree. Therefore, we hereby exercise our authority under Rule 25-30.011(2), Florida Administrative Code, to temporarily exempt the utility from full compliance with Rule 25-30.030(4)(c), Florida Administrative Code, with respect to its customer notice mailings for purposes of this application only. Instead of providing a full territory description to each customer, the utility shall mail a notice to each customer which simply identifies each county that has been affected by the transfer. This should reduce the length of the notice from 130 pages to only one page per customer address, which will greatly reduce the burden on the utility to comply with Rule 25-30.030(6), Florida Administrative Code. REQUEST FOR WAIVER OF RULE 25-30.030(7), FLORIDA ADMINISTRATIVE CODE, AND REQUEST FOR WAIVER OF RULE 25-30.030(4)(c), FLORIDA ADMINISTRATIVE CODE, AS APPLIED TO NOTICING BY PUBLICATION. PSC Docket No. 940743WS, PSC-94-1256-FOF-WS Re: Jacksonville Suburban Utilities Corporation October 11, 1994

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ATTACHMENT A

We agree that it would be unreasonable to require the utility to publish 100 or more pages. However, we do not believe it unreasonable to require the utility to publish a one-page newspaper notice. According to the Mullane Court, "publication traditionally has been acceptable as notification supplemental to other action which in itself may reasonably be expected to convey a warning." 339 U.S. at 316. By ordering the utility to mail a one-page notice to each customer address, we are, in effect, saying that we reasonably expect such notice to adequately convey the "warning." It would follow that the newspaper publication, being merely a supplemental notice, need not convey more information than that which the principal notice conveys. PSC Docket No. 940743WS, PSC -94-1256-FOF-WS Re: Jacksonville Suburban Utilities Corporation October 11, 1994

13. The Variance requested is temporary in that it applies only to the Petitioner's notice associated with its Application for Transfer of Majority Organizational Control.

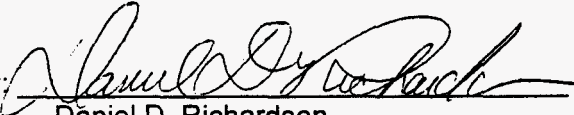
WHEREFORE, Petitioner requests an emergency temporary variance from the Public Service Commission's rules which will grant (a) a thirty-day decision with regard to this Petition, (b) permission to provide a one-page notice to customers, agencies and utilities and (c) permission to publish a one-page notice in the newspaper with the same information as the mailed notice.

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ATTACHMENT A

Respectfully Submitted,

LEBOEUF, LAMB, GREENE & MACRAE,  
L.L.P.

By: 

Daniel D. Richardson  
Florida Bar No. 164706  
M. Gayle Holm  
Florida Bar No. 909297  
50 N. Laura Street, Suite 2800  
Jacksonville, FL 32202  
Telephone: 904/354-8000  
Facsimile: 904/353-1673  
Attorneys for Petitioner  
United Water Florida, Inc.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by  
Federal Express this 29 th day of October 1999 to Ms. Blanca Bayo, Director of  
Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak  
Boulevard, Tallahassee, FL 32399-0850.

  
Attorney



DOCKET NO. 991660-WS  
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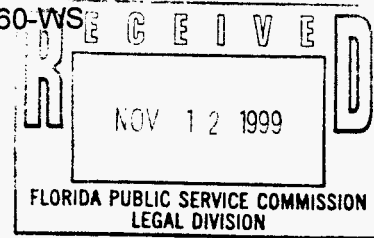
ATTACHMENT B

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

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In re: Application of United Water )  
Florida, Inc. for Transfer of Majority )  
Organizational Control of its )  
Corporate Grandparent, United )  
Water Resources, Inc. to Lyonnaise )  
American Holding, Inc. )

Docket No. 991660-WS



**SUPPLEMENTAL INFORMATION**  
**PETITION FOR EMERGENCY TEMPORARY VARIANCE FROM RULE**

UNITED WATER FLORIDA, INC. ("United Water FL") has previously filed its Petition for Emergency Temporary Variance From Rule. That Petition anticipated a prior interpretation of Fla. Admin. Code r. 25-30.030(4)(c) (1999) which required a full legal description of each territory area affected by the proposed merger. As previously alleged, those descriptions consume approximately 125 pages. Discussions with staff have resulted in questions related to the difficulties, if any, if just Sections, Townships and Ranges are provided for each area affected by the proposed merger. This supplemental information is provided to respond to that inquiry.

