

Case Assignment and Scheduling Record

Section 1 - Division of Records and [redacted] (RAR) Completes

Docket No. 981508-W Date Docketed: 11/03/1998 Title: Application for approval of transfer of majority organizational control of Crystal River Utilities, Inc., holder of Certificate Nos. 123-W, 306-W, 507-W, 441-S, 53-W, 594-W, and 510-S in Polk, Sumter, Lake, Citrus, and Palm Beach Counties, to AquaSource Utility, Inc.

Company: Crystal River Utilities, Inc.
 Crystal River Utilities, Inc.
 Crystal River Utilities, Inc.
 Crystal River Utilities, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____ ADH _____ AFA _____ APP _____ CAF _____ CMJ _____ EAG _____ GCL _____ LEG _____ RAR _____ RRR _____ (WAW) _____
 ("(") indicates OPR) _____

Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule

Program/Module B1(j)

Staff Assignments

OPR Staff N Walker, R Redemann

Staff Counsel S McRae, B Reyes

OCRs () _____

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WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

0

	Due Dates	
	Previous	Current
1. Application filed	NONE	11/03/1998
2. Notice to Applicant of any Deficiencies	NONE	12/03/1998
3. Deficiencies Corrected	NONE	01/04/1999
4. Staff Recommendation	NONE	02/04/1999
5. Agenda - Regular	NONE	02/16/1999
6. Order Issued	NONE	03/08/1999
7. Close Docket or Revise CASR	NONE	04/08/1999
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Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 11/30/1998

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JN	DS	CL	GR	JC		
X							

- Prehearing Officer

Commissioners					ADH
JN	DS	CL	GR	JC	
	X				

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: [Signature]
 Date: 11/30/1998

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 981508-WS Date Docketed: 11/03/1998 Title: Application for approval of transfer of majority organizational control of Crystal River Utilities, Inc. (holder of Certificate Nos. 123-2, 396-W, 507-W, 441-S, 53-2, 594-W, and 510-S) in Polk, Sumter, Lake, Citrus, and Palm Beach Counties to AquaSource Utility, Inc.
 Company: Crystal River Utilities, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____ ADM AFA APP CAF CMU EAG GCL LEG RAR RRR (WAW)
 ("(") indicates OPR) _____ X _____ X _____ X

Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule

Program/Module BI(j)

Staff Assignments

OPR Staff

Staff Counsel

DCRs ()

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Recommended assignments for hearing and/or deciding this case:

Full Commission _____ Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: _____

Initials: OPR _____
 Staff Counsel _____

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

0

Due Dates

Previous Current

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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JN	DS	CL	GR	JC		

- Prehearing Officer

Commissioners					ADM
JN	DS	CL	GR	JC	

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: _____

Date: / /

MEMORANDUM

March 8, 1999

RECEIVED-FPSC

99 MAR -8 AM 10:29

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (MCRAE) *SM*

RE: DOCKET NO. 981508-WS - APPLICATION FOR APPROVAL OF
TRANSFER OF MAJORITY ORGANIZATIONAL CONTROL OF CRYSTAL
RIVER UTILITIES, INC. HOLDER OF CERTIFICATE NOS. 123-W,
396-W, 507-W, 441-S, 53-W, 594-W, AND 510-S IN POLK,
SUMTER, LAKE, CITRUS, AND PALM BEACH COUNTIES, TO
AQUASOURCE UTILITY, INC.

99-0483-FOF-WS

Attached is an ORDER DECLINING TO INITIATE A SHOW CAUSE
PROCEEDING, APPROVING APPLICATION FOR TRANSFER OF MAJORITY
ORGANIZATIONAL CONTROL, AND CLOSING DOCKET, to be issued in the
above-referenced docket.

