

State of Florida



Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

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

DATE: December 31, 2007
TO: Ann Cole, Commission Clerk, Office of Commission Clerk
FROM: Martha Carter Brown, Senior Attorney, Office of the General Counsel *MCB*
RE: Docket Number 070317-WU

Please place the two attached documents in the above-referenced docket file. Thank you.

MCB/tfw

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REPLY TO CENTRAL FLORIDA OFFICE

May 31, 2007

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Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

RE: Docket No.: 070317-WU; Lake Utility Services, Inc./Complaint by Barrington Estates
Property Holding's, LLC
Our File No.: 30057.82

Dear Martha:

As you have requested, the following is a summary of the time schedule which Lake Utility Services, Inc. ("LUSI") anticipates in complying with the contractual obligation to provide water service at the entrance to the Barrington Estates property by June 30, 2007. LUSI has applied for the DEP Permit and expects to receive such permit on or before June 15, 2007. In the first week of June, LUSI will be applying to Lake County for the Right of Way Permit which should only take approximately one week to obtain. A Contractor has been selected and is obtaining the materials necessary for this project. Once the Right of Way Permit is obtained, the Contractor will go forward with installing the casing under the road (a DEP Permit is not necessary for this activity). When the DEP Permit is granted, the Contractor will install the water pipe in the previously installed casing. This should take less than one week. LUSI will then conduct pressure and bacteriological testing and provide that data to DEP for clearance. Absent some force majeure event we anticipate having water service available to Barrington Estates by no later than June 30, 2007.

Very truly yours,



MARTIN S. FRIEDMAN
For the Firm

MSF/tlc

cc: Patrick C. Flynn, Regional Director
Kenneth A. Hoffman, Esq.

JUN - 4 2007

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June 1, 2007

VIA HAND DELIVERY AND U. S. MAIL

Martha Carter Brown, Esq.
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 070317-WU
Complaint for Enforcement of Water Utility Agreement with Lake Utility Services, Inc. in Lake County and Request for Expedited Relief, by Barrington Estates Property Holdings, LLC

Dear Ms. Brown:

As you know, our firm represents the Complainant in this proceeding, Barrington Estates Property Holdings, LLC ("Barrington Estates"). On behalf of Barrington Estates, I would like to thank the Commission Staff for arranging yesterday's conference call with the representatives of Lake Utility Services, Inc. ("LUSI"). During the call, Mr. Flynn provided detailed information regarding the specific steps taken or to be taken by LUSI to insure compliance with their contractual obligation to provide water service to the Barrington Estates Development on or before June 30, 2007. It is my understanding that LUSI no longer objects to memorializing Mr. Flynn's statements and commitments and will be providing written confirmation of same. In addition, Staff will be providing written confirmation of Mr. Flynn's commitments and representations to help insure timely delivery of the water service pursuant to the Water Utility Agreement.

LUSI also committed during the conference call to e-mail Mr. Bob Shakar and/or Mr. Joe Zagame of Barrington Estates on the status of key activities and the completion of each milestone event required to provide the water service to the Barrington Estates Development on or before June 30, 2007, including but not limited to:

- (a) whether DEP has issued a request for additional information to LUSI in connection with LUSI's application for a DEP Permit;

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- (b) the issuance of LUSI's DEP Permit to construct the extension of the existing water main and any other lines or facilities required to provide water service to the Development;
- (c) the commencement of construction;
- (d) provision of a copy of LUSI's plans reflecting the specific location and particulars of the connection point with Barrington Estates;
- (e) two weeks' notice of the expected date of completion of construction;
- (f) the receipt of the right-of-way permit;
- (g) the date and completion of LUSI's testing of the water main and any other lines required to provide service to the Development;
- (h) the date of DEP's approval of LUSI's test results and clearance of the line(s) for use; and
- (i) e-mailed or written confirmation from LUSI that it has all required information regarding the location of the water line within the Barrington Estates Development necessary to confirm an agreed interconnection point with LUSI and to complete the interconnection.

You also requested that Barrington Estates confirm in writing its readiness to receive water service from LUSI by June 30, 2007. Barrington Estates will be ready to receive the water service. First, we have completed engineering from KCG, the engineering the company that designed the infrastructure for the project. KCG's engineering plans have been approved by Lake County. We also have hired Ciraco Construction Company, a well known company in the Lake County area for installing utility infrastructure and a company well known and praised by LUSI for their work. Ciraco has much of the utility infrastructure installed and completed and is in the process of installing the curbing, which is a precursor for installing the asphalt for the roads. In mid-May 2007, the water line within the Barrington Estates Development was installed and stubbed out to Highway 561, which is the connection point for the project with LUSI's water system. Preliminary testing has been completed. Once the water is made available from LUSI, we will initiate final testing in order to secure final DEP approval.

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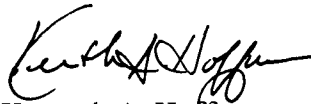
Martha Carter Brown, Esq.

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I hope and trust that the information provided above is responsive to your request. As always, if you have any questions, please do not hesitate to contact me.

Sincerely,



Kenneth A. Hoffman

KAH/rl

cc: Martin S. Friedman, Esq.
Mr. Bob Shakar
Mr. Joe Zagame
Martin P. McDonnell, Esq.

barrington/brown.ltrmay3107