State of Florida



ORIGINAL Public Service Commission

-M-E-M-O-R-A-N-D-U-M-PH 3: 41

DATE: February 18, 2000

TO: Division of Records and Reporting (Bayo)

FROM: Division of Legal Services (D. Tyler Van Lueven)

RE: Docket No. 000079-SU - Complaint by Sunset Ventures of Key West, Inc. against K

W Resort Utilities Corp. for discontinuance of service in violation of service availability

agreement in Monroe County.

Please file the attached letters dated February 10, 2000 and February 14, 2000, in the above-referenced docket file.

DTV/lw

Attachment

cc: Division of Water and Wastewater (Rendell)

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FPSC-RECORDS/REPORTING

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February 14, 2000

ROBERT M. C. ROSE OF COUNSEL

CENDA PUBLIC SERVICE COMMIS

Tyler Van Leuven, Esquire Florida Public Service Commission Capital Circle Office Center 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

Re:

K.W. Resort Utilities Corp.;

Docket No. 000079-SU; Complaint by Sunset Ventures

Our File No. 34000.02

Dear Mr. Van Leuven:

I am in receipt of your letters dated February 10 to myself and Ken Gatlin regarding the above-referenced matter. Enclosed please find my letter dated February 10 to Ken Gatlin regarding holding further Complaint proceedings in abeyance until the parties have had an opportunity to work out their differences. Therefore, in cooperation with the Commission Staff, we would like to hold in abeyance any response to this data request for approximately 30 days. We will keep you advised of our progress and, in the meantime, should you have any questions regarding this matter, please feel free to call.

Sincerely,

John R. Jenkins

For the Firm

JRJ:sn **Enclosure**

Mr. Doug Carter CC:

Bill Smith, Esquire 12 6 WV SI 831 00

Kenneth Gatlin, Esquire

MOORJIAM

LAW OFFICES

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February 10, 2000

ROBERT M. C. ROSE OF COUNSEL

B. Kenneth Gatlin, Esq.Ruden, McClosky, Smith Schuster & Russell, P.A.215 South Monroe St.Suite 815Tallahassee, Florida 32301

Re:

K.W. Resort Utilities, Inc.;

Complaint by Sunset Ventures of Key West, Inc.

Our File No. 34000.02

Dear Ken:

Pursuant to our telephone conversation today, this is to confirm our agreement that K.W. Resort Utilities has until March 15, 2000 to file an answer or otherwise respond to the Complaint filed by Sunset Ventures in Public Service Commission Docket No. 000070-SU. The purpose of this time period is to afford the parties an opportunity to resolve the issues between them in an amicable manner.

Should you have any questions regarding this matter, please feel free to call.

Sincerely,

John R. Jenkins

For the Firm

JRJ:dcr

cc:

Doug Carter

Bill Smith, Esq.

Blanca S. Bayo, Director

KWResort/Gatlin.ltr