

STATE OF FLORIDA

ORIGINAL

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DIVISION OF WATER & WASTEWATER  
CHARLES H. HILL  
DIRECTOR  
(850) 413-6900

Public Service Commission

January 12, 1998

Mr. Norwood Hope  
150 Turkey Creek  
Alachua, FL 32615

Re: Docket No. 921098-WS: Application for certificates to provide water and wastewater service under grandfather rights in Alachua County by Turkey Creek Utilities

Dear Mr. Hope:

This letter is to follow up our conversation regarding the refunds to the customers. As you can see from the enclosed, to date I have calculated interest on the refunds in the amount of \$7,011.29. This includes interest on the water and wastewater refunds as well as the refunds of the interest on the customer deposits, the miscellaneous service charges and the late fee. I have estimated the interest for January since Wall Street Journal has not yet published an interest rate for January.

In addition, I have enclosed a copy of Order No. PSC-93-1769-FOF-WS, issued December 9, 1993. As you can see on page 3 of the order, the Commission determined that all unclaimed refunds be forwarded to the City of Alachua for further disposition. This is consistent with Rule 25-30.360(8), Florida Administrative Code, which states "any unclaimed refunds shall be treated as cash contributions in aid of construction (CIAC)." As I explained in our telephone conversation, since Turkey Creek Utilities no longer has any investment in the utility, the utility cannot treat the unclaimed refunds as CIAC. Accordingly, it is appropriate that the unclaimed refunds be forwarded to the city, which now owns the utility. Please be reminded that this order was appealed by Turkey Creek Utilities to the First District Court of Appeal and was subsequently upheld by the court. Therefore, the court has agreed that it is appropriate for the city to receive the unclaimed refunds.

Lastly, I have enclosed a copy of Rule 25-30.360, Florida Administrative Code. This rule governs the disposition of refunds. Pursuant to Rule 25-30.360(7), Florida Administrative Code, once Turkey Creek has completed the refunds, it must file a preliminary report within 30 days of completing the refund and again 90 days thereafter. Once all administrative aspects of the report are completed, a final report shall be made. All reports must specify:

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEC \_\_\_\_\_
- LIN \_\_\_\_\_
- REP \_\_\_\_\_
- SEL \_\_\_\_\_
- WIS \_\_\_\_\_
- WTH \_\_\_\_\_

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- a. The amount of money to be refunded and how that amount was computed;
- b. The amount of money actually refunded;
- c. The amount of any unclaimed refunds; and
- d. The status of any unclaimed amounts.

If you have any questions, please feel free to contact me at (850) 413-7011 or Ralph Jaeger (850) 413-6234.

Sincerely,



Edith H. Xanders  
Regulatory Analyst  
Bureau of Special Assistance

EHX:ehx

cc: Charles H. Hill  
Ralph Jaeger, Division of Legal Services  
Division of Records and Reporting