(Number of pages in order - 15)

See 1

SAM/lw

Attachment

cc: Division of Water and Wastewater (Walker, Redemann)

I:981508OR.SAM

311



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

RECEIVED PSC
FEB 23 PM 1:19
COMMUNICATIONS SECTION

DATE: February 23, 1999
TO: Division of Records and Reporting (Bayó)
FROM: N.D. Walker, Division of Water and Wastewater *N.D.*
RE: Magnolia Manor Water Works - Correction of Address for Correspondence
 Regarding System in Receivership

Historical Background

Magnolia Manor Water Works (Certificate 495-W) is a regulated water company in Sumter County that has been in receivership since January 10, 1989. Because the previous owner abandoned the utility, the Circuit Court for Sumter County appointed USA Utilities, Inc., to serve as Magnolia Manor's receiver (Order No. 20874, issued March 10, 1989, in Docket No. 881417-WU). USA Utilities, Inc., later changed its name to Sumter Water Company, Inc. (Order No. PSC-93-1418-FOF-WS, issued September 29, 1993, in Docket No. 930614-WS).

In 1995, Sumter Water Company, Inc., sold all of its operating systems in Sumter County to Crystal River Utilities, Inc. (Order No. PSC-97-0312-FOF-WS, issued March 24, 1997, in Docket No. 960643-WS). Because the Magnolia Manor Water Works system was in receivership, Crystal River Utilities did not acquire that system. Instead, the parties agreed to jointly petition the Circuit Court to have Crystal River Utilities serve as Magnolia Manor's substitute receiver. Although that petition was never filed, Crystal River Utilities assumed the duties of the receiver.

On November 3, 1998, AquaSource Utilities, Inc., filed an application to acquire majority organizational control of Crystal River Utilities. This petition was assigned to Docket No. ~~981508-WS~~. AquaSource Utilities purchased all of the utility's common stock from Mr. Richard Boyles and Mr. Robert Sterling. The stock purchase agreement closed on December 22, 1998, subject to later approval by the Commission. The parties agreed to cooperate to obtain any contract rights needed to operate the Magnolia Manor utility. The Commission approved the proposed stock transfer on February 16, 1999. An order to memorialize the Commission's decision will be issued on or about March 8, 1999. Crystal River Utilities still exists as a separate entity, but AquaSource Utilities owns all of the its common stock. AquaSource Utility's attorney informed staff that a new petition will be filed with the Circuit Court to have Crystal River Utilities belatedly appointed to serve as the receiver for Magnolia Manor.

Done 2/26/99

Purpose

The purpose of this memorandum is to advise you about the name of the party that should be contacted for correspondence concerning Magnolia Manor Water Works (Certificate No. 495-W). Please send all communications to:

AquaSource Utility, Inc.
Attention Derek Clow
5008 Burleson Road
Austin, Texas 78744

cc: Division of Water and Wastewater (Messer, Chase)
Division of Legal Services (Jaber, Crosby)

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JULIA L. JOHNSON
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850

Public Service Commission

February 9, 1999

RECEIVED PSC
FEB - 9 AM 11: 01
REGULATORY AND
REPORTING

Martin Friedman, Esquire
Rose, Sundstrom & Bentley, LLP
2548 Blairstone Pines Drive
Tallahassee, Florida 32301

Re: Docket No. 981508-WS - Application for approval of transfer of majority organizational control of Crystal River Utilities, Inc., holder of Certificate Nos. 123-W, 396-W, 507-W, 441-S, 53-W, 594-W, and 510-S in Polk, Sumter, Lake, Citrus, and Palm Beach Counties, to AquaSource Utility, Inc.

Dear Mr. Friedman:

Enclosed is a copy of the Staff Recommendation filed in this matter on February 4, 1999. The Commission is expected to consider this Recommendation at its February 16, 1999 Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

Handwritten signature of Samantha A. McRae in cursive.

Samantha McRae
Staff Attorney

SAM/lw

cc: Division of Water and Wastewater (Walker, Redemann)
Division of Records and Reporting

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JULIA L. JOHNSON
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850

Public Service Commission

February 9, 1999

RECEIVED-FPSC
FEB - 9 AM 11:01
RECORDS AND REPORTING

Crystal River Utilities, Inc.
Post Office Box 520247
Longwood, Florida 32752-0247

Re: Docket No. 981508-WS - Application for approval of transfer of majority organizational control of Crystal River Utilities, Inc., holder of Certificate Nos. 123-W, 396-W, 507-W, 441-S, 53-W, 594-W, and 510-S in Polk, Sumter, Lake, Citrus, and Palm Beach Counties, to AquaSource Utility, Inc.

