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090459-WS

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Sent: Friday, April 29, 2011 10:46 AM

To: Filings@psc.state.fl.us

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Attachments: _0429104417_001.pdf

a. The full name, address, telephone number, and e-mail address of the person responsible for the electronic filing:

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b. The docket number and title if filed in an existing docket: 090445-WS and 090459-

WS

Application of Grove Land Utilities, LLC and Application of Bluefield Utilities, LLC

- The name of the party on whose behalf the document is filed:
- Grove Land Utilities, LLC and Bluefield Utilities, LLC
- d. The total number of pages in each attached document: 3
- e. A brief but complete description of each attached document. Response to Order No. PSC-11-0160-PCO-WS

TONYA SIMPSON

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FPSC-COMMISSION CLERK

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for original certificates for proposed water and wastewater system and request for initial rates and changes in Indian River, Okeechobee and St. Lucie counties by Grove Land Utilities, LLC. In re: Application for original certificates for proposed water and wastewater system and request for initial rates and charges in Martin and St. Lucie Counties by Bluefield Utilities, LLC.

RESPONSE TO ORDER NO. PSC-11-0160-PCO-WS

Grove Land Utilities, LLC and Bluefield Utilities, LLC (hereafter "Grove Land/Bluefield"), by and through their undersigned attorneys, hereby file this Response to Order No. PSC-11-0160-PCO-WS, and in support thereof would state as follows:

1. This matter is currently in abatement by PSC Order No. PSC-11-0160-PCO-WS until April 30, 2011.

2. These consolidated applications were originally the subject of six objections (Okeechobee Utility Authority, St. Lucie County, Martin County, Fort Pierce Utilities Authority, Indian River County, and the City of Port St. Lucie). To date, ongoing negotiations between the applicants and the objecting local governmental entities have resulted in a settlement with Okeechobee Utility Authority, Fort Pierce Utility Authority, Indian River County and the City of Port St. Lucie. Discussions and negotiations remain active and ongoing with the two remaining objectors (St. Lucie County and Martin County).

3. Grove Land/Bluefield do not, at this time, intend to request a further abatement of this proceeding. Within 14 days of the date of this filing, Grove Land/Bluefield will initiate consultations with the Commission staff, and Counsel for the other parties to this proceeding, to

DOCUMENT NUMBER-DATE 02935 APR 29 = FPSC-COMMISSION CLERK discuss the best way to proceed, the rescheduling of this matter, and other issues pertinent to the same. Order No. PSC-11-0160-PCO-WS directed that Grove Land/Bluefield apprise the Commission of the status of the negotiations. As indicated in Paragraph 2 above, negotiations are continuing.

WHEREFORE, and in consideration of the above, Grove Land/Bluefield respectfully requests that the Commission acknowledge the above and direct Grove Land/Bluefield to consult with the Commission staff and the other parties, as referenced hereinabove, and to apprise the Commission of the position of the various parties on the rescheduling of this matter, no later than May 13, 2011.

Respectfully submitted this 2day of April, 2011, by:

JOHN LI WHARTON FL BAR ID NO. 563099 F. MARSHALL DETERDING FL BAR ID NO. 515876 ROSE, SUNDSTROM & BENTLEY, LLP 2548 Blairstone Pines Drive Tallahassee, FL 32301 (850) 877-6555/(850) 656-4029 FAX

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by electronic mail this 27 day of April, 2011, to:

Caroline Klancke & Ralph Jaeger Office of General Counsel Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850 <u>cklancke@psc.state.fl.us</u> <u>rjaeger@psc.state.fl.us</u> Michael Minton & Lee Dobbins Dean Mead Minton & Zwemer 1903 South 25th Street, Suite 200 Fort Pierce, FL 34947 <u>mminton@deanmead.com</u> <u>ldobbins@deanmead.com</u>

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