

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



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

Public Service Commission

October 6, 1998

Norwood Hope
158 Turkey Creek
Alachua, Florida 32615-9572

Re: Docket No. 980287-WS - Initiation of show cause proceedings against Turkey Creek, Inc. & Family Diner, Inc. d/b/a Turkey Creek Utilities for violation of Rule 25-30.120, F.A.C., Regulatory Assessment Fees.

Dear Mr. Hope:

By Order No. PSC-98-1085-PCO-WS, issued August 11, 1998, the Florida Public Service Commission declined Turkey Creek Utilities' (Turkey Creek) April 29, 1998 offer of settlement of show cause Order No. PSC-98-0444-SC-WS. By Order No. PSC-98-0444-SC-WS, Turkey Creek was ordered to show cause, in writing, why it should not remit penalty and interest of \$613.50 and \$907.98, respectively, for failure to remit regulatory assessment fees for 1993. By the show cause order, the utility was also directed to immediately remit \$2,454 in delinquent 1993 regulatory assessment fees.

In addition to declining the offer of settlement, the Commission modified the show cause order to reflect the correct interest owed by the utility of \$1,202.46, as of the date of the show cause order. As of the issuance date of Order No. PSC-98-1085-PSC-WS, the amount of interest owed was \$1,300.62. Due to the miscalculation of interest in Order No. PSC-98-0444-SC-WS, the Commission granted Turkey Creek an additional 20 days to respond to that order.

Turkey Creek's response to the show cause order should have been submitted by August 31, 1998. Because the utility did not file a timely response to the show cause order, the total penalty and interest amounts are deemed levied in accordance with Order No. PSC-98-1085-PCO-WS. In addition Turkey Creek's regulatory assessment fees are due pursuant to Order No. PSC-98-0444-PCO-WS.

Please submit payment of these amounts (\$613.50, \$1,300.62 and \$2,454) by check made payable to the Florida Public Service Commission. The check should be mailed with a copy of this letter to the Division of Administration, Bureau of Fiscal Services, Florida Public Service

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Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida, 32399-0850, Attention: Evelyn Sewell.

Payment is due by October 20, 1998. If you do not remit payment on or before this date, the Commission will refer this matter to the Department of Banking and Finance, Office of the Comptroller for further collection efforts.

Sincerely,


Tim Vacarro
Senior Attorney

TV/lw

cc: Division of Records and Reporting
Division of Administration (Sewell, Knight)
Division of Water and Wastewater (Chase)