

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 010396-WS Date Docketed: 04/04/2001 Title: Application for staff-assisted rate case in Brevard County by Burkim Enterprises, Inc.
Company: Burkim Enterprises, Inc.

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

Referred to:
("()") indicates OPR

ADM AFA APP CAF CMP CMU EAG (ECR) GCL LEG PAI RAR RGO SER WAW
_____ X _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module A1(b)

Staff Assignments

OPR Staff

Staff Counsel

OCRs ()

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Recommended assignments for hearing
and/or deciding this case:

Full Commission _____ Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with RAR: _____

Initials: OPR _____
Staff Counsel _____

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**
Current CASR revision level

Due Dates

Previous Current

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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JC	DS	JB	BZ	PL		

Where panels are assigned the senior Commissioner is Panel Chairman;
the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is
assigned the full Commission decides the case.

- Prehearing Officer

Commissioners					ADM
JC	DS	JB	BZ	PL	

DOCUMENT NO.

Approved: _____

Date: / /

15098-02

Case Scheduling/Rescheduling Advice

Last Revised 04/19/2001 at 14:21

Page 1 of 1

Printed on 04/19/2001 at 16:06

To: ☒ Commissioner Deason ☒ Deputy Executive Director/Tech ☐ Safety & Electric Reliability Director
☒ Commissioner Jaber ☒ Appeals Director ☒ Records & Reporting Director
☐ Commissioner Baez ☒ Legal Director ☒ PAI Director
☒ Commissioner Palecki ☒ Economic Regulation Director ☒ Regulatory Oversight Director
☒ Executive Director ☐ Competitive Services Director ☒ Court Reporter
☒ Public Information Officer ☒ Consumer Affairs Director ☒ Staff Contact - Troy Rendell

From: Office of Chairman E. Leon Jacobs

Docket Number: 010396-WS

Docket Title: Application for staff-assisted rate case in Brevard County by Burkim Enterprises, Inc.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference		04/15/2002	Tallahassee, Room 152	1:30 PM - 5:00 PM
Service Hearing		05/01/2002	Brevard County	10:00 AM - 12:00 PM
Hearing		05/01/2002	Brevard County	12:00 PM - 5:00 PM
Service Hearing		05/01/2002	Brevard County	6:00 PM - 8:00 PM
Hearing		05/02/2002	Brevard County	10:00 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
		X	X		X		

Prehearing Officer

Commissioners					
JC	DS	JB	BZ	PL	ADM

Commissioners					
JC	DS	JB	BZ	PL	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: The 12pm Hearing on 5/1/02 will begin immediately following the conclusion of the 10am Service Hearing.

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reports (RAR) Completes

Docket No. 010396-WS Date Docketed: 04/04/2001 Title: Application for staff-assisted rate case in Brevard County by Burkim Enterprises, Inc.

Company: Burkim Enterprises, Inc.

Official Filing Date: 06/01/2001

Last Day to Suspend: _____ 15 MoExpiration: 09/01/2002

Referred to:
("()" indicates OPR)

ADM AFA APP CAF CMP CMU EAG (ECR) GCL LEG PAI RAR RGO SER WAW
_____ X _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module A1(b)

Staff Assignments

OPR Staff R Fitch, T Davis, J Lingo,
S Merta, T Rendell

Staff Counsel L Espinoza

OCRs (RGO) D Vandiver

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Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with RAR: 05/03/2001

Initials: OPR _____
Staff Counsel _____

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level

0

Due Dates

Previous Current

1. Forms Requesting Assistance Filed	NONE	04/04/1901
2. RGO's Initial Review Report	NONE	04/25/2001
3. Committee Meets to Discuss	NONE	05/02/2001
4. RGO Audit Request	NONE	05/02/2001
5. Company Pays Filing Fee	NONE	06/01/2001
6. Staff Recommendation - Interim	NONE	06/14/2001
7. Agenda - Interim	NONE	06/26/2001
8. Audit Report Due	NONE	07/02/2001
9. Engineering Report Due	NONE	07/09/2001
10. Standard Order - Interim	NONE	07/16/2001
11. Pre. Staff Report to Forecasting for Analysis	NONE	07/30/2001
12. Repression/Conservation Report to Staff	NONE	08/06/2001
13. Engineering/Repression Cons. Issues to Analyst	NONE	08/13/2001
14. Preliminary Staff Report to Supervisor	NONE	08/20/2001
15. OPR Provides Legal with Customer Notice Data	NONE	08/27/2001
16. Legal Sends Notice and Reports to Company	NONE	09/04/2001
17. Customer Meeting	NONE	10/09/2001
18. Staff Recommendation	NONE	11/19/2001
19. Agenda	NONE	12/04/2001
20. PAA Order	NONE	12/24/2001
21. Protest Period Expires	NONE	01/14/2002
22. Consummating Order if No Protest	NONE	01/21/2002
23. Close Docket or Revise CASR	NONE	01/23/2002
24. Prehearing, if PAA Protested	NONE	04/15/2002
25. Hearing, if PAA Protested (05/1-2/02)	NONE	05/01/2002
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
X							

- Prehearing Officer

Commissioners					ADM
JC	DS	JB	BZ	PL	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman:
the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is
assigned the full Commission decides the case.

Approved: E. / sm

Date: 05/03/2001

CSRA

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Case Scheduling/Rescheduling Advice

Last Revised 05/22/2001 at 08:25

Page 1 of 1

Printed on 05/22/2001 at 11:14

To: ☐ Commissioner Deason ☒ Deputy Executive Director/Tech ☐ Safety & Electric Reliability Director
☐ Commissioner Jaber ☒ Appeals Director ☒ Records & Reporting Director
☐ Commissioner Baez ☒ Legal Director ☒ PAI Director
☒ Commissioner Palecki ☒ Economic Regulation Director ☒ Regulatory Oversight Director
☒ Executive Director ☐ Competitive Services Director ☒ Court Reporter
☒ Public Information Officer ☒ Consumer Affairs Director ☒ Staff Contact - Troy Rendell

From: Office of Chairman E. Leon Jacobs

Docket Number: 010396-WS

Docket Title: Application for staff-assisted rate case in Brevard County by Burkim Enterprises, Inc.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Customer Meeting	10/09/2001	10/11/2001	Brevard County	6:00 PM - 8:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL	X	

Prehearing Officer

Commissioners					
JC	DS	JB	BZ	PL	ADM

Commissioners					
JC	DS	JB	BZ	PL	ADM
					X

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: No Are Commissioner Assigned.

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (R) Completes

Docket No. 010396-WS Date Docketed: 04/04/2001 Title: Application for staff-assisted rate case in Brevard County by Burkim Enterprises, Inc.

Company: Burkim Enterprises, Inc.

Official Filing Date: 06/01/2001

Last Day to Suspend: _____ 15 MoExpiration: 09/01/2002

Referred to:
 ("() " indicates OPR)

ADM AFA APP CAF CMP CMU EAG (ECR) GCL LEG PAI RAR RGO SER WAW
 _____ X _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module A1(b)

Staff Assignments

OPR Staff R Fitch, T Davis, J Lingo,
S Merta, T Rendell

Staff Counsel L Espinoza

OCRs (RGO) D Vandiver, C Winston

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Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 05/23/2001

Initials: OPR _____
 Staff Counsel _____

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
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 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level**

1

Due Dates

Previous Current

1. Audit Report Due	SAME	07/02/2001
2. Engineering Report Due	SAME	07/09/2001
3. Staff Recommendation - Interim	06/14/2001	07/12/2001
4. Agenda - Interim	06/26/2001	07/24/2001
5. Pre. Staff Report to Forecasting for Analysis	SAME	07/30/2001
6. Repression/Conservation Report to Staff	SAME	08/06/2001
7. Engineering/Repression Cons. Issues to Analyst	SAME	08/13/2001
8. Standard Order - Interim	07/16/2001	08/13/2001
9. Preliminary Staff Report to Supervisor	SAME	08/20/2001
10. OPR Provides Legal with Customer Notice Data	SAME	08/27/2001
11. Legal Sends Notice and Reports to Company	SAME	09/04/2001
12. Customer Meeting	SAME	10/11/2001
13. Staff Recommendation	SAME	11/19/2001
14. Agenda	SAME	12/04/2001
15. PAA Order	SAME	12/24/2001
16. Protest Period Expires	SAME	01/14/2002
17. Consummating Order if No Protest	SAME	01/21/2002
18. Close Docket or Revise CASR	SAME	01/23/2002
19. Prehearing, if PAA Protested	SAME	04/15/2002
20. Hearing, if PAA Protested (05/1-2/02)	SAME	05/01/2002
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
X							

- Prehearing Officer

Commissioners					ADM
JC	DS	JB	BZ	PL	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman:
 the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

Approved: [Signature]
 Date: Pending 6/12/01

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 010396-WS Date Docketed: 04/04/2001 Title: Application for staff-assisted rate case in Brevard County by Burkim Enterprises, Inc.

Company: Burkim Enterprises, Inc.

