

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JULIA L. JOHNSON
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

October 22, 1999

Ms. G. Helen Athan, Esq.
Grant, Fridkin, Pearson, Athan & Crown, P.A.
5551 Ridgewood Drive, Suite 501
Naples, Florida 34108

990975

Re: Application for Transfer of Certificate No. 281-S in Lee County from Bonita County from Bonita Country Club Utilities, Inc. To Realnor Hallandale, Inc.

Dear Ms. Athan:

After reviewing the application in the above referenced docket, the staff has identified the following deficiency. Please correct and provide additional information as requested.

According to Exhibit J of your application, "[a]fter reasonable investigation by Realnor Hallandale, the system which has been acquired appears to be in satisfactory condition and in compliance with all applicable standards set by the Department of Environment Protection." On September 24, 1999, the Commission received an Affidavit of Michael Angel in support of the Motion to Expedite the Application for Transfer or in the Alternative to Take Other Specified Motion for the Benefit of Customers. According to Mr. Angel's affidavit, an inspection of the wastewater treatment and lift station facilities was conducted on July 14, 1999, which revealed numerous maintenance problems with the wastewater treatment and lift station facilities. Mr. Angel stated that these problems pose a potentially immediate health hazard and did not comply with the Florida Department of Environmental Protection requirements. Mr. Angel's statement is inconsistent with Exhibit J of the transfer application.

Please provide clarification as to which inspection or document is accurate. Meanwhile, this application is deficient, until a sufficient reconciliation of the two inspections or statements has been provided to the Commission.

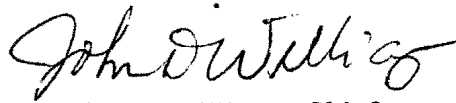
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G. Helen Athan, Esq.
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Please file an original and five copies of the requested information no later than November 22, 1999 with the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Fl 32399. If you have any questions please call Ms. Cheryl Johnson at (850) 413-6984, Mr. Tyler VanLeuven at (850) 413-6185 or Mr. Richard Redemann at (850) 413-6999.

Sincerely,



John D. Williams, Chief
Bureau of Policy and Industry Structure

JDW:cj(I:\WAW\990975-SU)

cc: Bonita Country Club Utilities, Inc. (Miceli)
Division of Legal Services (VanLeuven)
Division of Water and Wastewater (Hoppe, Redemann, Lowe)
Division of Records and Reporting (**Bayo**)
David B. Erwin, Esq.