

ORIGINAL

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DIVISION OF ECONOMIC REGULATION
(850) 413-6900

Public Service Commission

April 7, 2005

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COMMISSION
CLERK

Mr. James C. Weeks
LWV Utilities, Inc.
7552 Congress Street, Suite 4
New Port Richey, Florida 34653-1106

Re: Docket No. 040173-WU Application for Transfer of Majority Organizational Control of LWV Utilities, Inc., holder of Certificate No. 152-W in Pasco County from James A. Cochran Revocable Trust to James C. Weeks and Ricky A. Miller.

Dear Mr. Weeks:

As a result of the Commission's vote at the April 5, 2005 Agenda conference, please provide a statement from the utility that its books and records are being maintained in accordance with the NARUC system of accounts and a statement that the utility's books have been adjusted to reflect the approved rate base adjustments and balances as of December 31, 2003, by June 25, 2005. The approved balances for plant and accumulated depreciation are shown by NARUC accounts in Schedule No. 3 of staff's recommendation and the Proposed Agency Action order that will soon be issued.

The utility was also required to file a revised legal description, territory map and supporting documentation that confirms the revised legal description is consistent with the territory description in Docket No. 760618-W by August 25, 2005. Please contact Stan Rieger if you have any questions about this requirement.

CMP _____
COM _____ In addition, staff has not been able to verify that you have correctly refunded customer
CTR _____ deposits and interest as required by Rule 25-30.311, Florida Administrative Code. Enclosed is a
ECR _____ list of customer deposits as of July 7, 2004, organized in a table by customer address. If you
GCL _____ would like an electronic copy of the table, please contact Cheryl Johnson. Please complete the
OPC _____ table by documenting all completed refunds, whether the refund was given by check or as a
MMS _____ credit to the customer bill, additional deposits collected, and the outstanding balance of customer
RCA _____ deposits held by LWV as of April 30, 2005. For those customers with a P.O. Box address,
SCR _____ provide the street address where service is provided.

SEC _____ According to Rule 25-30.311, Florida Administrative Code, interest on customer deposits
DTH _____ is to be paid or credited to customers annually. Therefore, you may need to refund additional
_____ interest if customer deposits have been held by LWV for more than 12 months, including the
_____ period prior to you assuming control of the utility.

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COMMISSION CLERK

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The deposit refund information should be provided to the Commission by May 10, 2005. Additional supporting documentation may also be requested at a later date to verify that the refunds were made properly.

Please note that failure to respond to a Commission rule or order is punishable by fines of up to \$5,000 per day per violation. Therefore, please make sure that your responses are provided on a timely basis. Please be sure to refer to the docket number and direct the response to:

Division of Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

If you have any questions please call Ms. Cheryl Johnson at (850) 413-6984, Stan Rieger at (850) 413-6970 or Ms. Adrienne Vining at (850) 413-6183.

Sincerely,



Patti Daniel, Supervisor
Bureau of Certification & Tariffs

PD/CJ:kb

cc: Office of General Counsel (Vining)
Division of Economic Regulation (Johnson, Rieger)
Division Commission Clerk and Administrative Services