Official Filing Date: 06/01/2001

Last Day to Suspend: _____ 15 Mo Expiration: 09/01/2002

Referred to:
 ("()") indicates OPR

APP CAF CCA CMP (ECR) GCL LEG PAI RGO SER
 _____ X _____ X _____

Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program/Module A1(b)

Staff Assignments

OPR Staff R Fitch, T Davis, J Lingo,
 S Merta, T Rendell

Staff Counsel L Espinoza

OCRs (RGO) D Vandiver, C Winston

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Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with CCA: 05/23/2001

Initials: OPR _____
 Staff Counsel _____

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
 IT IS TENTATIVE AND SUBJECT TO REVISION.
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level**

2

Due Dates

Previous Current

1. Engineering Report Due	SAME	07/09/2001
2. Pre. Staff Report to Forecasting for Analysis	SAME	07/30/2001
3. Repression/Conservation Report to Staff	SAME	08/06/2001
4. Engineering/Repression Cons. Issues to Analyst	SAME	08/13/2001
5. Preliminary Staff Report to Supervisor	SAME	08/20/2001
6. OPR Provides Legal with Customer Notice Data	SAME	08/27/2001
7. Customer Meeting	SAME	10/11/2001
8. Staff Recommendation	SAME	11/19/2001
9. Agenda	SAME	12/04/2001
10. PAA Order	SAME	12/24/2001
11. Protest Period Expires	SAME	01/14/2002
12. Consummating Order if No Protest	SAME	01/21/2002
13. Close Docket or Revise CASR	SAME	01/23/2002
14. Prehearing, if PAA Protested	04/15/2002	04/22/2002
15. Hearing, if PAA Protested (05/1-2/02)	SAME	05/01/2002
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Section 3 - Chairman Completes

Assignments are as follows:

CSRA

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
X							

- Prehearing Officer

Commissioners					ADM
JC	DS	JB	BZ	PL	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman;
 the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

Approved: L. J. Smith
 Date: 09/10/2001

Case Scheduling/Rescheduling Advice

Last Revised 09/10/2001 at 08:55

Page 1 of 1

Printed on 09/17/2001 at 15:29

To: ☒ Commissioner Deason ☒ Deputy Executive Director/Tech ☐ Safety & Electric Reliability Director
☒ Commissioner Jaber ☒ Appeals Director ☒ Records & Reporting Director
☐ Commissioner Baez ☒ Legal Director ☒ PAI Director
☒ Commissioner Palecki ☒ Economic Regulation Director ☒ Regulatory Oversight Director
☒ Executive Director ☐ Competitive Services Director ☒ Court Reporter
☒ Public Information Officer ☒ Consumer Affairs Director ☒ Staff Contact - Troy Rendell

From: Office of Chairman E. Leon Jacobs

Docket Number: 010396-WS

Docket Title: Application for staff-assisted rate case in Brevard County by Burkim Enterprises, Inc.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference	04/15/2002	04/22/2002	Tallahassee, Room 152	1:30 PM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Hearing Officers

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
		X	X		X		

Prehearing Officer

Commissioners					
JC	DS	JB	BZ	PL	ADM

Commissioners					
JC	DS	JB	BZ	PL	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: The 12pm Hearing on 5/1/02 will begin immediately following the conclusion of the 10am Service Hearing.

Case Scheduling/Rescheduling Advice

Last Revised 12/10/2001 at 16:22

Page 1 of 1

Printed on 12/12/2001 at 15:56

To: ☒ Commissioner Deason ☒ Deputy Executive Director/Tech ☐ Safety & Electric Reliability Director
☒ Commissioner Jaber ☒ Appeals Director ☒ Records & Reporting Director
☐ Commissioner Baez ☒ Legal Director ☒ PAI Director
☒ Commissioner Palecki ☒ Economic Regulation Director ☒ Regulatory Oversight Director
☒ Executive Director ☐ Competitive Services Director ☒ Court Reporter
☒ Public Information Officer ☒ Consumer Affairs Director ☒ Staff Contact - Troy Rendell

From: Office of Chairman E. Leon Jacobs

Docket Number: 010396-WS

Docket Title: Application for staff-assisted rate case in Brevard County by Burkim Enterprises, Inc.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference		04/22/2002	Tallahassee, Room 152	1:30 PM - 5:00 PM
Service Hearing		05/01/2002	Brevard County	10:00 AM - 12:00 PM
Hearing		05/01/2002	Brevard County	12:00 PM - 5:00 PM
Service Hearing		05/01/2002	Brevard County	6:00 PM - 8:00 PM
Hearing		05/02/2002	Brevard County	10:00 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
			1				

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
	X	X			X		

Prehearing Officer

Commissioners					
JC	DS	JB	BZ	PL	ADM
		1			

Commissioners					
JC	DS	JB	BZ	PL	ADM
X					

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: Chr. Jacobs replaced Com. Jaber as PHO. In January, the New Commissioner will replace Chr. Jacobs on this docket. No other changes were made.

Case Scheduling/Rescheduling Advice

Last Revised 01/22/2002 at 08:52

Page 1 of 1

Printed on 01/22/2002 at 14:08

To: ☒ Commissioner Deason ☒ Deputy Executive Director/Tech ☐ Safety & Electric Reliability Director
☒ Commissioner Baez ☒ Appeals Director ☒ Records & Reporting Director
☒ Commissioner Palecki ☒ Legal Director ☒ PAI Director
☒ Commissioner Bradley ☒ Economic Regulation Director ☒ Regulatory Oversight Director
☒ Executive Director ☒ Competitive Services Director ☒ Court Reporter
☒ Public Information Officer ☒ Consumer Affairs Director ☒ Staff Contact - Troy Rendell

From: Office of Chairman Lila Jaber

Docket Number: 010396-WS

Docket Title: Application for staff-assisted rate case in Brevard County by Burkim Enterprises, Inc.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference	04/22/2002	Cancelled	Tallahassee, Room 152	1:30 PM - 5:00 PM
Service Hearing	05/01/2002	Cancelled	Brevard County	10:00 AM - 12:00 PM
Hearing	05/01/2002	Cancelled	Brevard County	12:00 PM - 5:00 PM
Service Hearing	05/01/2002	Cancelled	Brevard County	6:00 PM - 8:00 PM
Hearing	05/02/2002	Cancelled	Brevard County	10:00 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
		X		X	X		

Prehearing Officer

Commissioners					
JB	DS	BZ	PL	BD	ADM

Commissioners					
JB	DS	BZ	PL	BD	ADM
				X	

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: Consummating Order has been filed.

Case Scheduling/Rescheduling Advice

Last Revised 01/22/2002 at 08:52

Page 1 of 1

Printed on 01/22/2002 at 14:08

To:

<input checked="" type="checkbox"/> Commissioner Deason <input type="checkbox"/> Commissioner Baez <input checked="" type="checkbox"/> Commissioner Palecki <input checked="" type="checkbox"/> Commissioner Bradley <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director/Tech <input checked="" type="checkbox"/> Appeals Director <input checked="" type="checkbox"/> Legal Director <input checked="" type="checkbox"/> Economic Regulation Director <input type="checkbox"/> Competitive Services Director <input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/> Safety & Electric Reliability Director <input checked="" type="checkbox"/> Records & Reporting Director <input checked="" type="checkbox"/> PAI Director <input checked="" type="checkbox"/> Regulatory Oversight Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - Troy Rendell
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From: Office of Chairman Lila Jaber

Docket Number: 010396-WS

Docket Title: Application for staff-assisted rate case in Brevard County by Burkim Enterprises, Inc.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference	04/22/2002	Cancelled	Tallahassee, Room 152	1:30 PM - 5:00 PM
Service Hearing	05/01/2002	Cancelled	Brevard County	10:00 AM - 12:00 PM
Hearing	05/01/2002	Cancelled	Brevard County	12:00 PM - 5:00 PM
Service Hearing	05/01/2002	Cancelled	Brevard County	6:00 PM - 8:00 PM
Hearing	05/02/2002	Cancelled	Brevard County	10:00 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
		X		X	X		

Prehearing Officer

Commissioners						
JB	DS	BZ	PL	BD	ADM	

Commissioners						
JB	DS	BZ	PL	BD	ADM	
				X		

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: Consummating Order has been filed.

STATE OF FLORIDA

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



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

Public Service Commission

April 5, 2001

Keith A. Burge
Burkim Enterprises, Inc.
2340 NE Dixie Highway
Jensen Beach, Florida 34957

Re: Docket No. 010396-WS

Dear Mr. Burge:

This will acknowledge receipt of an application for staff-assisted rate case in Brevard County by Burkim Enterprises, Inc., which was filed in this office on April 4, 2001 and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Division of Records and Reporting
Florida Public Service Commission





Public Service Commission

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

DATE: May 22, 2001

TO: Blanca Bayo, Director, Division of Records and Reporting

FROM: Melinda Butler, Assistant to Chairman Jacobs *MB*

RE: Intercepted Communications From an Interested Person Received in
Docket No.010396-WS

RECORDS AND
REPORTING

01 MAY 23 AM 11:46

RECEIVED-FPSC

This office has received the attached letter from Alton Williamson, Marie Bergamini, Lorraine Upperman, and Jenarita Aldrich. The letter has not been viewed or considered in any way by Chairman Jacobs. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as COE 91-33-JULY 19, 1991), the letter does not constitute ex parte communication by virtue of the fact that it was not shown to the Chairman. Given that it is not ex parte communication, dissemination to parties is not required pursuant to the provisions of Section 350.042, Florida Statutes. However, in such cases Chairman Jacobs has requested that a copy of the letter and this memo, as a matter of routine, be placed in the correspondence side of the file in the docket.

Residents
Snug Harbor
Micco, FL 32976
April 17, 2001

Jack Shreve, Public Counselor
111 West Madison Street – Room 812
Tallahassee, FL 32399-1400

Dear Sir,

We the undersigned residents of Snug Harbor Lakes Condominium, Micco, are writing to make you aware of the water system problems which exist in this community and Snug Harbor Village. Snug Harbor Lakes is a 55+ condominium community of 297 manufactured homes and Snug Harbor Village has approximately 80 manufactured homes.

While there have been continuing problems with water since the condominium was established in 1988 recent events lead us to believe that we may be nearing a point where government assistance is necessary to ensure that the residents of both Snug Harbor Lakes and Snug Harbor Village have safe drinking water.

There are nine enclosures with this letter which we trust will assist you in understanding our water problems and concerns. In addition, be aware that we were without water on February 21 and 22, 2001 due to an underground leak. It is our understanding that a temporary repair may have been made and there is still a small leak at the site. Between March 24 and April 2, 2001 the water was on and off on an irregular basis due to an explosion of some kind in a tank located on the water system property. Apparently the tank will need to be replaced when a new one is available in approximately four to six weeks.

Another major concern is the continuing presence of Trihalomethane in our water. The enclosures will demonstrate how long the problem has existed and how many times we have been assured it would be corrected but it has not been.

