

REQUEST TO ESTABLISH DOCKET
(PLEASE TYPE)

Date January 14, 1998

Docket No. 980099-415

1. Division Name/Staff Name LEGAL SERVICES/CLEVELAND FERGUSON
2. OPR LEGAL - CLEVELAND FERGUSON *CF* *RF*
3. OCR WATER AND WASTEWATER - PAULETTE DEWBERRY
4. Suggested Docket Title INITIATION OF SHOW CAUSE PROCEEDINGS AGAINST EAST MARION WATER DISTRIBUTION, INC., IN MARION COUNTY FOR FAILURE TO FILE ITS 1996 ANNUAL REPORT IN ACCORDANCE WITH RULE 25-30.110(3), F.A.C.

5. Suggested Docket Mailing List (attach separate sheet if necessary)

- A. Provide NAMES ONLY for regulated companies or ACRONYMS ONLY regulated industries, as shown in Rule 25-22.104, F.A.C.
- B. Provide COMPLETE name and address for all others. (Match representatives to clients.)

1. Parties and their representatives (if any)

ENVIRO-MASTERS, INC. _____
ATTN: MR. LEN TABOR _____
2320 NE 2ND STREET, SUITE 3-B _____
OCALA, FL 34470 _____

2. Interested Persons and their representatives (if any)

<input checked="" type="checkbox"/> <u>MR. JIM BURNS</u> _____	<u>MR. JOSEPH BRANNON, CPA</u> _____
<u>EAST MARION SANITARY SYSTEMS, INC.</u> _____	<u>106 N.E. 14TH AVE.</u> _____
<u>FIRST FEDERAL BANK OF OSCEOLA</u> _____	<u>OCALA, FL 34470</u> _____
<u>200 EAST BROADWAY</u> _____	_____
<u>KISSIMEE, FL 34741-5791</u> _____	_____

6. Check one:

- Documentation is attached.
 Documentation will be provided with the recommendation.

I:\PSC\RAR\WP\ESTDKT.

DOCUMENT NUMBER - DATE

01116 JAN 21 88

FPSC-RECORDS/REPORTING

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
DIANE K. KIESLING
JOE GARCIA



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

Public Service Commission

January 5, 1998

CERTIFIED MAIL - P 263 572 610
RETURN RECEIPT REQUESTED
FINAL NOTICE

Mr. Len Tabor
Enviro-Masters, Inc.
2320 NE 2nd Street, Suite 3-B
Ocala, Florida 34470

In re: East Marion Water Distribution, Inc.

Mr. Tabor:

According to our records, we have not received the 1996 Annual Report for East Marion Water Distribution, Inc. In accordance with Rule 25-30.110, Florida Administrative Code, the utility is in violation and is accruing penalties. Staff is aware that there is a pending application for Transfer of Majority Control; however, pursuant to section 367.071, Florida Statutes, the transferor remains liable for fulfilling the commitments and obligations of the utility.

Therefore, the Utility needs to file an Annual Report with the Commission's Division of Water and Wastewater by January 19, 1998. If the Annual Report is not received, then the Division of Legal Services will recommend that the Commission initiate a show cause proceeding and recommend further fines in excess of the daily rate. If you have any questions regarding this matter please contact me at (850) 413-6185.

Sincerely,

A handwritten signature in black ink, appearing to read "Cleveland Ferguson III".

Cleveland Ferguson III
Staff Attorney

cc: Division of Water and Wastewater (Dewberry, Walker, . Messer)

I:\CFSHOCAU\EMLET3.CF

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
DIANE K. KIESLING
JOE GARCIA



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

Public Service Commission

November 24, 1997

CERTIFIED MAIL - P 263 572 600
RETURN RECEIPT REQUESTED

Mr. Len Tabor
Enviro-Masters, Inc.
2320 NE 2nd Street, Suite 3-B
Ocala, Florida 34470

In re: East Marion Water Distribution, Inc.

Mr. Tabor:

According to our records, we have not received the 1996 Annual Report for East Marion Water Distribution, Inc. In accordance with Rule 25-30.110, Florida Administrative Code, the utility is in violation and is accruing penalties. Staff is aware that there is a pending application for Transfer of Majority Control; however, pursuant to section 367.071, Florida Statutes, the transferor remains liable for fulfilling the commitments and obligations of the utility.

Therefore the Utility needs to file an Annual Report with the Commission's Division of Water and Wastewater by December 1, 1997. If the Annual Report is not received, then the Division of Legal Services will recommend that the Commission initiate a show cause proceeding and recommend further fines in excess of the daily rate. If you have any questions regarding this matter please contact me at (850) 413-6185.

Sincerely,

A handwritten signature in black ink, appearing to read "Cleveland Ferguson III".

Cleveland Ferguson III
Staff Attorney

cc: Division of Water and Wastewater (Dewberry, Walker, Messer)

143 88004/ND/MT/CF

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
DIANE K. KIESLING
JOE GARCIA



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

Public Service Commission

November 10, 1997

CERTIFIED MAIL - P 263 572 569
RETURN RECEIPT REQUESTED

Mr. Len Tabor
Enviro-Masters, Inc.
2320 NE 2nd Street, Suite 3-B
Ocala, Florida 34470

In re: East Marion Water Distribution, Inc.

