

# ORIGINAL

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

May 13, 2003

TO: DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES

FROM: OFFICE OF THE GENERAL COUNSEL (CROSBY)

RE: DOCKET NO. 030236-WS - APPLICATION FOR TRANSFER OF FACILITIES AND CERTIFICATES NOS. 466-W AND 400-S FROM PENNBROOKE UTILITIES, INC. TO UTILITIES, INC. OF PENNBROOK IN LAKE COUNTY

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By letter dated April 7, 2003, Mr. John L. O'Brien filed an objection to the above-referenced transfer. After contacting Mr. O'Brien by phone, a letter was sent to him on May 2, 2003, requesting him to inform the Commission by May 15, 2003, if he wished to pursue the objection. In response to our May 2 letter, Mr. O'Brien called this office on May 8, 2003. Ralph Jaeger and Alice Crosby returned his call on the morning of May 9, 2003.

By letter dated May 8, 2003 (received May 12, 2003), Mr. O'Brien informed this Commission that he wished to pursue the objection. Subsequent to his letter, the Department of Environmental Protection (DEP) met with Mr. O'Brien regarding the low pressure problem. According to an email (copy attached) from DEP dated May 13, 2003, DEP is looking into the problem and is scheduled to meet with Mr. O'Brien again on the morning of May 19, 2003.

Mr. O'Brien was contacted again on May 13, 2003, by phone to discuss his objection. Because Mr. O'Brien is still unsure how he wants to proceed until he talks further to DEP, the deadline for informing the Commission as to whether or not he intends to pursue his objection has been extended until May 22, 2003. Mr. O'Brien has been informed of the extension.

alc

Attachment

cc: Division of Economic Regulation (Johnson, Redemann)

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FPSC-COMM CLERK

## Alice Crosby

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**From:** Richard Redemann  
**Sent:** Tuesday, May 13, 2003 9:19 AM  
**To:** Alice Crosby; Cheryl Johnson; Patti Daniel  
**Subject:** RE: Pennbrooke

-----Original Message-----

From: Milicic, Karen [mailto:Karen.Milicic@dep.state.fl.us]  
Sent: Tuesday, May 13, 2003 8:34 AM  
To: RRedeman@PSC.STATE.FL.US  
Cc: Ansag, Bob  
Subject: Pennbrooke

Morning Richard,

Met with Mr. O'brien yesterday at the Pennbrooke at Fairways facility in Lake County. He stated he had documentation going back to 1998, correspondence with the various managers regarding the pressure problem in section K. Which he did have the documentation to support his complaint.

I told him I will be back out on 3/19 in the morning to verify the drop in pressure in his section. If, there is a significant drop in pressure, I feel both of our agencies can request the facility to investigate and correct the problem.

Will keep you posted,

Karen Milicic  
Karen.Milicic@dep.state.fl.us  
Dept. of Environmental Protection  
3319 Maguire Blvd., Suite 232  
Orlando, FL 32803  
Ph. (407) 894-7555, ext 2226  
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