There are other concerns and questions which residents have regarding the actual ownership of the water system, timeliness of boil water orders, inappropriate notice posting on the "lift boil ban", and lack of cooperation in addressing residents requests for information, to mention a few.

RECEIVED

APR 20 2001

FLORIDA PUBLIC SERVICE COMMISSION
Chairman Jacobs

We trust you will look into the water system situation here in Snug Harbor and do all that you can to assist us in having safe drinking water.

Thank you,

Sincerely,


Alton Williamson

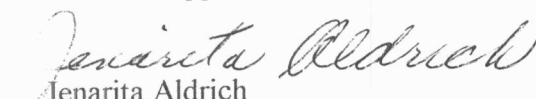
5451 Bannock Street


Marie Bergamini
Drive

7660 Great Bear Lake


Lorraine Upperman

7674 Fox Hunter Circle


Jenarita Aldrich

5455 Bannock Street

Cc: Susan Clark
J. Terry Deason
Joseph Garcia
Julia Johnson
E. Leon Jacobs, Jr.
Nancy Higgs

enclosures

The Water We Drink
Snug Harbor

We're pleased to present to you this year's Annual Quality Water Report. This report is designed to inform you about the quality water and services we deliver to you every day. Our constant goal is to provide you with a safe and dependable supply of drinking water. We want you to understand the efforts we make to continually improve the water treatment process and protect our water resources. We are committed to ensuring the quality of your water. Our water source is a well that draws groundwater from the Floridan Aquifer

I'm pleased to report that our drinking water is safe and meets federal and state requirements.

If you have any questions about this report or concerning your water utility, please contact our water plant utilities contractor, David Whiteside, of Accurate Utilities, telephone number 561-489-4411. We want our valued customers to be informed about their water utility.

Snug Harbor routinely monitors for constituents in your drinking water according to Federal and State laws. This table shows the results of our monitoring for the period of January 1997 to December 1998. All drinking water, including bottled drinking water, may be reasonably expected to contain at least small amounts of some constituents.

In this table you will find many terms and abbreviations you might not be familiar with. To help you better understand these terms we've provided the following definitions:

Non-Detects (ND) - laboratory analysis indicates that the constituent is not present.

Parts per million (ppm) or Milligrams per liter (mg/l) - one part per million corresponds to one minute in two years or a single penny in \$10,000.

Parts per billion (ppb) or Micrograms per liter - one part per billion corresponds to one minute in 2,000 years, or a single penny in \$10,000,000.

Picocuries per liter (pCi/L) - picocuries per liter is a measure of the radioactivity in water.

Action Level - the concentration of a contaminant which, if exceeded, triggers treatment or other requirements which a water system must follow.

Treatment Technique (TT) - A treatment technique is a required process intended to reduce the level of a contaminant in drinking water.

Maximum Contaminant Level - The "Maximum Allowed" (MCL) is the highest level of a contaminant that is allowed in drinking water. MCLs are set as close to the MCLGs as feasible using the best available treatment technology.

Maximum Contaminant Level Goal - The "Goal" (MCLG) is the level of a contaminant in drinking water below which there is no known or expected risk to health. MCLGs allow for a margin of safety.

TEST RESULTS

Contaminant and Unit of Measurement/ MCL/TT/AL/ Violation Y/N/ Level Detected/ range/ MCLG/ MCL/ Source of Contamination

Inorganic Contaminants

1. Fluoride(ppm)	nd	no	4	4	1997	Erosion of natural deposits: water additive which promotes strong teeth
2. Sodium(ppm)	nd	no	n/a	160	1997	Salt water intrusion: leaching from soil
3. Copper (tap water) (ppm)	nd	no	1.3	AL=1.3	1996	Corrosion of household plumbing systems; erosion of natural deposits; leaching from wood preservatives
4. Lead (tap water) (ppb)	nd	no	-0	AL=15	1996	Corrosion of household plumbing systems, erosion of natural deposits
5. Barium(ppm)	.014	no	nd	50	1997	Discharge of drilling wastes and metal refineries

Group II Unregulated Organic Contaminants

6. Chloroform(ppb)	177ppb	no		170-177	1997	No EPA health language
7. Bromoform(ppb)	0.84ppb	no		0.84	1997	
8. Bromodichloroform(ppb)	60.5ppb	no		60-60.5	1997	

Volatile Organics

6. Tthm's(ppb)	.233.6	yes	.199-.294	.100	1998	By-product of drinking water chlorination.
----------------	--------	-----	-----------	------	------	--

Secondary Contaminants

7. Odor	49.0	yes	1-49	3	1997	Natural occurrence from soil leaching
8. TDS(ppm)	648	yes	576-64		1997	Natural occurrence from soil leaching

(7) Tthms. Some people who drink water containing TThms in excess over the mcl over many years may experience problems with their liver, kidneys, or central nervous system and may increase chance of getting cancer.

As you can see by the table, our system had two violations and the duration was from Jan 1997 to Dec 1998. We have installed a forced draft Degasifier which removes the sulfur and any organics before chlorination and we still are monitoring for the TThms to get the mcl violation corrected. We have our latest sample results in from July 1999 and the TThms level has dropped to .156PPb.

The sources of drinking water (both tap water and bottled water) include rivers, lakes, streams, ponds, reservoirs, springs, and wells. As water travels over the surface of the land or through the ground, it dissolves naturally-occurring minerals and, in some cases, radioactive material, and can pick up substances resulting from the presence of animals or from human activity.

Contaminants that may be present in source water include:

(A) Microbial contaminants, such as viruses and bacteria, which may come from sewage treatment

plants, septic systems, agricultural livestock operations, and wildlife.

(B) Inorganic contaminants, such as salts and metals, which can be naturally-occurring or result from urban stormwater runoff, industrial or domestic wastewater discharges, oil and gas production, mining, or farming.

(C) Pesticides and herbicides, which may come from a variety of sources such as agriculture, urban stormwater runoff, and residential uses.

(D) Organic chemical contaminants, including synthetic and volatile organic chemicals, which are by-products of industrial processes and petroleum production, and can also come from gas stations, urban stormwater runoff, and septic systems.

(E) Radioactive contaminants, which can be naturally-occurring or be the result of oil and gas production and mining activities.

(iii) In order to ensure that tap water is safe to drink, EPA prescribes regulations which limit the amount of certain contaminants in water provided by public water systems. FDA regulations establish limits for contaminants in bottled water which must provide the same protection for public health.

All drinking water, including bottled water, may reasonably be expected to contain at least small amounts of some contaminants. The presence of contaminants does not necessarily indicate that the water poses a health risk. More information about contaminants and potential health effects can be obtained by calling the Environmental Protection Agency's Safe Drinking Water Hotline at 1-800-426-4791.

MCL's are set at very stringent levels. To understand the possible health effects described for many regulated constituents, a person would have to drink 2 liters of water every day at the MCL level for a lifetime to have a one-in-a-million chance of having the described health effect.

Thank you for allowing us to continue providing your family with clean, quality water this year. In order to maintain a safe and dependable water supply we sometimes need to make improvements that will benefit all of our customers. These improvements are sometimes reflected as rate structure adjustments. Thank you for understanding.

Some people may be more vulnerable to contaminants in drinking water than the general population. Immuno-compromised persons such as persons with cancer undergoing chemotherapy, persons who have undergone organ transplants, people with HIV/AIDS or other immune system disorders, some elderly, and infants can be particularly at risk from infections. These people should seek advice about drinking water from their health care providers. EPA/CDC guidelines on appropriate means to lessen the risk of infection by cryptosporidium and other microbiological contaminants are available from the Safe Drinking Water Hotline (800-426-4791).

Please call our office if you have questions.

We at Snug Harbor work around the clock to provide top quality water to every tap, said David Whiteside. We ask that all our customers help us protect our water sources, which are the heart of our community, our way of life and our children's future.

NOTICE TO CUSTOMERS

Pursuant to Section 367.081 (4) (a), Florida Statutes, water and wastewater utilities are permitted to adjust, twice a year, the rates and charges to its customers without those customers bearing the additional expense of a public hearing. These adjustments in rates would depend on increases or decreases in noncontrollable expenses subject to inflationary pressures such as chemicals, and other general operation and maintenance costs.

On August 24, 2000,
(Date)

CGD UTILITIES, Inc.
(Name of Company)

filed its notice of intention with the Florida Public Service Commission to increase water and wastewater rates in Brevard County pursuant to this statute. The filing is subject to review by the commission staff for accuracy and completeness. If acknowledged by the commission, water rates will increase by approximately 1.30 % and wastewater rates by 1.64 %. These rates are effective on or after October 31, 2000.

(Date)

If you should have any questions, please contact your local utility office at (561) 334-3433. Be sure to have your account number handy for quick reference.

CONNECTICUT GENERAL DEVELOPMENT CO.

FINE MANUFACTURED HOUSING DEVELOPMENTS

February 10, 2000

Dear Snug Harbor Resident,

We at Snug Harbor hereby notify all persons receiving water from our utilities that in recent monitoring for Trihalomethane, the reading has exceeded the MCL rule under 62-550.521. Since this occurrence, we have installed a forced draft degasifier on our well water to try and bring the levels back into compliance. The following paragraph from DEP explains the health related effects of an MCL violation.

DISINFECTION BYPRODUCTS AND TREATMENT TECHNIQUE FOR DEP:

The United States Environmental Protection Agency(EPA) sets drinking water standards and requires the disinfection of drinking water. However, when used in the treatment of drinking water, disinfectants react with naturally-occurring organic and inorganic matter present in water to form chemicals called disinfection byproducts(DBPs). EPA has determined that a number of DBPs are a health concern at certain levels of exposure. Certain DBPs, including some trihalomethanes(THMs) and some haloacetic acids(HAAs) have been shown to cause cancer in laboratory animals. Other DBPs have been shown to affect the liver and the nervous system and cause reproductive or developmental effects in laboratory animals. Exposure to certain DBPs may produce similar effects in people. EPA has set standards to limit exposure to THMs, HAAs and other DBPs.

If there are any further questions, please call the office at 664-1000.