To Whom It May Concern:

Enclosed is a copy of the Staff Recommendation filed in this matter on February 4, 1999. The Commission is expected to consider this Recommendation at its February 16, 1999 Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

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Sincerely,

Handwritten signature of Samantha A. McRae in cursive.

Samantha McRae
Staff Attorney

SAM/lw
cc: Division of Water and Wastewater (Walker, Redemann)
Division of Records and Reporting

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JULIA L. JOHNSON
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850

Public Service Commission

February 9, 1999

RECEIVED PSC
FEB - 9 AM 11:01
RECORDS AND REPORTING

Kenneth Hoffman, Esquire
Post Office Box 551
Tallahassee, Florida 32302

Re: Docket No. 981508-WS - Application for approval of transfer of majority organizational control of Crystal River Utilities, Inc., holder of Certificate Nos. 123-W, 396-W, 507-W, 441-S, 53-W, 594-W, and 510-S in Polk, Sumter, Lake, Citrus, and Palm Beach Counties, to AquaSource Utility, Inc.

Dear Mr. Hoffman:

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If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

Handwritten signature of Samantha A. McRae in cursive.

Samantha McRae
Staff Attorney

SAM/lw

cc: Division of Water and Wastewater (Walker, Redemann)
Division of Records and Reporting

RUTLEDGE, ECENIA, UNDERWOOD, PURNELL & HOFFMAN

PROFESSIONAL ASSOCIATION
ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA
JOHN R. ELLIS
KENNETH A. HOFFMAN
THOMAS W. KONRAD
MICHAEL G. MAIDA
J. STEPHEN MENTON
R. DAVID PRESCOTT
HAROLD F. X. PURNELL
GARY R. RUTLEDGE
R. MICHAEL UNDERWOOD

POST OFFICE BOX 551, 32302-0551
215 SOUTH MONROE STREET, SUITE 420
TALLAHASSEE, FLORIDA 32301-1841

TELEPHONE (850) 681-6788
TELECOPIER (850) 681-6515

OF COUNSEL
CHARLES F. DUDLEY

GOVERNMENTAL CONSULTANTS
PATRICK R. MALOY
AMY J. YOUNG

November 10, 1998

Ms. Blanca Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Betty Easley Conference Center, Room 110
Tallahassee, Florida 32399-0850

Re: Florida PSC Docket Nos. 981508-WS and 981509-WS

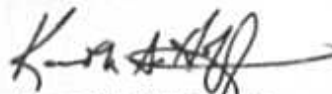
Dear Ms. Bayo:

The undersigned represents Florida Water Services Corporation ("Florida Water"). Florida Water is interested in the above-referenced docket. Please provide copies of all notices, CASRs, orders, staff recommendations, pleadings and other documents filed, served or issued in the above-referenced docket to the following:

Kenneth A. Hoffman, Esq.
John R. Ellis, Esq.
Rutledge, Ecenia, Underwood, Purnell & Hoffman, P.A.
P. O. Box 551
Tallahassee, FL 32302-0551
(850) 681-6788 (phone)
(850) 681-6515 (fax)

Thank you for your assistance in this matter.

Sincerely,


Kenneth A. Hoffman

KAH/rl

RECEIVED-FISC
58 NOV 12 AM 11:27
REGULATORY AND
REPORTING

*Added
11/13/98*

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

November 4, 1998

Martin S. Friedman, Esquire
Rose, Sundstrom & Bentley, LLP
2548 Blairstone Pines Drive
Tallahassee, Florida 32301

Re: Docket No. 981508-WS

Dear Mr. Friedman:

This will acknowledge receipt of an application for approval of transfer of majority organizational control of Crystal River Utilities, Inc. (holder of Certificate Nos. 123-2, 396-W, 507-W, 441-S, 53-2, 594-W, and 510-S) in Polk, Sumter, Lake Citrus, and Palm Beach Counties to AquaSource Utilities, Inc., which was filed by this office on November 3, 1998 and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6078 or FAX (850) 413-6079.

Division of Records and Reporting
Florida Public Service Commission