

State of Florida



Public Service Commission

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

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

DATE: February 1, 2022

TO: Jennifer S. Crawford, Attorney Supervisor, Office of the General Counsel

FROM: Tom Ballinger, Director, Division of Engineering *TB*

RE: Docket No. 20210192-WS - Joint application for acknowledgment of corporate reorganization and approval of name changes on Certificate No. 654-W in Lake County from Black Bear Waterworks, Inc., Certificate No. 339-W in Lake County from Brendenwood Waterworks, Inc., Certificate No. 002-W in Brevard County from Brevard Waterworks, Inc., Certificate Nos. 522-W and 565-S in Lake County from Harbor Waterworks, Inc., Certificate Nos. 667-W and 507-S in Sumter County from Jumper Creek Utility Company, Certificate No. 531-W in Lake County from Lake Idlewild Utility Company, Certificate Nos. 567-W and 494-S in Lake County from Lakeside Waterworks, Inc., Certificate No. 450-W in Lake County from Pine Harbour Waterworks, Inc., Certificate No. 539-W in Lake County from Raintree Waterworks, Inc., Certificate Nos. 507-W and 441-S in Sumter County from The Woods Utility Company to Florida Community Water Systems, Inc.

On December 6, 2021, Black Bear Waterworks, Inc., Brendenwood Waterworks, Inc., Brevard Waterworks, Inc., Harbor Waterworks, Inc., Jumper Creek Utility Company, Lake Idlewild Utility Company, Lakeside Waterworks, Inc., Pine Harbour Waterworks, Inc., Raintree Waterworks, Inc., and The Woods Utility Company (collectively the Applicants) filed a joint application for the acknowledgement of corporate reorganization and approval of name change. The application was filed pursuant to Rule 25-30.039, Florida Administrative Code (F.A.C.).

On December 2, 2021, Articles of Merger were recorded with the Florida Department of State, Division of Corporations, to merge the Applicants into Florida Community Water Systems, Inc. The merger became effective on January 1, 2022. The Applicants have common majority shareholders, and the surviving utility also shares the common majority shareholders. The officers and directors of the Applicants' utilities as well as the management operations, customer service, mailing addresses, and telephone of each of the Applicants did not change as a result of the merger and name change. The name change request is consistent with Rule 25-30.039, F.A.C., which provides for changes in name only, with no change in the ownership or control of the utilities or its assets. An affidavit was provided affirming there are no changes in ownership or control of the utilities or their assets.

February 1, 2022

Last, on January 5, 2022, Florida Community Water Systems, Inc. filed an Affirmation of Customer Notice Mailing along with a copy of the notice of its application for name change.¹

Conclusion

Section 2.07(C)(2)(a) of the Administrative Procedures Manual grants the Director of the appropriate technical division and the Office of the General Counsel authority to approve changes of names and corporate reorganizations of regulated utilities, where no change of ownership or control or transfer of assets is involved, by notifying the Office of Commission Clerk. The application provides sufficient documentation that neither ownership nor control or transfer of assets is involved. Therefore, staff recommends that the request for acknowledgment of corporate reorganization and approval of name changes on the certificates identified in Attachment A is in compliance with the provision of Rule 25-30.039, F.A.C.; and, that an administrative order be issued within 30 days acknowledging the reorganization and change of name to Florida Community Water Systems, Inc. The resultant Order should serve as Florida Community Water Systems, Inc.'s amended certificates and should be retained by the Utility. Upon issuance of the Order, this docket should be closed.

TB:JD:pz

Attachment

cc: Office of Commission Clerk (Docket No. 20210192-WS)

¹ Document No. 00072-2022, filed January 5, 2022.

REVISED CERTIFICATES

for

FLORIDA COMMUNITY WATER SYSTEMS, INC.