Robert S. Roth
Snug Harbor Village and Lakes

7600 ROUTE 1 • MICCO, FLORIDA 32976 • (407) 664-6600

MEMBERS OF FLORIDA MANUFACTURED HOUSING ASSOCIATION "AFFORDABLE HOUSING FOR AMERICA"

L

Burkim Enterprises, Inc.

2340 NE Dixie Hwy
Jensen Beach, FL 34957

September 7, 2000

Dear Valued Customer:

On August 28, 2000 Connecticut General Utilities, Inc. was sold to Burkim Enterprises, Inc. My name is Keith A. Burge and I am the president of Burkim Enterprises, Inc. My family and I have over 40 years of experience in the utility business and although this utility has had its problems we feel that with timely payments from our customers and proper attention and maintenance given to the facilities we can begin to make a difference in the quality of water and of service given to you the customer.

In case of an emergency you may call my office at (561) 334-3433 or my mobile phone at (561) 708-5175. I do currently maintain an office at the Snug Harbor Sales Office, but payment is to be mailed to my office in Jensen Beach. Checks should be written and mailed to:

Burkim Enterprises, Inc.
2340 NE Dixie Hwy
Jensen Beach, FL 34957

Utility bills are due when received and are considered late 20 days from the date of mailing. Penalties will apply and corrective action taken for any unpaid utility bills. I am accessible to any customer, so please feel free to drop by my office in Snug Harbor with any questions you may have or call me at my office. I look forward to serving your utility needs.

Sincerely,



Keith A. Burge
President, Burkim Enterprises, Inc.

Burkim Enterprises, Inc.

2340 NE Dixie Hwy
Jensen Beach, FL 34957

September 7, 2000

Dear Valued Customer:

We are once again notifying all persons receiving water from our utility that in the past monitoring for Trihalomethane, the reading has exceeded the MCL rule under 62-550.521. Since this occurrence, we are continuing to make changes to the processing of our well water to try and bring the levels back into compliance. We will be monitoring for THM's again in December 2000 and are very confident the readings will be in compliance at that time. The following paragraph from DEP explains the health related effects of a MCL violation:

DISINFECTION BYPRODUCTS AND TREATMENT TECHNIQUE FOR DEP:

The United States Environmental Protection Agency(EPA) sets drinking water standards and requires the disinfection of drinking water. However, when used in the treatment of drinking water, disinfectants react with naturally-occurring organic and inorganic matter present in water to form chemicals called disinfection byproducts(DBP's). EPA has determined that a number of DBP's are a health concern at certain levels of exposure. Certain DBPs, including some trihalomethanes(THMs) and some haloacetic acids(HAAs) have been shown to cause cancer in laboratory animals. Other DBPs have been shown to affect the liver and the nervous system and cause reproductive or developmental effects in laboratory animals. Exposure to certain DBPs may produce similar effects in people. EPA has set standards to limit exposure to THMs, HAAs and other DBPs.

If there are any further questions, please call the office at (561) 334-3433.

Burkim Enterprises, Inc.

March 24, 2001

To: All residents of Snug Harbor Lakes and Villages

From: Burkim Enterprises, Inc. (Water Company)

It has become necessary once again to boil your water until further notice.

There has been a loss of pressure in the water distribution system due to a problem with the system's pressure tank. Please bring water to a boil and vigorously boil it for at least one minute. Please continue to boil the water until such a time that the utility can make sure the water is tested to make sure it is safe.

We are now attempting to correct the problem and will have water service

restored as soon as possible.

Once water service is restored you may have reduced water pressure due to the nature of the problem, please use water conservatively. You will continue to have low pressure until such time that the problem is totally resolved.

Sincerely,

Keith Burge
President, Burkim Enterprises, Inc

FINE MANUFACTURED HOUSING DEVELOPMENTS

MEMBERS OF FLORIDA MANUFACTURED HOUSING ASSOCIATION "AFFORDABLE HOUSING FOR AMERICA"

Snug Harbor Lakes Condominium Association Inc.
7645 Kyak Court
Micco, Florida 32976

Telephone: (561) 663-5832

FAX (561) 663-5833

Ms. Nancy Higgs
Brevard County Commission
1311 E. New Haven Avenue
Melbourne, Florida 32901

March 26, 2001

Dear Commissioner Higgs:

The Snug Harbor Lakes Condominium Association Board of Directors is forwarding the following information to your office on behalf of the residents of the Snug Harbor Condominium and Snug Harbor Village.

On February 21, 2001, at approximately 1:00 p.m., the community experienced a complete loss of water service. Service "down time" continued until late in the following day (February 22, 2001). The loss of service was caused by a major break in a main line from the service tank.

On March 24, 2001, the community was without water service from approximately noon until 6:00 p.m. and again from midnight until noon the following day (Sunday, March 25, 2001). The water service was interrupted again that day at around 4 p.m. This interruption was of a shorter duration. This second water service emergency was caused by a break in the circulating tank. In order to restore service, the Utility Company (Burkim Enterprises, 2340 NE Dixie Hwy, Jensen Beach, Florida) had to bypass the broken tank and cap the feeder line. A representative from Brevard County was on site at some point during the repair and is aware of the breakdown. Temporary repairs have been made and the community has had water service restored for the time being. The Utility Company issued a "boil water" notice to all residents during both losses in service.

In the event that future breakdowns requiring such long periods without water service occur within our community, we would ask your assistance in resolving the problem. Any help or advice that you can offer will be appreciated.

Sincerely,

Jim Arpino, President



cc: Environmental Protection Agency (State of Florida)
Florida Public Service Commission
Mr. Keith Burge (Burkim Enterprises)
Brevard County Health Department

m
April 2, 2001

RESCISSION OF PRECAUTIONARY BOIL WATER NOTICE

TO: Residents of Snug Harbor Village and Snug Harbor Lakes

The March 24, 2001 "Precautionary boil water notice" is hereby rescinded following the bypass of the hydropneumatic tank and the satisfactory completion of the bacteriological survey showing that the water is safe to drink.

If you should have any questions, please call Burkim Enterprises, Inc. at (561) 334-3433.


Keith A. Burge
President, Burkim Enterprises, Inc.

Burkim Enterprises, Inc.

2340 NE Dixie Hwy
Jensen Beach, FL 34957

April 2, 2001

Dear Valued Customer:

We are once again notifying all persons receiving water from our utility that in the past monitoring for Trihalomethane, the reading has exceeded the MCL rule under 62-550.521. Since this occurrence, we are continuing to make changes to the processing of our well water to try and bring the levels back into compliance. We will be monitoring for THM's again in April 2001 and expect to have the readings in compliance at that time. The following paragraph from the Department of Environmental Protection explains the health related effects of a MCL violation:

DISINFECTION BYPRODUCTS AND TREATMENT TECHNIQUE FOR DEP:

The United States Environmental Protection Agency (EPA) sets drinking water standards and requires the disinfection of drinking water. However, when used in the treatment of drinking water, disinfectants react with naturally-occurring organic and inorganic matter present in water to form chemicals called disinfection byproducts (DBP's). EPA has determined that a number of DBP's are a health concern at certain levels of exposure. Certain DBP's, including some trihalomethanes (THM's) and some haloacetic acids (HAAs) have been shown to cause cancer in laboratory animals. Other DBPs have been shown to affect the liver and the nervous system and cause reproductive or developmental effects in laboratory animals. Exposure to certain DBPs may produce similar effects in people. EPA has set standards to limit exposure to THMs, HAAs, and other DBPs.

If there are any further questions, please call the utility office at (561) 334-3433.

Burkim Enterprises, Inc.

CCA Official Filing:

8/13/01***12:35 PM*****Matilda Sanders*****1**

Matilda Sanders

1654-FOF

From: Dorothy Menasco
Sent: Monday, August 13, 2001 12:01 PM
To: CCA - Orders / Notices; June Ariola; Janet Harrison
Subject: Order / Notice Submitted

12

Date and Time: 8/13/01 12:00:00 PM
Docket Number: 010396-WS
Filename / Path: 010396or.lae

Order Granting Interim Rates

12 pages

COMMISSIONERS:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI

STATE OF FLORIDA



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

Public Service Commission

August 27, 2001

Mr. John Orend
7648 Kyak Court
Sebastian, FL 32976

RECEIVED-FPSC
01 AUG 28 AM 10:52
COMMISSION
CLERK

Dear Mr. Orend:

This letter is to confirm my staff's telephone conversation with you on Friday, August 21, 2001, about your complaint against Burkim Enterprises, Inc. You previously had expressed a concern that they had not lifted the "Boil Water Notice," and were not providing clean drinking water. As you are aware, the hydropneumatic tank exploded on March 24, 2001, and could not be replaced until July 26, 2001. It was on July 26, 2001, that the Boil Water Notice was lifted. Your confirmation that the water pressure in the Snug Harbor service area has now equalized, and the clarity of the water has become satisfactory is good news.

Should you have any further question or comments, you can contact Mr. Ted Davis at (850) 413-6966.

Sincerely,

A handwritten signature in cursive script, appearing to read "Robert Crouch P.E.", written over a horizontal line.

Mr. Robert Crouch
Engineering Supervisor

TD/rtd

cc: Division of Economic Regulation (Willis, Rendell, T. Davis, Fitch, Merta)
Division of Legal Services (Espinoza)
✓ Division of Records and Reporting (010396-WS)

ORIGINAL

010403-WU

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APP _____
 CAF _____
 CMP _____
 COM _____
 CTR _____
 ECR Tutor
 LEG I
 OPC _____
 PAI _____
 RGO _____
 SEC _____
 SER _____
 OTH _____

01 OCT -5 AM 8:59

DISTRIBUTION CENTER

September 30, 2001
Director, Division of Comm. Clerks & Admin. Services
2540 Schumard Oak Blvd.

Tallahassee, Fla. 32399-0850

NOTE: Docket # 010396-WS

Burkum Enterprises, Inc.

Dear Sir:

We have lived in Florida for 40 years & in that time have experienced the best & the worst in water plant service to our various homes.