Mr. Tabor:

According to our records, we have not received the 1996 Annual Report for East Marion Water Distribution, Inc. In accordance with rule 25-30.110, Florida Administrative Code, the utility is in violation and is accruing penalties.

If the 1996 Annual Report is not filed by November 19, 1997, the Division of Legal Services will recommend that the Commission initiate a show cause proceeding and recommend further fines in excess of the daily rate. If you have any questions regarding this matter please contact me at (850) 413-6185.

Sincerely,

A handwritten signature in black ink, appearing to read "Cleveland Ferguson III".

Cleveland Ferguson III
Staff Attorney

cc: Division of Legal Services (Vaccaro)
Division of Water and Wastewater (Dewberry)

1\EMLET CF

JOSEPH E. BRANNON

Certified Public Accountant

Copy given to Jackie Gulchinski

106 N.E. 14th Avenue • Ocala, Florida 34470 • (352) 732-8943 • FAX (352) 732-2306

August 14, 1997

RECEIVED

AUG 15 1997

Mr. Charles H. Hill, Director
Division of Water & Wastewater
Florida Public Service Commission
101 East Gaines Street
Tallahassee, Florida 32399-0873

Florida Public Service Commission
Division of Water and Wastewater

Re: East Marion Sanitary Systems, Inc.
Annual Report 1996 WU536 & SU535

Due to the change in ownership of the utility and the need for information in the possession of the seller, we have been unable to complete the annual report by August 15. We have requested the needed information and will complete the report as soon as it arrives.

Your patience and understanding during this post-transition will be greatly appreciated.

Sincerely,



Joseph E. Brannon
Certified Public Accountant

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
SUSAN F. CLARK
J. TERRY DEASON
JOE GARCIA
DIANE K. KIESLING



DIVISION OF WATER & WASTEWATER
CHARLES H. HILL
DIRECTOR
(904) 413-6900

Public Service Commission

April 4, 1997

Mr. Joseph E. Brannon, CPA
106 N.E. 14th Avenue
Ocala, Florida 34470

*Info to
Mr. Brannon
East Marion Sanitary System, Inc. was sold to Mr Hill in 1996 Mr Hill's phone # 810 733-63
Address 2321 N.E. 2nd St Suite 3-B, Ocala Florida 34470
Fax # 810 733-800
CH*

Mr. Brannon:

Your request for a (60) day extension to file the 1996 annual reports for the following utilities list below has been received.

**East Marion Sanitary System, Inc.
Eagle Springs Utilities, Inc.**

Under Rule 25-30.110(3), Florida Administrative Code (F.A.C.), an extension may be granted where the request contains a statement of good cause and specifies a date by which the report will be filed. The reasons states in you letter of March 31, 1997 meet these requirements. Therefore, your request for a extension is hereby granted. However, no further extensions will be granted. The report is now due on or before May 31, 1997.

Please be reminded that Rule 25-30.110(6),(7), F.A.C., requires that a penalty be assessed against any utility that fails to file an annual report in the following manner:

- (a) fails to file an annual report by March 31 or by an approved extended filing date;
- (b) fails to file a complete annual report; or
- (c) fails to file an original and two (2) copies of the annual report.

If you have any questions concerning this letter, please refer them to Neil Bethea at (904) 413-6960.

Sincerely,

Charles H. Hill
Director

Utility did not collect Revenue in 1996

CHH/JMS/ADDEXT.JMS

cc: Bureau of Economic Regulation (Merchant)
Bureau of Special Assistance (Gonzalez)
Division of Legal Services (L. Jaber)

JOSEPH E. BRANNON

Certified Public Accountant

106 N.E. 14th Avenue • Ocala, Florida 34470 • (352) 732-8943 • FAX (352) 732-2306

March 31, 1997

OK 

RECEIVED

APR 01 1997

Mr. Charles H. Hill, Director
Division of Water & Wastewater
Florida Public Service Commission
101 East Gaines Street
Tallahassee, Florida 32399-0873

Florida Public Service Commission
Division of Water and Wastewater

Re: East Marion Sanitary Systems, Inc. WU536

We hereby request the above utility be granted an additional 31-day extension until May 31, 1997, in which to prepare the annual report for 1996. We ask that this request be granted in order that necessary statistical information may be properly summarized and included in said annual report.

Respectfully submitted,



Joseph E. Brannon
Certified Public Accountant

7
JOSEPH E. BRANNON

Certified Public Accountant

106 N.E. 14th Avenue • Ocala, Florida 34470 • (352) 732-8943 • FAX (352) 732-2306

March 31, 1997

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APR 01 1997

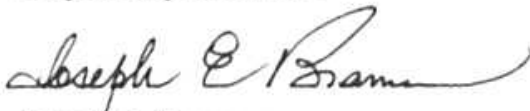
Florida Public Service Commission
Division of Water and Wastewater

Mr. Charles H. Hill, Director
Division of Water & Wastewater
Florida Public Service Commission
101 East Gaines Street
Tallahassee, Florida 32399-0873

Re: East Marion Sanitary Systems, Inc. SU535

We hereby request the above utility be granted an additional 31-day extension until May 31, 1997, in which to prepare the annual report for 1996. We ask that this request be granted in order that necessary statistical information may be properly summarized and included in said annual report.

Respectfully submitted,



Joseph E. Brannon
Certified Public Accountant