REQUEST FOR CHANGE TO COMMISSION CONFERENCE HAND DELIVER

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Date of Request: 10/14/2011			Date of Commission Confer			nce: 1(0/18/2011	lte	m No.		411:31
Docke	t No.: 110254-WS			Brief Title:	Four Points	s Utility S	how Cause		11	OCT 17 AP	1110 JT
Reque	sted by:		Staff	\boxtimes	Other			Mr. Shef V		COMMISS CLERI	ION
Р	lease attach a copy of the w	ritten	document	ation filed (IF OT	HER)			(Name))	ULENI	1
STAFF's Recommendation to Executive Suite (IF OTHER)						🗆 Ap	prove Requ	est		Deny Request	
ACTIO	N REQUESTED [see Al	PM 2.	11]								
	Defer Item to Conference	Sched	uled for:	D	ate:						
	Change Order of Item or T	ake U	p at Time	Certain							
	Withdraw Item (not expect	ed to	return to A	genda)							
	Late Filed Recommendati	on (m	ust be file	ed no later than	1 3:00 p.m. o	n the date	e approved fo	r late filing)	A con	ov of the front p	age of the

- recommendation must be provided to the Commission Clerk by 12 noon on the regular filing date for use as a place-holder during agenda preparation.
- Add Item to Published Agenda [see Section 120.525(2), F.S.] - Issue an ADDENDUM and give Legal NOTICE
- Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] Issue an ADDENDUM and Give Fair NOTICE

Concise explanation, justification or comments (attach additional sheet if necessary):

Please see attached explanation.

Signature (Technical Staff): Marthan Holden

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EXECUTIVE DIRECTOR: Record tation to the Chairman's Office Initials: Comments

Initials (Division/Office Director or Designee):

Initials (General Counsel or Designee):

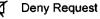
Deny Request

DECENTED--EPSC

Approve Request Date: /0/17/11

CHAIRM AN's OFFICE: Initials: (

Approve Request



Date:

The Executive Suite will forward the original approved form to the Office of Commission Clerk and distribute copies to the OPR division/office director, the Executive Director, the Deputy Executive Director, the General Counsel, the Deputy General Counsel, the Office of Public Information Director, the Commissioners' Assistants, and the attorney assigned to the docket.

CLK AGENDA STAFF COPIEDCUMENT NUMBER-DATE

PSC/EXD-001 (Rev. 09/10)

07576 OCT 17= C:\Local Documents\Nwp\ECR\Bimini Bay\REQUEST FOR CHANGE TO AGENDA CONFERENCE-Four Points.doc FPSC-COMMISSION CLERK

Four Points Utility Corporation, through its attorney, Shef Wright, requested that this recommendation be deferred until the November 22, 2011 Agenda Conference. Mr. Wright requested additional time to review the recommendation and work with the Utility owner and Commission staff to bring the Utility into compliance. Staff recommends that the request be denied. Staff has attempted to work with the utility owner since 2005, without success. Furthermore, the Utility has been aware of the substance of staff's recommendation since the June 2011 publication of the Management Audit report. Moreover, Tuesdays Agenda Conference is merely the Commission's authorization to begin the formal process to set fines. If the Commission approves staff's recommendation on Tuesday, then staff has 20 days to issue the order. Once the order is issued, the Utility must be served with the Order. The utility has 21 days from service to respond to the order. Staff believes that 41 days is sufficient time for the utility to come into compliance or prepare its case. Staff recommends that the deferral be denied.