The 10 years that we have lived in Snug Harbor Lakes has undoubtedly been the time we have received the very worst quality of water service. We have had to install a Reverse Osmosis water treatment system, as most of our neighbors have done. We buy our drinking & cooking water in jugs from the local Super Market as most of our neighbors do. We are ashamed, when we have out of town guests, to have them draw water into the sink or tub for washing & bathing because of the water condition. In the past year & a half the water quality has gotten worse. Innumerable notices to boil water have been received. Water outages have increased (from ①

several hours to a couple of days).
Faucet pressure fluctuates & if a
toilet is flushed when a shower
is being taken the resultant
decrease of cold water makes for a
minor disaster. Sometimes the
water in the basin or lavatory
is a cloudy yellowish cast.

Complaining to the Utility does no
good as many of our neighbors can
attest to. Once in awhile an apology
from the Utility is received or an
outage or Boil water notice is
received but not often. Many times
everyone in the community is not
informed of the "Boil water" notice.

Attached to this letter are pages
of Photos taken in the last 2 weeks
depicting various conditions,
discrepancies & concerns for your
perusal & edification.

At the end of the package is
a Summary of our concerns & our
neighbors concerns, for your
information

C.C. Nancy Higgs
Commissioner Dist. 3
Brevard County

Albert C. Bitter
Jeanne L. Bitter
5416 Bannock St.
Snug Harbor Lakes (2)

Attachment # 1
Water Plant Bldg. & Grounds
1 of 4



View of Bldg. showing trash
lying near door of the plant
& the rusty generator & ancillary
equipment

Note: on date photo was taken
the door to the Bldg. was
open.

Attachment #1
water plant Bldg. & grounds
2 of 4



View of area showing disrepair
& lack of maintenance.

Note: This facility is within 25 ft.
of the Florida East Coast R.R.
& the potential for vagrants
to enter the compound is
tremendous.

Attachment # 1
Water Plant Bldg. & grounds
3 of 4



view showing lack of
maintenance. The tank in
the background is half-painted
(approx. 3 months)

Attachment #1
Water Plant Bldg & Grounds
4 of 4



view showing half painted
new tank in background &
the old-replaced tank stored
in the foreground

Attachment # 2

Secondary well located in rear of homes on Bannock St. with Fox Hunter Circle in Background

1 of 2



This view shows disrepair of ancillary equipment. Cover is not secured. Neighbors keep weeds cut & have planted shrubs around area to try & hide an eyesore in their backyards.

Note: This area is exposed to vandalism.

Attachment # 2

Secondary well located in
rear of homes on Bannock St.
2 of 2



General View showing lack
of maintenance

NOTE: This should be a secured
area !!

Attachment #3

1 of 2

5416 BANNOCK ST.

This photo shows the mess that the Utility left in the Homeowner's backyard 14 feet from his home's foundation. The Utility owner's stated intent was to leave this mess in the homeowner's backyard open to facilitate access to the water valve located under the concrete & valve cover in the event of an emergency requiring the water main to be shut off.



It measures approximately 3' square & is approximately 6" deep.

Attachment # 3

2 of 2

This photo shows how the homeowner at 5416 Bannock St. corrected the mess the Utility left in his backyard as depicted in Attach. 3 view 1 of 2. The homeowner sent the Utility a bill for 25 dollars to repair & correct the eyesore they left & the Utility refuses to make good—declaring in so many words "we can do anything we want on the easement & the homeowner can do nothing about it." (verbatim on telephone to homeowner's wife)



For access the pot (weighing about 20 lbs) is lifted up - set aside & the valve cover is exposed (10)

MAP OF SNUG HARBOR HARBOR

VILLAGE & LAKES
(NOT TO SCALE)

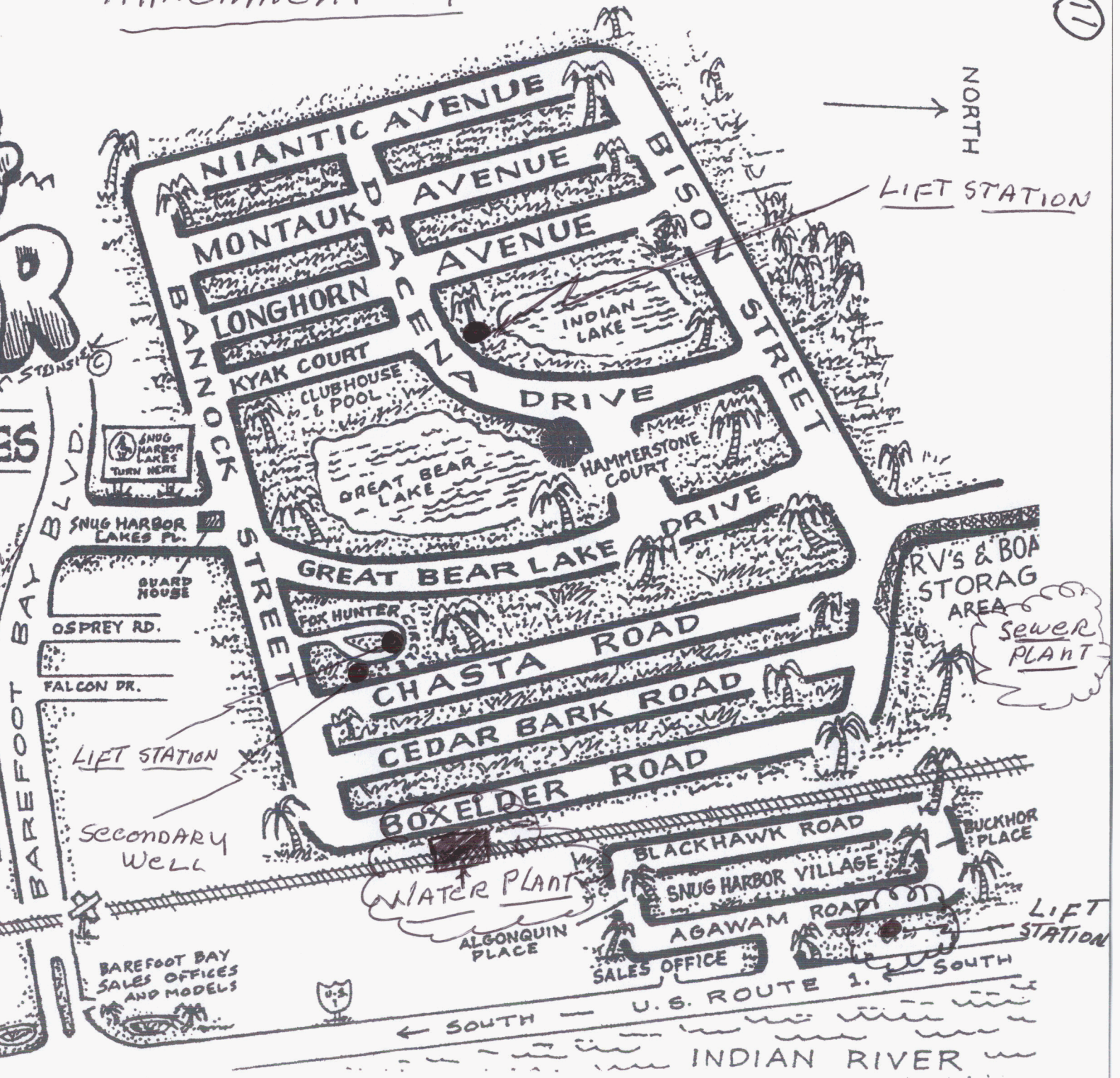
FOR INFORMATION
ONLY
A.C. Bitter

ON BEATTY ROAD

LIBRARY

FIREHOUSE

BAREFOOT BAY
SALES OFFICES
AND MODELS



Attachment #5

1 OF 3

The attached letter (see 4 of 3) was received on Saturday, Sept 29, 2001. The reason we did not pay our water bill for August is explained in the copy of the bill (see 7 of 3) we forwarded to him claiming payment for the mess he (the Utility) left in our backyard, and the expense to us to clean up the mess. Please see attachment 3 (1 & 2 of 2).

The check for the month of August was mailed September 29 2001 at 3 PM from the Barefoot Bay sub station Post office, in order to prevent our water & sewer service from being shut off.

Do you, The Public Service Commission, think this is the proper way for a Utility to conduct business with a "DEAR VALUED CUSTOMER"?

Albert C. Bitter
Jeanne L. Bitter

Attachment 5
7 of 3

Burkim Enterprises, Inc.

2340 NE Dixie Hwy
Jensen Beach, FL 34957

September 27, 2001

Mr. Albert Bitter
5416 Bannock Street
Micco, FL 32976

Re: Past due utility bill

Dear Valued Customer:

This letter is to notify you that your water and wastewater service will be disconnected and/or a lien placed on the property if payment is not received by October 6, 2001 for nonpayment of past due bills.

The bill for water and wastewater service for **August 2001** has not been paid. Unless you contact this office and make payment arrangements for the past due amounts we will have no other recourse, but to go forward with further collection efforts.

Burkim Enterprises, Inc. is taking this action by Water and Wastewater Regulations, Rule 25.30.320 of the Florida Administrative Code and informs you that there will be a Violation Reconnection Fee assessed, according to the rate tariffs on file with the Florida Public Service Commission.

Please be advised that this action is taken as a last recourse action since we cannot operate without proper and timely payment for our services. If you should have any questions regarding this notice please contact me at our offices at (561) 334-4557.

Thank you for your prompt attention to this matter.

Sincerely,

Keith A. Burge
Burkim Enterprises, Inc.

see 3 of 3

Burkim Enterprises, Inc.

