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North Fort Myers, FL 33903

Mr. D. Tyler Van Leuven
Staff Attorney
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

ORIGINAL

July 26, 2000

Docket 000277 W-S

Dear Mr. Van Leuven:

Tuesday July 25, 2000, Governor Jeb Bush unveiled a new state government one-stop website to provide a new way for the public to receive services, from renewing licenses to paying state taxes. This website, MyFlorida.com will eventually be expanded to include almost every department or division of government. Governor Bush wrote on the sites' introductory page, the Internet "is not on the margins of our lives anymore. It is at the core of our existence". Obviously a project of this immensity and importance must have been in development for many months or even years, perhaps even before June 25, 1998.

On that date according to your memorandum, from the Division of Legal Services, dated June 29, 2000, you observed and I now quote, "...the Commission (PSC) asked for and was granted an exception from Rule 28-106.104 (Uniform Rules of Procedure) to be replaced by Rule 25-22.028(1) Florida Administrative Code (filing requirements). The principal difference between these two Rules is that the Uniform Rules of Procedure provide for electronic filing and the Commission's (PSC's) exception does not". (*italics mine*).

In effect, the Public Service Commission's Petition for Exception from the Uniform Rules of Procedure (Final Order No. APA 98-007) was a deliberate act, resulting in my inability to file my objections in a timely and reasonably expected date. In effect, the Commission's thoughtless act discriminated against me, and others, preventing our filing electronically and quite possibly violating our constitutional rights to free speech. This is the crux of my appeal. I believe MHC's reliance on the "doctrine of equitable tolling" to prevent my becoming a "Party of Record" is irrelevant and moot.

In view of the position taken yesterday by the Governor, how and when will the Public Service Commission revise its antiquated and discriminatory rules and finally admit me as a legitimate "Party of Record" to prevent the transfer of facilities by Manufactured Homes Communities d/b/a FFEC- SIX to North Fort Myers Utilities?

P.S. Please call me as soon as you know the new date for the cancelled July 11th, pre hearing Regular Agenda.

Very truly yours,



Alexander William Varga

CC: Leon Beekman - President, Pine Lakes Estates Home Owners Association, Inc.
Jennifer Brubaker - Staff Attorney PSC
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