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STATE OF FLORIDA

COMMISSIONERS: RONALD A. BRISÉ, CHAIRMAN LISA POLAK EDGAR ART GRAHAM EDUARDO E. BALBIS JULIE I. BROWN



MARSHALL WILLIS, DIRECTOR DIVISION OF ACCOUNTING & FINANCE (850) 413-6900

Hublic Service Commission

August 28, 2012

COMMISSION

12 AUG 29 AM 8: 02

Mr. Gary V. Perko Hopping Green & Sams, P.A. P.O. Box 6526 Tallahassee, Florida 32314

Re: Docket No. 120219-WS, Application for approval of transfer of Plantation Landings, Ltd. water and wastewater system and Certificate Nos. 606-W and 522-S in Polk County to GCP Plantation Landings, LLC.

Dear Mr. Perko:

The above-referenced application has been received and reviewed by my staff. Please complete the following deficiencies and provide the requested additional information of GCP Plantation Landings (Plantation or Utility) to clarify the application.

Deficiencies

- 1. **Address of Seller.** Rule 25-30.037(2)(a), Florida Administrative Code (F.A.C.), requires the application to contain the complete name and address of the seller. The information provided is that of the buyer. Please provide the current name and address of the seller.
- 2. Other Utilities Owned. Rule 25-30.037(2)(f), F.A.C., requires the application list the names and locations of any other water or wastewater utilities owned by the buyer. Although the Utility indicated that it owned no other water or wastewater utilities, staff notes the corporate officers listed in the Utility's application are the same as in a similar docket before the Commission. See Docket No. 120188-WU, Application for approval of transfer of Century-Fairfield Village, Ltd. water system and Certificate No. 640-W in Marion County to GCP Fairfield Village, LLC. Please provide information regarding the relationship of the two companies currently before the Commission.
- 3. **Purchase Price**. Rule 25-30.037(2)(g)(2), F.A.C., requires a list of and the dollar amount of the assets purchased and liabilities assumed or not assumed. The application indicates that the water and wastewater facilities were included in the purchase price but did not provide a specific value placed on Plantation's assets. Please provide the amount of the purchase price that the Buyer has allocated to the Utility's assets.

- 4. Considerations. Rule 25-30.037(2)(g)3., F.A.C., requires a description of all considerations between parties, such as promised salaries, retainer fees, stock, stock options, and assumption of obligations. Please provide the specific information regarding considerations between parties.
- 5. Condition of Systems. Pursuant to Rule 25-30.037(2)(p), F.A.C., the application includes a statement that after reasonable investigation, the buyer has determined that the systems being acquired appear to be in satisfactory condition and in substantial compliance with all applicable standards set by the DEP. The Utility has included this statement in its application; however, according to DEP, a sanitary survey of Plantation's water system was conducted on April 18, 2012, which revealed six deficiencies. Please indicate whether actions have been done to correct these deficiencies.
- 6. **Tariffs**. Rule 25-30.037(2)(s), F.A.C., requires the original and two copies of sample tariff sheets reflecting the change in ownership. The sample tariff sheets provided in the application contained a typo. Please update the tariffs and provide an **original and two copies** of the utility's water and wastewater tariffs reflecting the change in ownership.

Additional Information

1. Sale Closing Date. Please verify the date upon which the sale closed and the Buyer took over operation of the utility facilities.

The **original and four copies** of the response to the information requested in this letter should be filed with the Commission on or before **September 28, 2012**. As noted above, only the **original and two copies of the tariff** are required. When filing the response, please be sure to refer to the docket number and to direct the response to:

Office of Commission Clerk Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850 Mr. Gary V. Perko Page 3 August 28, 2012

Should you have any questions concerning the information in this letter, please contact Ralph Jaeger at (850) 413-6234 for legal questions, Robert Simpson at (850) 413-7001 for engineering questions, or Ana VanEsselstine at (850) 413-6435 for all other questions.

Sincerely,

Bart Fletcher

Public Utilities Supervisor

Bureau of Rate Filings and Surveillance

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BF/av

cc: Division of Accounting & Finance (Maurey, Fletcher)

Division of Engineering (Ballinger, Simpson, Ma)

Office of Auditing & Performance Analysis (Daniel)

Office of the General Counsel (Jaeger)

Office of Commission Clerk (Docket No. 120219-WS)