2340 NE Dixie Hwy

Jensen Beach, FL 34957

Ph # 561-334-4557

Emergency # 561-201-3298

Bill To:

0/15

Mr. Albert Bitter

5416 Bannock Street

Micco, FL 32976

Attachment 5
*3 of 3***Invoice**

Number: 2102

Date: September 05, 2001

Service Address:

0/15

Mr. Albert Bitter

5416 Bannock Street

Micco, FL 32976

Meter Reading (Beginning)

606740

Meter Reading (Ending)

610220

Usage

3480

Month of Service	Description	Usage	Rate	Amount
8/2001	1 Base Facility Charge	1.00	3.54	3.54
8/2001	2 Base Facility Charge	1.00	9.92	9.92
8/2001	3 Water Charge	3.48	1.73	6.02
8/2001	4 Sewer Charge	3.48	1.62	5.64

Just 1 yr ago we had a new lawn put in our back yard at the expense of \$480.00. Recently you all dug it up to locate a shut off valve. You proceeded to pour concrete around the shut off valve leaving us with a concrete slab that nothing will grow over right in the middle of our back yard 15 ft from the back of our house. You also left a mess leaving the dead sod laying on the other grass. It was an eyesore we had to do something with. We bought a large pot, 4 edging blocks & a plant.

1 Pot @ 7.00 → 7.00
 4 edging blocks @ 2.25 ea → 9.00
 1 Plant → 10.00
 1 Bag of Mulch → 1.49

27.49

6% Tax

1.65

29.14

Total Cost Bus 29.14
 Your bill 25.12

4.02 Credit to
 our
 Account.

Total**\$25.12**

Next when you have to shut off the water
 All you have to do is lift the flower pot off the spot.

(14)

Summary 1 of 2

It is my belief that every Utility Company's primary responsibility is to provide the best service to their customer that is available making full use of state of the Art equipment & material. Secondly they should be receptive to customers requirements & feelings in regard to customers homes & property.

Burkim Enterprises, Inc. fails in both of these respects, in my opinion.

I sincerely request that you refuse their request for a Rate increase until they "clean up their act" & prove to us, their customers, that they have our interests at heart

This entire package deals only with the Water Plant. The sewer plant is in even worse disrepair & we the residents of Snug Harbor Village & Lakes can only hope & pray the plant does not go down in the near or distant future.

The sewer plant is actually falling apart at the seams - The lift stations & ancillary equipment

2082

needs immediate attention.

See attachment #4 for
approximate locations of the
water plant, the sewer plant
& the lift stations.

Thank you

Albert C. Bitter
Jeanne L. Bitter
5416 Bannock St.
Mico, Fla, 32976
(561) 664-7118

Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

ORIGINAL

Name RUTH FLANAGAN

Address 7666 LONGHORN AVE

MICCO, FL 32976

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

CONSUMER COMMENTS

BURKIM has done an awful job in Snug Harbor! The water is not fit to drink as it comes into our homes.

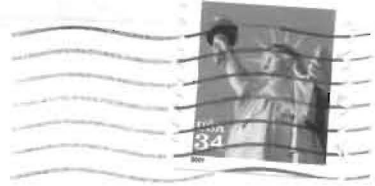
I do not believe the HUGE increase is right. He should be able to improve things with a much smaller amount. He doesn't need to become wealthy on the backs of the retired. We were not given the option to buy & see no reason for us to pay for all the improvements! Let the state take it over!

Ruth Flanagan

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Ruth Flanagan
7666 Longhorn Ave.
Micco, FL 32976



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

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Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

Name ALBERT C. BITTER
Address 5416 BANNOCK ST. (SNUG HARBOR LAKES)
MICCO, FLA 32976

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

CONSUMER COMMENTS

THIS UTILITY CO. SHOULD NOT BE GIVEN A RATE INCREASE FOR THE FOLLOWING REASONS:

1) THE QUALITY OF THE WATER IS TERRIBLE!

• IT IS NOT CLEAR BUT SHOWS A YELLOW CAST TO IT. • IT LEAVES A RING IN THE TOILET THAT MUST BE BRUSHED AT LEAST TWICE/WEEK. • AT TIMES THERE IS AN UNDEFINED ODOR TO IT. NO ONE DRINKS IT AS IT IS NOT SAFE.

2) NO MAINTENANCE PERFORMED ON ENTIRE PLANT OTHER THAN WHAT IS REQUIRED TO KEEP OPERATING.

3) THE SEWER PLANT IS A TOTAL DISGRACE IF IT FAILS THE ENTIRE COMMUNITY WILL BE IN TROUBLE. NO MAINTENANCE IS DONE OTHER THAN TO KEEP OPERATING.

4) THE UTILITY (BURKIM ENTERPRISES) DOES NOTHING TO KEEP THE GOOD WILL OF THEIR CUSTOMERS & ARE VERY ARROGANT IN DEFENCE OF THEIR WATER & SEWER PLANT. DO NOT

GRANT A RATE INCREASE!! PLEASE
acBitter

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Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

Name CHARLES & MARILYN MILLER
Address 7509 MONTAUK AV
MICCO, FL 32976

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

CONSUMER COMMENTS

We feel that if Burkim Enterprises made a poor investment in the water system and then did not maintain it after the purchase, it is not fair to expect the people of Long Harbor to foot the bills for repairs.

We realize that a small increase may be warranted, but nothing as large as he is proposing.

Charles & Marilyn Miller

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Miller
7509 Montauk Av
Mico, FL 32976



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Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

Name Mr & Mrs Joseph J. Colonna
Address 7621 Niantic Ave.
Miss Florida 32976

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

CONSUMER COMMENTS

We have been living here at 7621 Niantic for less than a year. During these past eight months, we have experienced a number of water shut offs, the need to boil & buy bottled water, our white clothes have turned yellow due to water having rustier color tint. The toilets (no matter what we do) have a rustier stain that is very difficult to remove & keep clean. Another problem we have encountered is that the water pressure drops to a drip. We have a reverse osmosis system in our home that has had filter changes (a very costly item) that has been replaced more than it would be normally. We understand your need for an increase. However, the quality of the water since we have been here in Int'l Harbor Lakes, does not in our opinion, warrant an increase of 100% or better. We live on a fixed income. This type of an increase would become a hardship on us, for we only get a 2-3rd of living a year.

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Mr. & Mrs. Joseph J. Cihon
7621 Monticello
Mesa, Florida
32976



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Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

Name Jeanne L. Bitter
Address 5416 Barnock St
Mexico, FL 32976

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

CONSUMER COMMENTS

I never realized one could buy a run down Utility Co & have your customers pay for all improvements. Only in Florida could this take place. That's what Burkim is doing to us thanks to you the Public Service Commission. When Burkim bought this Co. from C&D he should have at that time expected improvements be paid by C&D before he made the purchase. This isn't our fault why should we have to pay for it????

It's very unfair to take advantage of all of us retirees who live on a fixed income to repair Burkims Utility Co. here at Snugg Harbor. Mr Burkim is rudd & told me he can do anything he wants to on my property which he did without asking and leaving it in a mess.

I don't think the utility Co. should have a rate increase at this time. If he makes improvements he should do that is time enough for an increase, not as much as he is requesting either!! Please do not grant a rate increase at this time. Jeanne L. Bitter.

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Mrs. J. Bitter
5416 Bannock St
Miami, Fl. 32976



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Division of the Commission Clerk and Administrative Services
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Tallahassee, Florida 32399-0850

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Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

Name _____

Address _____
Hyman Fanselow
7675 Grt Bear Lk Dr
Sebastian, FL 32976

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

CONSUMER COMMENTS

Our Problems are as follows.

1. We have a water softener and reverse osmosis but for the past months we find rust stains in the bathroom sinks and toilets even though we use salt with a rust inhibitor. Also our glasses are cloudy and flatware has rust spots.
2. This summer we knew we would be away when the July bill would arrive so with our June Payment we Paid an extra \$20- and included a note we would settle any difference in Aug. Upon returning and opening their July bill we saw they did not show we had PrePaid \$20- and they charged the full amount when we only owed an additional \$9.34. Also they then sent a late notice again for the full amount. We then sent a check for the \$9.34. Their bookkeeping is as bad as there water

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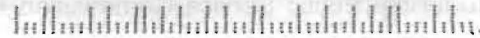
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Rhoda Fanselow
7675 Great Bear Lake Dr
Sebastian, FL 32976-7784



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Tallahassee, Florida 32399-0850

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Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

Name Barbara Pinney
Address 7672 Gr. Bear Lake Dr
Smug Harbor — Micco

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

CONSUMER COMMENTS

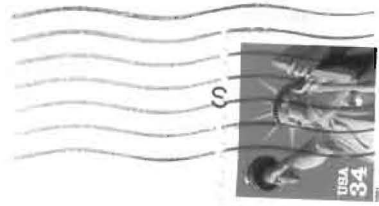
- ① Was loss of revenue due to installation of new tank —?
- ② How is waste water measured? We water lawn with house water — this is not waste water into Burkim system!
- ③ Previous owner held cost down for the 13yrs we have been residents —
- ④ Why is 100%+ increase needed?
- ⑤ Replacement of faulty equipment should have been anticipated at purchase!

Barbara M. Pinney

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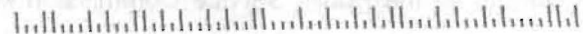


B. Pinney
7672 Great Bear Lake Dr
Micco, FL 32976-7703



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Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

Name DAVID & Peggy Troop
 Address 7519 Chasta Rd
Micco. Fl. 32976 ^{561 or} 772-664-8003

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

CONSUMER COMMENTS				
Sept. 2001	used	1480	Bill \$23.65	Home only 4 days ?
Aug. 2001	"	730	" \$15.90	" " 14 " ?
July 2001	"	2000	" \$20.16	" " 18 "
June 2001	"	1430	" \$18.25	" " 13 "
May 2001	"	3560	" \$24.42	" " 26 " ?
April 2001	"	2960	" \$24.35	" " 10 " ?
March 2001	"	3540	" \$25.31	" " 26 "
Feb. 2001	"	3060	" \$23.71	" " 26 "
Jan. 2001	"	6190	" \$34.20	" " 31 "

Don't you think Sept. & Aug. & May & April are questionable?? We House & Dog Sit so we are not in our home certain days. we turn house off at Meter. (my husband is a Retired Plumber) so we do not have a leak as the "Stupid" Secretary for Burkim told me. I explained all above to her & she said, well you must be using water - we must have a ghost!! Please rethink the 90% you seem to have set in your mind & think of the poor people once.