654-W	Lake County	Name Change
339-W	Lake County	Name Change
002-W	Brevard County	Name Change
522-W	Lake County	Name Change
565-S	Lake County	Name Change
667-W	Sumter County	Name Change
570-S	Sumter County	Name Change
531-W	Lake County	Name Change
567-W	Lake County	Name Change
494-S	Lake County	Name Change
450-W	Lake County	Name Change
359-W	Lake County	Name Change
507-W	Sumter County	Name Change
441-S	Sumter County	Name Change

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 654-W**

To provide water service in Lake County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rule, regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-11-0478-PAA-WU	10/24/11	20100085-WU	Original Certificate
PSC-16-0169-PAA-WU	04/28/16	20150166-WU	Transfer of Certificate
*	*	20210192-WS	Reorganization/Name Change

*** Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 339-W**

to provide water service in Lake County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
10184	08/05/81	19810079-W	Original Certificate
22398	01/10/90	19891122-WU	Amendment
22425	01/17/90	19891121-WU	Transfer of Majority Organizational Control
PSC-03-0118-FOF-WU	01/21/03	20020996-WU	Name Change
PSC-04-1054-PAA-WU	10/27/04	20040276-WU	Transfer of Majority Organizational Control
PSC-05-0678-FOF-WU	06/20/05	20050255-WU	Amendment
PSC-11-0552-FOF-WU	12/07/11	20110255-WU	Transfer of Certificate
PSC-14-0691-PAA-WU	12/15/14	20140120-WU	Transfer of Certificate
*	*	20210192-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate No. 002-W**

to provide water service in Brevard County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
5033	01/27/71	1970572-W	Grandfather Certificate
9886	03/17/81	19800618-WS	Transfer
19505	06/16/88	19880206-WU	Transfer
PSC-94-1011-FOF-WU	08/22/94	19930737-WU	Amendment
PSC-97-0427-FOF-WS	04/16/97	19970028-WS	Name Change
PSC-05-1242-PAA-WS	12/20/05	20040951-WS	Transfer
PSC-09-0252-FOF-WU	04/27/09	20080536-WU	Amendment
PSC-14-0326-PAA-WU	06/25/14	20130174-WU	Transfer
*	*	20210192-WS	Reorganization/Name Change

***Order Number and dates to be provided at time of issuance.**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 522-W**

to provide water service in Lake County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
21835	09/05/89	19890554-WU	Original Certificate
PSC-94-1543-FOF-WU	12/13/94	19940453-WU	Transfer of Certificate
PSC-12-0587-PAA-WU	10/29/12	20120148-WU	Transfer of Certificate
*	*	20210192-WS	Reorganization/Name Change

***Order Number and date to be provided at time of issuance.**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 565-S**

to provide wastewater service in Lake County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-12-0580-PAA-SU	10/26/12	20120158-SU	Original Certificate
*	*	20210192-WS	Reorganization/Name Change

***Order Number and date to be provided at time of issuance.**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 667-W**

to provide water service in Sumter County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-14-0299-PAA-WS	06/11/14	20130176-WS	Transfer/New Certificate
*	*	20210192-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance.**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 570-S**

to provide wastewater service in Sumter County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-14-0299-PAA-WS	06/11/14	20130176-WS	Transfer/New Certificate
*	*	20210192-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 531-W**

to provide water service in Lake County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
24007	01/22/91	19900826-WU	Original Certificate
PSC-15-0140-PAA-WU	03/23/14	20140170-WU	Transfer of Certificate
*	*	20210192-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 567-W**

to provide water service in Lake County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-96-0062-FOF-WS	01/12/96	19940653-WS	Original Certificate
PSC-06-0062-FOF-WS	02/10/06	20050875-WS	Certificate Amendment
PSC-06-0106-FOF-WS	02/13/06	20050642-WS	Certificate Amendment
PSC-13-0425-PAA-WS	09/18/13	20120317-WS	Transfer
*	*	20210192-WS	Reorganization/Name Change

***Order Number and date to be provided at time of issuance.**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 494-S**

to provide wastewater service in Lake County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-96-0062-FOF-WS	01/12/96	19940653-WS	Original Certificate
PSC-06-0062-FOF-WS	02/10/06	20050875-WS	Certificate Amendment
PSC-06-0106-FOF-WS	02/13/06	20050642-WS	Certificate Amendment
PSC-13-0425-PAA-WS	09/18/13	20120317-WS	Transfer
*	*	20210192-WS	Reorganization/Name Change