1. The Petitioner's territories have been the subject of over 60 separate Orders of the Florida Public Service Commission (the "Commission") from 1974 until 1999. As indexed on its Water and Wastewater Certificates (236W and 179S), territories and parts of territories have been meticulously added, deleted, transferred and corrected as a result of years of business activity. Some Orders deal with as many as nine subdivisions. Many descriptions involve parts of a Section and, in other cases, multiple Sections or multiple parts of Sections. A breakout of Sections, Townships and Ranges, without the details of

the rest of the legal descriptions would inevitably produce inaccuracies and would be incomprehensible. Such an exercise would not provide useful information to the public. The Commission must have recognized this issue when it previously ruled that the notice to be mailed to the customer and the affected agencies should reference only the counties that will be affected on a one-page notice.

2. A breakout listing of Sections, Townships and Ranges would be technically challenging because many changes over the years modified only parts of the previous Orders. Even if such a list was developed, it would doubtlessly consume numerous pages. With 34,000 mailings, even six to ten pages of printed legals would significantly enhance the postage and clerical costs associated with this process.

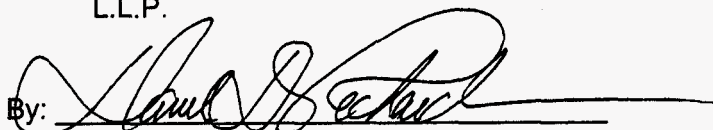
3. The publishing of a long list of Sections, Townships and Ranges in the newspaper would, likewise, do little to enhance the public's awareness of the proposed merger. Newspaper notices usually set forth a more simple statement of information unless they are intended to be mere perfunctory legal obligations.

4. In this instance, United Water FL has provided a useful map of its territories (attached). It is suggested that the attached map is the best way to communicate to the general public regarding the territory to be affected by the merger. It shows the counties, the St. Johns River, county boundaries and major highway arteries. Territory names which appear on the map relate to commonly known areas of the city. This map was designed to visually communicate the territory of United Water FL. It could be included in the mailed notices and the published notice. It would fully accomplish the intent of the notice rule.

THEREFORE, due to the foregoing supplemental information, United Water FL continues to request the opportunity to communicate in a meaningful way with its customers by placing a one-page notice of the proposed merger (with the map of its territories) in the monthly billing statement of each and every customer. This direct, individually delivered notice will give every customer the desired information. It is requested that the published notice provide the same information to the public at large. It is also proposed that the numerous agencies entitled to receive notice receive the same information as the individual customer.

Respectfully Submitted,

LEBOEUF, LAMB, GREENE & MACRAE,  
L.L.P.

By: 

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Facsimile: 904/353-1673  
Attorneys for Petitioner  
United Water Florida, Inc.

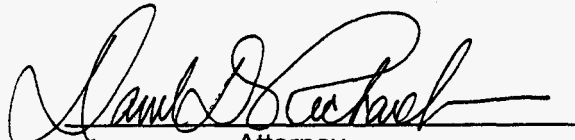
**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by Federal Express this 10th day of November 1999 to Ms. Blanca Bayo, Director of Records

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DATE: NOVEMBER 18, 1999

ATTACHMENT B

and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard,  
Tallahassee, FL 32399-0850.