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our little S.S. V's are
 500 + 900.00 - that does not go to far

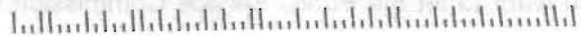


David & Peggy Troop
7519 Chasta Rd, Micco, FL 32976



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2540 Shumard Oak Boulevard
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Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

Name Judith A. Green
Address 7559 Chasta Rd.
Micro, Fl. 32976

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

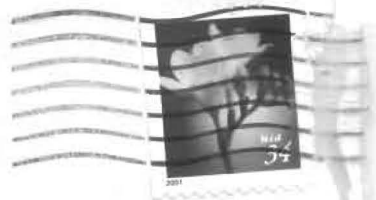
CONSUMER COMMENTS

Although our water system badly needs repair it shouldn't be up to the residents to pay for these repairs. Most residents of Long Harbor are on fixed incomes, and a rate increase of this magnitude would be difficult for them us to pay.

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John & Judy Green
7559 Chasta Road
Micco, Florida 32976



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Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

Name Shirley & Charles Johnson
Address 7534 Montauk Ave
Micco, Fl 32976

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

CONSUMER COMMENTS

We attended the meeting on Thursday Oct 11 at Snug Harbor Club Lounge.

It was a very informative meeting and thank you for being there to hear our side.

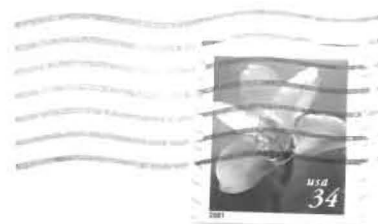
Our water & sewer problem is very serious & we agree with all of the graphs & info presented the many problems.

Please do not grant an increase in our water bill until the many improvements have been completed. Then we can meet again.

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Shirley A. Johnson
7534 Montauk Ave.
Micco, FL 32976



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RECEIVED
OCT 22 2001

Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

FPSC-COMMISSION CLERK

Name Harriet E. Stokes Formerly of Long Island where the water was better state and \$30 a year not a month

Address 7658 Longhorn Ave
Micco Fl 32976

PS we have had to put in a RO (Reverse Osmosis) and a new hot water heater.
If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

CONSUMER COMMENTS

We moved into Sunny Harbor May 22, 1998 --
We purchased a new home from
Palm Harbor Homes.
Water wasn't bad at that time.
After Burkim Enterprises took over the
water began to look like recycled
sewage. We started using bottled
water but unfortunately too late - I have
been diagnosed with microscopic
colitis. The water has been shut
off every couple of weeks for one problem
or another and we were never notified
so we were using contaminated
water for cooking washing brushing
teeth etc. When the water was off
for some time days - people couldn't
bath unless they rented a motel - I
could go on and on with the deplorable
condition we have had to live with.

This company does not deserve a raise, if they
couldn't run the facility they had no right purchasing

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Mrs. C. A. Stokes
7658 Longhorn Cwr
Tricir FL 32976



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

Are you really going to read this?

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Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

RECEIVED
OCT 22 2001

FPSC-COMMISSION CLERK

Name Douglas F. Bradshaw
Address 5385 Bison St. - M-6
Micco, Fl. 32976 (Swamp Harbor Lakes)

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

Dear Sir/Ms. CONSUMER COMMENTS

I am oppose to any increase in Water or Wastewater rates. Our Water is of very poor quality. They can get the Water quality up + make a profit at the current rates. I live alone + on a small income (fixed). If everything went up at 100% and 985% increase I would be on the streets. This is wrong + you the Commissioners know it. I could tell from your little speech you all were for Burkim Enterprises from the start. But we the people who live here are not going for it. I don't believe Burkim charges. And the Tank that burst was covered by Insurance. Yes we need improvements in the Water. But we do not need the rates increase and I thank you know it.

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Sincerely
Douglas Bradshaw



Douglas Bradshaw
5385 Bison St.
Micco, FL 32976



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

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Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

Name DOUGLAS & SHIRLEY GROUT
Address 2652 KYAK CRT
MICCO FL 32976

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

CONSUMER COMMENTS

The attached letter was sent out the same day of your meeting at our Club House. Burkim wants us to pay for his upgrade of his system. He should be made by the State to make our water safe, then only then should he be allowed to up our rates, not vice versa. Rumor has it that as soon ~~we~~ ^{as} we pay for his upgrade, he will be selling the plant. The County should take over this plant & hook us up to the County water System.

We have to pay more money for water and we cannot drink it. We buy bottled water, another expense.

Your prompt attention to this matter is necessary.

Doug & Shirley Grout
P.S. We are also paying 2 sewage charges. One to him & one to the County on our taxes. You should take this over from Burkim.

D Groulx
7652 KYAK CRT
MICCO FL
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Burkim Enterprises, Inc.
2340 NE Dixie Hwy
Jensen Beach, FL 34957

RECEIVED-PPSC
OCT 26 AM 9:29
COMMISSION
CLERK

October 11, 2001

Dear Valued Customer:

We are once again notifying all persons receiving water from our utility that in the past monitoring for Trihalomethane, the reading has exceeded the MCL rule under 62-550.521. Since this occurrence, we are continuing to make changes to the processing of our well water to try and bring the levels back into compliance. On June 26, 2001 we submitted an application to the Department of Environmental Protection requesting a permit that will allow for an additional treatment process that will help bring the levels back into compliance. On September 14, 2001 we received the required permit from the Department of Environmental Protection that will allow us to go forward with installing the additional treatment process. We will be monitoring for the THM's again in December 2001 and will keep you updated as to the progress of installing the additional treatment process. The following paragraph from the Department of Environmental Protection explains the health related effects of a MCL violation:

DISINFECTION BYPRODUCTS AND TREATMENT TECHNIQUE FOR DEP:

The United States Environmental Protection Agency (EPA) sets drinking water standards and requires the disinfection of drinking water. However, when used in the treatment of drinking water, disinfectants react with naturally-occurring organic and inorganic matter present in the water to form chemicals called disinfection byproducts (DBP's). EPA has determined that a number of DBP's are a health concern at certain levels of exposure. Certain DBP's, including some trihalomethanes (THM's) and some haloacetic acids (HAA's) have been shown to cause cancer in laboratory animals. Other DBP's have been shown to affect the liver and the nervous system and cause reproductive or developmental effects in laboratory animals. Exposure to certain DBP's may produce similar effects in people. EPA has set standards to limit exposure to THM's, HAA's, and other DBP's.

If there are any further questions please call the utility office at (561) 334-4557 or the Florida Department of Environmental Protection.

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Burkim Enterprises, Inc.

Burkim Enterprises, Inc.

DOCKET NO. 010396-WS

RECEIVED-FPSC

OCT 26 AM 9:30

Name

JOAN LIBONATI

COMMISSION
CLERK

Address

7590 AGAWAM ROAD (Saug Harbor)
Mieco, FI 32974

If you want to let the Public Service Commission know how you feel about this case, please fill out this comment form and return it by mail. It will be placed in a correspondence file.

CONSUMER COMMENTS

I am expected to invest in devices to make my water drinkable and they still want a substantial increase in rates???

My toilets look like they've been used and not flushed because of the water and they still want a substantial increase in rates???

Rumor has it that vandals damaged the water tank. Wouldn't there have been insurance coverage for replacement of said tank???

We keep getting notices that our water is not meeting the State criteria and they still want a substantial increase in rates????

If Burkim bought a lemon, I don't want to make them lemonade.

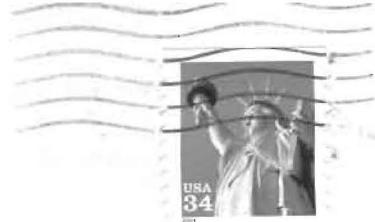
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Jean Ellen Libonati
Snug Harbor
7590 Agawam Road
Mico, FL 32976

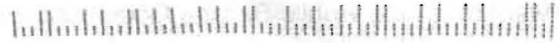


08:28 AM 25 OCT 2001

COMMISSION
CLERK

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

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Matilda Sanders

From: Ruth McHargue
Sent: Monday, October 29, 2001 9:41 AM
To: Matilda Sanders
Subject: FW: docket no. 010396-WS

RECEIVED FPSC
 01 OCT 29 AM 11:03
 COMMISSION
 CLERK

Good morning,

This is a protest for docket number 010396-WS.

Thanks,
 Ruth

-----Original Message-----

From: Pamela Duck
Sent: Monday, October 29, 2001 9:08 AM
To: Ruth McHargue
Subject: FW: docket no. 010396-WS

-----Original Message-----

From: normsue1 [mailto:normsue1@msn.com]
Sent: Sunday, October 28, 2001 8:13 PM
To: contact@psc.state.fl.us
Subject: docket no. 010396-WS

Gentlemen: I have been reluctant to write; however, I want to give my opinion on the proposed Burking Enterprises water rate increase.

