### Matilda Sanders PSC-10-0706-FOF-SU

100065-SK

From:

Terry Holdnak

Sent:

Monday, November 29, 2010 12:23 PM

To:

**CLK - Orders / Notices** 

Cc:

Lisa Bennett

Subject:

Order / Notice Submitted

Date and Time:

11/29/2010 12:20:00 PM

Docket Number:

100065-SU

Filename / Path:

100065.Final Order.lcb.doc

PPSC, CLK - CORRESPONDENCE Administrative Perties Constiner DOCUMENT NO. 00842-10
DISTRIBUTION:

### ORDER DENYING ORIGINAL WASTEWATER CERTIFICATE

Terry X. Holdnak
Commission Deputy Clerk II
Office of the General Counsel
Florida Public Service Commission
850-413-6738

fax o mail o email o

(Monroe)

# FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES FOR DOCKET 100065

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Clerk, Board of County Commissioners, Monroe County		phancock@monroe-clerk.com	Yes
Venture Out at Cudjoe Cay, Inc.		vomgr@att.net	No

#### **Commission Clerk**

From:

Commission Clerk

Sent:

Monday, November 29, 2010 4:00 PM

Subject:

Order or Notice issued by the Public Service Commission (Email ID = 473307)

Attachments: 09611-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

100065

# FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES FOR DOCKET 100065

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Venture Out at Cudjoe Cay, Inc.		vomgr@att.net	No

fax o mail o email 1 FPSC, CLK - CORRESPONDENCE
Administrative Parties Consumer
DOCUMENT NO. 008 42-10
DISTRIBUTION:

#### State of Florida



## Jublic Service Commission

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

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

TO: Parties and Interested Persons

FROM: Ann Cole, Commission Clerk, Office of Commission Clerk

RE: Motice of Filing of Staff Recommendation

Notice is being given that a staff recommendation has been filed with the Office of Commission Clerk for the upcoming Commission Conference Agenda. See attached page one for filing date, docket number, and document number information.

Complete staff recommendations for items on the agenda are available from the Commission's Web site <a href="http://www.floridapsc.com">http://www.floridapsc.com</a> by selecting the Agendas & Hearings tab and then selecting Commission Conference Agendas. Vote sheets, transcripts, and minutes are also viewable once they become available. Records of Commission actions can also be viewed by selecting Dockets & Filings, Dockets and the docket number or document number.

I hope you find this information helpful. If you have any questions concerning this information, please feel free to contact the Office of Commission Clerk at (850) 413-6770.



# **Hublic 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:

October 28, 2010

TO:

Office of Commission Clerk (Cole)

FROM:

Office of the General Counsel (Bennett) Division of Economic Regulation (Golden, Kaproth, Slemkewicz, Williams)

RE:

Docket No. 100065-SU - Application for certificate to provide wastewater service

in Monroe County by Venture Out at Cudjoe Cay, Inc.

AGENDA: 11/09/10 - Regular Agenda - Interested Persons May Participate

**COMMISSIONERS ASSIGNED:** All Commissioners

PREHEARING OFFICER:

Skop

**CRITICAL DATES:** 

None

**SPECIAL INSTRUCTIONS:** 

None

FILE NAME AND LOCATION:

S:\PSC\ECR\WP\100065.RCM.DOC

#### Case Background

On February 5, 2010, Venture Out at Cudjoe Cay, Inc. (Venture Out) filed an application for original wastewater certificate in Monroe County, Florida, Venture Out is a not-for-profit condominium association that provides wastewater service solely to the members who own or control the condominium. Venture Out is divided into 659 subdivided units (lots) in Monroe County. The wastewater system was established in 1975 and was recently modified to ensure compliance with current DEP standards. Venture Out is currently operating as an exempt entity pursuant to Section 367.022(7), Florida Statutes, but is requesting that it be granted a certificate to operate as a PSC-regulated utility.

On March 5, 2010, Commission staff advised Venture Out that it was staff's opinion that Venture Out was exempt from Commission jurisdiction. In a March 11, 2010 response, Venture DECUMEN ROWARD CA

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FPSC-CGANGLE OF CLERK

#### **Commission Clerk**

From: Commission Clerk

Sent: Thursday, October 28, 2010 4:01 PM

**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 691493)

Attachments: Recommendation 08982.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

### **Dorothy Menasco**

1000lb-Su

From: Dorothy Menasco

Sent: Thursday, September 23, 2010 12:37 PMTo: Marguerite McLean; Diamond Williams

Cc: Ann Cole; 'Wilson-Kevin@MonroeCounty-FL.Gov'

Subject: RE: 100065-SU - DN 07948-10

Thank you for that information, Marguerite.

FPSC, CLK - CORRESPONDENCE

Administrative Parties Consumer

DOCUMENT NO. 00842-10

DISTRIBUTION:

When I spoke to Monroe County/Donna, to advise that the letter that was faxed had gone to our Consumer Affairs (complaint) Division, she advised that the hard copy of the letter had also been mailed via certified mail on 9/20/10. I advised Donna that if they had already sent the original hard copy they didn't need to e-file it. However, it was e-filed with a note indicating that I had suggested it be e-filed. That document was assigned DN 07948-10.