***Order Number and date to be provided at time of issuance.**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 450-W**

To provide water service in Lake County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rule, regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
15285	10/22/85	19850417-WU	Original Certificate
24273	03/21/91	19900525-WU	Transfer of Certificate
PSC-08-0645-FOF-WU	10/06/08	20080269-WU	Transfer of Certificate
PSC-17-0043-PAA-WU	02/02/17	20160169-WU	Transfer of Certificate
PSC-2018-0541-FOF-WU	11/19/18	20180134-WU	Amendment
*	*	20210192-WS	Reorganization/Name Change

*** Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 359-W**

to provide water service in Lake County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
PSC-92-0019-FOF-WU	03/10/92	19911039-WU	Original Certificate
PSC-00-0843-FOF-WU	04/28/00	20000149-WU	Transfer Majority Control
PSC-05-0706-PAA-WU	06/05/05	20050028-WU	Amendment
PSC-05-0706A-PAA-WU	08/04/05	20050028-WU	Correction
PSC-12-0260-PAA-WU	05/29/12	20110302-WU	Transfer of Certificate and Deletion of Territory
PSC-14-0692-PAA-WU	12/15/14	20140121-WU	Transfer of Certificate
*	*	20210192-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 507-W**

to provide water service in Sumter County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
19848	08/22/88	19880013-WS	Grandfather Certificate
25012	09/04/91	19910586-WU	Amendment
PSC-92-1113-FOF-WS	10/05/92	19920176-WS	Transfer of Certificate
PSC-93-1418-FOF-WS	09/29/93	19930614-WS	Name Change
PSC-96-0666-FOF-WS	05/14/96	19951330-WS	Transfer of Majority Control
PSC-97-0312-FOF-WS	03/24/97	19960643-WS	Transfer of Certificate
PSC-99-0483-FOF-WS	03/08/99	19981508-WS	Transfer of Majority Control
PSC-03-0163-FOF-WS	02/03/03	20021023-WS	Stock Acquisition/Transfer
PSC-04-0715-FOF-WS	07/21/04	20040359-WS	Name Change
PSC-06-0973-FOF-WS	11/22/06	20060643-WS	Reorganization/Name Change
PSC-11-0377-PAA-WS	09/12/11	20100114-WS	Transfer/Amendment
PSC-14-0300-PAA-WS	06/11/14	20130171-WS	Transfer/Deletion
*	*	20210192-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance.**

FLORIDA PUBLIC SERVICE COMMISSION

**Authorizes
Florida Community Water Systems, Inc.
Pursuant to
Certificate Number 441-S**

to provide wastewater service in Sumter County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled, or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
19848	08/22/88	19880013-WS	Grandfather Certificate
20518	12/23/88	19880485-SU	Transfer of Certificate
PSC-92-1113-FOF-WS	10/05/92	19920176-WS	Transfer of Certificate
PSC-93-1418-FOF-WS	09/29/93	19930614-WS	Name Change
PSC-96-0666-FOF-WS	05/14/96	19951330-WS	Transfer of Majority Control
PSC-97-0312-FOF-WS	03/24/97	19960643-WS	Transfer of Certificate
PSC-99-0483-FOF-WS	03/08/99	19981508-WS	Transfer of Majority Control
PSC-03-0163-FOF-WS	02/03/03	20021023-WS	Stock Acquisition/Transfer
PSC-04-0715-FOF-WS	07/21/04	20040359-WS	Name Change
PSC-06-0973-FOF-WS	11/22/06	20060643-WS	Reorganization/Name Change
PSC-11-0377-FOF-WS	09/12/11	20100114-WS	Transfer/Amendment
PSC-14-0300-PAA-WS	06/11/14	20130171-WS	Transfer/Deletion
*	*	20210192-WS	Reorganization/Name Change

***Order Numbers and dates to be provided at time of issuance**