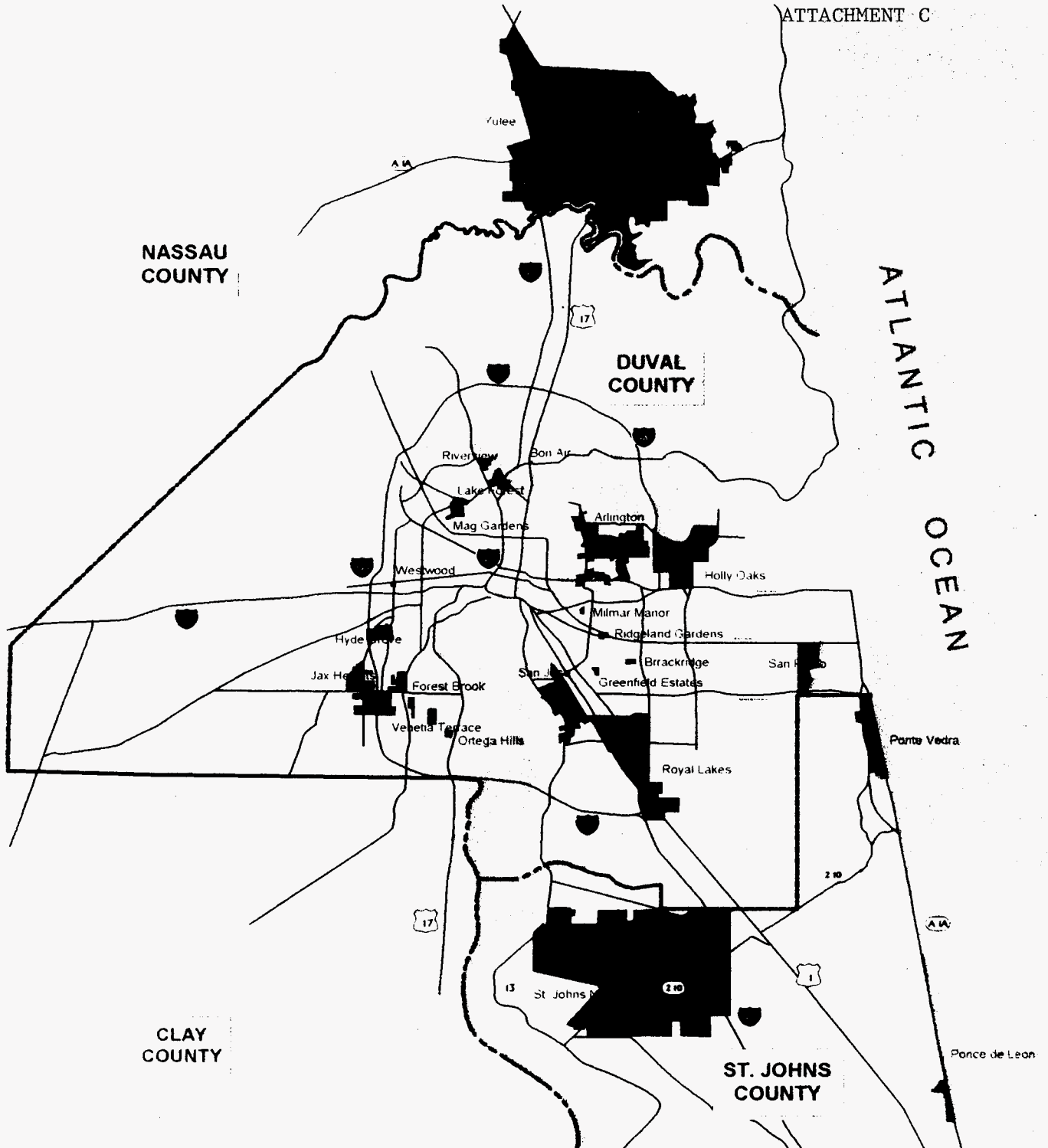


Paul D. Keck  
Attorney

cc: Tyler Van Leuven, Esq.  
135922

DOCKET NO. 991660-WS  
DATE: NOVEMBER 18, 1999

ATTACHMENT C



# United Water Florida Service Areas