Per the e-filing requirements at <a href="http://www.psc.state.fl.us/dockets/e-filings/">http://www.psc.state.fl.us/dockets/e-filings/</a>:

The party submitting a document for filing by electronic transmission acknowledges and agrees:

- a. That the original physically signed document will be retained by that party for the duration of the proceeding and of any subsequent appeal or subsequent proceeding in that cause, and that the party shall produce it upon request of the other parties or the Commission.
- b. That the party submitting the filing shall be responsible for any delay, disruption, or interruption of the electronic signals and accepts the full risk that the document may not be properly filed with the Division as a result.
- c. That the filing date for an electronically transmitted document shall be the date the Division receives the complete document. If the document is received on a non-business day, or after 5:00 p.m. on a business day, it will be considered filed as of 8:00 a.m. on the following business day.

Diamond and Marguerite, please keep an eye out for the hard copy via U.S. mail. When it comes in, please bring it to Ann's attention as it will need to be returned as a duplicate filing.

Thank you for your help.

Dorothy Menasco Chief Deputy Commission Clerk Florida Public Service Commission Office of Commission Clerk 850-413-6770

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communications may therefore be subject to public disclosure.

From: Marguerite McLean

Sent: Wednesday, September 22, 2010 3:20 PM

**To:** Dorothy Menasco **Cc:** Diamond Williams

Subject: 100065-SU - DN 07948-10

Dorothy,

we rec'd. the below document in Docket 100065-SU (DN 07948-10):

"Monroe County (Murphy) - Letter dated 9/20/10 objecting to Venture Out's application to operate a wastewater utility that provides service to an area of Monroe County as specified in the attached legal notice, Exh 1."

Marguerite.

COMMISSIONERS: NANCY ARGENZIANO, CHAIRMAN LISA POLAK EDGAR NATHAN A. SKOP DAVID E. KLEMENT BEN A. "STEVE" STEVENS III

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK ANN COLE COMMISSION CLERK (850) 413-6770

## **Public Service Commission**

# **ADMINISTRATIVE**

February 8, 2010

Venture Out at Cudjoe Cay, Inc. Kevin S. Grube 701 Spanish Main Drive Cudjoe Key, FL 33042

Re: Docket No. 100065-SU

Dear Mr. Grube:

This will acknowledge receipt of the application for certificate to provide wastewater service in Monroe County by Venture Out at Cudjoe Cay, Inc, which was filed in this office on February 5, 2010, 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) 413-6248 or FAX (850) 413-7180.

Please note as well that the Commission's Statement of Agency Organization and Operations requires certificated companies to notify the Commission of any changes in name, telephone, address, or contact person. Should your application be granted by the Commission, you will be expected to comply with this requirement by advising us of any changes as they occur. CELMENT NUMBER-DAT

Office of Commission Clerk

### Case Assignment and Scheduling Record

#### Section 1 - Office of Commission Clerk

Docket No. 100065-SU Date Docketed: 02/05/2010 Title: Application for certificate to provide wastewater service in Monroe County by Venture Out at Cudjoe Cay, Inc.

Company: Venture Out at Cudjoe Cay, Inc.

FPSC, CLK - CORRESPONDENCE
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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:

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#### Section 1 - Office of Commission Cler.

Docket No. 100065-SU Date Docketed: 02/05/2010 Title: Application for certificate to provide wastewater service in Monroe County by Venture Out at Cudjoe Cay, Inc.

Company: Venture Out at Cudjoe Cay, Inc.

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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

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Section 1 - Office of Commission Clerk

Docket No. 100065-SU Date Docketed: 02/05/2010 Title: Application for certificate to provide wastewater service in Monroe County by Venture Out at Cudjoe Cay, Inc.

Company: Venture Out at Cudjoe Cay, Inc.

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Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

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Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

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Approved: Date:

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Section 1 - Office of Commission Clerk

Application for certificate to provide wastewater service in Docket No. 100065-SU Date Docketed: 02/05/2010 Title:

Monroe County by Venture Out at Cudjoe Cay, Inc.

Company: Venture Out at Cudjoe Cay, Inc.

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#### Section 1 - Office of Commission Clerk

Docket No. 100065-SU Date Docketed: 02/05/2010 Title: Application for certificate to provide wastewater service in Monroe County by Venture Out at Cudjoe Cay, Inc.

Company: Venture Out at Cudjoe Cay, Inc.

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		3.	PAA Order	SAME	11/15/2010
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Initials OPR		38.			
Staff	Counsel	39.			
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Where panels are assigned the senior Commissioner is Panel Chairman:

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the identical panel decides the case.

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Commissioners

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Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: Date:

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AG/WW 9/30/2010

#### ase Assignment and Scheduling Kecord

Section 1 - Office of Commission Clerk

Docket No. 100065-SU Date Docketed: 02/05/2010 Title: Application for certificate to provide wastewater service in

Monroe County by Venture Out at Cudjoe Cay, Inc.

Company: Venture Out at Cudjoe Cay, Inc.

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Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

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Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

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