

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

RECEIVED-PPSC

JUL 19 AM 10: 21

IN RE: Application for Authority to Sell, Assign or Transfer Utility Facilities of THE WOODLANDS OF LAKE PLACID, L.P. in Highlands County, Florida to CAMP FLORIDA PROPERTY OWNERS ASSOCIATION, INC., and Application to Transfer Majority Organizational Control of L.P. Utilities Corporation to CAMP FLORIDA PROPERTY OWNERS ASSOCIATION, INC.

Docket No. 030102-WS COMMISSION CLERK

L.P. UTILITIES CORPORATION'S PREHEARING STATEMENT

Pursuant to the Commission's First Order Revising Order Establishing Procedure bearing Order No. PSC-04-0295-PCO-WS, issued on March 16, 2004, L.P. Utilities Corporation (the "Utility"), by and through its undersigned counsel, files the following Prehearing Statement:

A. All Known Witnesses:

Table with 2 columns: Witness Name, Subject. Row 1: John Lovelette, Will testify on all matters relating to the transfer.

The Utility reserves the right to call additional witnesses, witnesses to respond to Commission inquiries not addressed in direct or rebuttal testimony and witnesses to address issues not presently designated but that may be designated by the Prehearing Officer at the prehearing conference.

B. All Known Exhibits:

The Utility has identified and intends to sponsor the following exhibits:

- CMP
COM 3
CTR
ECR B.
GCL
OPC
MMS
RCA
SCR
SEC 1
OTH

Table with 3 columns: Exhibit No., Description, Person(s) Sponsoring. Row 1: JHL-1, Application, John H. Lovelette. Row 2: JHL-2, Meter Installation Contract, John H. Lovelette.

RECEIVED & FILED
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
07800 JUL 19
FPSC-COMMISSION CLERK

The Utility may utilize other documents as exhibits at the time of hearing, either during cross examination or as further impeachment or rebuttal exhibits and the precise identification of such documents cannot be determined at this time.

C. The Utility's Statement of Basic Position:

The transfer of the wastewater system assets, and the stock of L.P. Utilities, LLC, as owner of the water system to the Camp Florida Property Owners Association, Inc., is in the public interest and should be approved. The wastewater system will become non-jurisdictional.

D. Issues & the Utility's Positions:

ISSUE 1: Is Camp Florida Property Owners Association, Inc., an exempt entity pursuant to Section 367.022(7), Florida Statutes?

POSITION: Yes, Camp Florida Property Owners Association, Inc., is a Florida not-for-profit corporation formed on July 10, 1990, and is in good standing with the Florida Department of State.

ISSUE 2: Should the Commission approve the transfer of Certificate Nos. 620-W and 533-S from Woodlands to LP?

POSITION: Yes, simultaneously with approval of the transfer to Camp Florida Property Owners Association, Inc.

ISSUE 3: Should the Commission approve an acquisition adjustment for the transfer of Woodlands to L.P. Utilities?

POSITION: No. L.P. Utilities has not requested an acquisition adjustment..

ISSUE 4: Should the Commission approve the transfer of the wastewater facilities to Camp Florida and cancel Certificate No. 533-S?

POSITION: Yes. It is in the public interest to do so.

ISSUE 5: Should the Commission approve the transfer of majority organizational control of LP from AnBeth Corporation to Camp Florida?

POSITION: Yes. It is in the public interest to do so.

- E. There are no questions of law that are at issue.
- F. There are no policy questions at issue.
- G. The parties have stipulated to the admission into evidence of the Tariffs filed with the Notice of Filing dated July 14, 2004.
- H. There are no pending motions or other matters from which the Utility seeks action at this time.
- I. There are no pending requests or claims for confidentiality.
- J. The Utility knows of no requirements of the Prehearing Order that can not be complied with.
- K. The Utility does not know of any objections to the qualifications of any witnesses at this time, but reserves the right to make such objections as appropriate.

Respectfully submitted this 19th day of July, 2004, by:

ROSE, SUNDSTROM & BENTLEY, LLP
600 S. North Lake Blvd., Suite 160
Altamonte Springs, Florida 32701
Telephone: (407) 830-6331
Fax: (407) 830-8522
Email: mfriedman@rsbattorneys.com

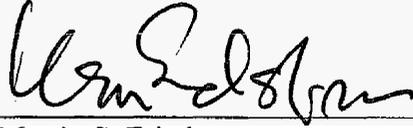

for MARTIN S. FRIEDMAN
For the Firm

CERTIFICATE OF SERVICE
DOCKET NO. 030102-WS

I HEREBY CERTIFY that a true and correct copy of L.P. Utilities Corporation's Prehearing Statement has been furnished by U.S. Mail to the following parties on this 19th day of July, 2004:

Stephen C. Burgess, Deputy Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400

Katherine Fleming, Esquire
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850


for _____
Martin S. Friedman