

State of Florida



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: December 15, 2022

TO: Adam Teitzman, Commission Clerk

FROM: Major Thompson

RE: 20220064 - Application for transfer of water and wastewater facilities of Tymber Creek Utilities, Inc., water Certificate No. 303-W, and wastewater Certificate No. 252-S to CSWR-Florida Utility Operating Company, LLC, in Volusia County

Please place the attached correspondence from PSC Attorney, Major Thompson, in the above-referenced docket file on the Correspondence side.

Thank you.

MRT/crv

COMMISSIONERS:
ANDREW GILES FAY, CHAIRMAN
ART GRAHAM
GARY F. CLARK
MIKE LA ROSA
GABRIELLA PASSIDOMO

STATE OF FLORIDA



KEITH C. HETRICK
GENERAL COUNSEL
(850) 413-6199

Public Service Commission

November 29, 2022

Ms. Judy Barefield
162 Summerhill Court
Ormond Beach, FL 32174

Re: Docket No. 20220064-WS - Application for transfer of water and wastewater facilities, water Certificate No. 303-W, and wastewater Certificate No. 252-S from Tymber Creek Utilities, Inc. to CSWR-FL in Volusia County.

Dear Ms. Barefield:

Thank you for your letter regarding the application filed in the above-referenced docket. In your letter, you express an objection to Tymber Creek Utilities, Inc.'s application to transfer water and wastewater services to CWSR-FL in Volusia County. I am writing to determine your intent regarding your letter of objection, whether you wish to merely state for the record your objection to the transfer, or whether you are requesting that an administrative hearing be held with regard to your objection.

An administrative hearing is similar to a trial, and would be scheduled in accordance with Sections 120.569 and 120.57, and Chapter 367, Florida Statutes. As a party to the hearing, you would have certain rights and responsibilities to put on your case, including filing written testimony, participating in motion practice and formal discovery, filing a prehearing statement, attending a Prehearing Conference in Tallahassee, putting on witnesses, cross-examining utility and other witnesses at the hearing, and filing a post-hearing brief. All of these activities will have due dates and procedural requirements that must be met by all parties. Although utility customers may represent themselves at formal hearings before the Florida Public Service Commission (Commission), it may be preferable to hire counsel or a qualified representative to represent you.

If you do not wish to pursue a hearing on this matter, your letter will remain on the correspondence side of the docket file in this case, where your concerns will be available for review and informational purposes. As a customer, you would also be entitled to address the Commission when it votes on Tymber Creek's application at the Commission's Agenda Conference, if you wish to do so.

If you wish to request a hearing, it is important you contact me promptly. Please respond in writing, by no later than Wednesday, December 21, 2022 regarding your intention with

Ms. Judy Barefield
Docket No. 20220064-WS
Page 2

respect to your letter of objection. You can send your response by e-mail to major.thompson@psc.state.fl.us or via U.S. mail to:

Florida Public Service Commission
Office of the General Counsel,
ATTN: Major Thompson
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

If I do not receive a written response from you by Wednesday, December 21, 2022, we will presume you are not requesting an administrative hearing; however, your letter will remain in the correspondence side of the docket file.

If you have any questions or if I may be of any assistance, please contact me at (850) 413-6076.

Sincerely,

A handwritten signature in blue ink, appearing to read 'M. Thompson', enclosed within a blue oval.

Major R. Thompson, Esq.
Office of General Counsel

MRT:cv