Going up a couple of percent is one thing, but a 90 to 99% increase is ridiculous. First of all, most of the people living in Snug Harbor are on a fixed income and really cannot afford that ...I for one do not want to pay double what I am paying now.....my total bill for water and sewer use in September was \$61.00 and change. When my husband and I moved here in Dec. 98, no one would really discuss the water bills with us...we knew the water in Florida was not that great but did not expect not to be able to drink it. Our water in the commodes were yellow at least 70% of the time and the water coming out of the faucets had an oily residue similar to baby oil. I called the Snug Harbor office many times (prior to Burkin taking over ownership)...the office would send someone over to test the water or supposedly test the water and we were always told it was OK.....We come from Massachusetts. Town water ran us \$10 to 12.00 a month and once a year we had our septic system pumped at a cost of \$125.00. We drank that water every day -- it was clear and cold....The water here is not really drinkable...or at least does not taste good.....The water color and taste has somewhat improved since the repairs have been done since something exploded this past Summer...please note I said somewhat improved. Everyone is entitled to safe drinking waterWhether you own a home or not, we pay for our water just like we pay our utilities.....but it should be good, clear, and chemical free water.....Yes, I believe if you are in business, you need to make a profit, but not by "robbing" the elderly of this community.....Unfortunately for Mr. Burge, he purchased a water and sewer treatment plant that was old and never taken care of....It's like buying an old house, things are going to happen and you need to be prepared....It is not our fault that Mr. Burge was "not prepared"....I am sure he wants to recoup the money spent on repairs....but not in one big swoop.....We won't be able to handle the financial burden put upon us and it really is not fair. This is a great community; most of the people here are very nice, very private people who just want to live out the rest of their time quietly and enjoy the beautiful weather that Florida offers. My husband and I have been self-sufficient all our lives, but this is a kick in the butt. I agree with one of the men who spoke up at the meeting on Oct 11 -- the one who said he lived all over the world....and never had to pay so much for water until he moved here.....This should not be so...Something is definitely wrong and needs to be rectified.....Sincerely, Suzane H. Tessier, 5389 Bison St., Micco. Fl. 32976

APP
 CAF
 CMP
 COM
 CTR
 ECR
 LEG
 OPC
 PAI
 RGO
 SEC
 SER
 OTH

10/29/01

STATE OF FLORIDA

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



OFFICE OF GENERAL COUNSEL
HAROLD A. MCLEAN
(850) 413-6199

Public Service Commission

November 20, 2001

RECEIVED-PSC
01 NOV 20 PM 1:49
COMMISSION
CLERK

Ms. Shirley A. Francoeur
o/b/o The Snug Harbor Community Association
7646 Longhorn Avenue
Micco, Florida 32976

Re: Docket No. 010396-WS - Application for staff-assisted rate case in
Brevard County by Burkim Enterprises, Inc.

Dear Ms. Francoeur:

Enclosed is a copy of the Staff Recommendation filed in this matter on November 19, 2001. The Commission is expected to consider this Recommendation at its December 4, 2001, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

A handwritten signature in cursive script that reads "Lorena A. Espinoza".
Lorena A. Espinoza
Staff Attorney

LAE/dm

Enclosure

cc: Division of the Commission Clerk and Administrative Services
Division of Regulatory Oversight (Vandiver, Winston)
Division of Economic Regulation (Fitch, Ted Davis, Lingo, Merta, Rendell)

I:\010396\l ae

STATE OF FLORIDA

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



OFFICE OF GENERAL COUNSEL
HAROLD A. MCLEAN
(850) 413-6199

Public Service Commission

November 20, 2001

Ms. Rita Legere
o/b/o The Snug Harbor Village
Homeowners Association
5615 Algonquin Place
Micco, Florida 32976

Re: Docket No. 010396-WS - Application for staff-assisted rate case in
Brevard County by Burkim Enterprises, Inc.

Dear Ms. Legere

Enclosed is a copy of the Staff Recommendation filed in this matter on November 19, 2001. The Commission is expected to consider this Recommendation at its December 4, 2001, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

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Sincerely,

A handwritten signature in cursive script, reading "Lorena A. Espinoza".

Lorena A. Espinoza
Staff Attorney

LAE/dm

Enclosure

cc: Division of the Commission Clerk and Administrative Services
Division of Regulatory Oversight (Vandiver, Winston)
Division of Economic Regulation (Fitch, Ted Davis, Lingo, Merta, Rendell)

I:\010396\rl.lae

STATE OF FLORIDA

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



OFFICE OF GENERAL COUNSEL
HAROLD A. MCLEAN
(850) 413-6199

Public Service Commission

November 20, 2001

Mr. Don Aubin
o/b/o The Snug Harbor Condo Association
7560 Chasta Road
Micco, Florida 32976

Re: Docket No. 010396-WS - Application for staff-assisted rate case in
Brevard County by Burkim Enterprises, Inc.

Dear Mr. Aubin:

Enclosed is a copy of the Staff Recommendation filed in this matter on November 19, 2001. The Commission is expected to consider this Recommendation at its December 4, 2001, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

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Sincerely,

A handwritten signature in cursive script, reading "Lorena A. Espinoza".

Lorena A. Espinoza
Staff Attorney

LAE/dm

Enclosure

cc: Division of the Commission Clerk and Administrative Services
Division of Regulatory Oversight (Vandiver, Winston)
Division of Economic Regulation (Fitch, Ted Davis, Lingo, Merta, Rendell)

I:\010396\rl.lae

STATE OF FLORIDA

Commissioners:
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J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



OFFICE OF GENERAL COUNSEL
HAROLD A. MCLEAN
(850) 413-6199

Public Service Commission

November 20, 2001

Mr. Mortimer Rothstein
7550 Montauk Avenue
Micco, Florida 32976

Re: Docket No. 010396-WS - Application for staff-assisted rate case in
Brevard County by Burkim Enterprises, Inc.

Dear Mr. Rothstein:

Enclosed is a copy of the Staff Recommendation filed in this matter on November 19, 2001. The Commission is expected to consider this Recommendation at its December 4, 2001, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

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Sincerely,

A handwritten signature in cursive script that reads "Lorena A. Espinoza".
Lorena A. Espinoza
Staff Attorney

LAE/dm

Enclosure

cc: Division of the Commission Clerk and Administrative Services
Division of Regulatory Oversight (Vandiver, Winston)
Division of Economic Regulation (Fitch, Ted Davis, Lingo, Merta, Rendell)

J:\010396rl.lae

STATE OF FLORIDA

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



OFFICE OF GENERAL COUNSEL
HAROLD A. MCLEAN
(850) 413-6199

Public Service Commission

November 20, 2001

Martin S. Friedman, Esquire
Rose, Sundstrom & Bentley, LLP
2548 Blairstone Pines Dr.
Tallahassee, Florida 32301

Re: Docket No. 010396-WS - Application for staff-assisted rate case in
Brevard County by Burkim Enterprises, Inc.

Dear Mr. Friedman:

Enclosed is a copy of the Staff Recommendation filed in this matter on November 19, 2001. The Commission is expected to consider this Recommendation at its December 4, 2001, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

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Sincerely,

A handwritten signature in cursive script that reads "Lorena A. Espinoza".

Lorena A. Espinoza
Staff Attorney

LAE/dm

Enclosure

cc: Division of the Commission Clerk and Administrative Services
Division of Regulatory Oversight (Vandiver, Winston)
Division of Economic Regulation (Fitch, Ted Davis, Lingo, Merta, Rendell)

J:\010396rl.lae

STATE OF FLORIDA

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



OFFICE OF GENERAL COUNSEL
HAROLD A. MCLEAN
(850) 413-6199

Public Service Commission

November 20, 2001

Mr. Keith A. Burge
Burkim Enterprises, Inc.
2340 N.E. Dixie Highway
Jensen Beach, Florida 34957-5952

Re: Docket No. 010396-WS - Application for staff-assisted rate case in
Brevard County by Burkim Enterprises, Inc.

Dear Mr. Burge:

Enclosed is a copy of the Staff Recommendation filed in this matter on November 19, 2001. The Commission is expected to consider this Recommendation at its December 4, 2001, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6185.

Sincerely,

A handwritten signature in cursive script, reading "Lorena A. Espinoza".

Lorena A. Espinoza
Staff Attorney

LAE/dm

Enclosure

cc: Division of the Commission Clerk and Administrative Services
Division of Regulatory Oversight (Vandiver, Winston)
Division of Economic Regulation (Fitch, Ted Davis, Lingo, Merta, Rendell)

1:\010396rl.lae

STATE OF FLORIDA

COMMISSIONERS:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



TIMOTHY DEVLIN, DIRECTOR
DIVISION OF ECONOMIC REGULATION
(850) 413-6900

Public Service Commission

December 10, 2001

RECEIVED-PSC
01 DEC 12 PM 3:06
COMMISSION
CLERK

Mr. Keith Burge
Burkim Enterprises, Inc.
7 2340 NE Dixie Highway
Jensen Beach, FL 34957

Re: Docket No. 010396, Staff Assisted Rate Case for Burkim Enterprises, Inc.

Dear Mr. Burge:

On December 4, 2001, the Commission voted on staff's recommendation dated November 19, 2001. A Proposed Agency Action (PAA) order is scheduled to be issued on December 24, 2001. If no protests are filed by the end of the protest period, which is 21 days from the date that the PAA order is issued, the rates and charges approved by this Commission will become final. However, the utility must submit revised tariff pages for staff's approval before the utility can implement new rates.

To expedite the tariff revision process, the utility should file all revised tariff pages by December 21, 2001, to allow staff sufficient time to verify the accuracy of the revised pages. Enclosed are instructions for, as well as, examples of revised tariffs for this utility. Although staff has prepared revised tariffs for this utility, it is the utility's responsibility to make sure all tariffs submitted to the Commission are complete and accurate.

A copy of the customer notice informing the utility's customers of the Commission's approved increase must also be submitted for staff's review and approval. After staff approves this notice, it must be mailed to customers of receipt prior to consumption at the increased rates. This notice shall show the effective date of the tariffs. Staff has also included an example of a Commission approved customer notice.

Keith Burge
Page 2
December 10, 2001

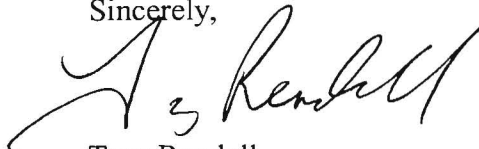
Please mail the revised tariff pages and a copy of the proposed customer notice to:

Mr. Ryan Fitch
Division of Economic Regulation
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Enclosed is a copy of accumulated plant, depreciation, CIAC, and amortization of CIAC, acquisition adjustment and amortization of acquisition adjustment schedules reflecting year end balance at May 31, 2001. The Commission approved these balances for rate setting purposes in this case. Once the protest period expires and a consummating order is issued, please reconcile your books with the Commission approved accumulated balances shown on the enclosed schedules.

If you have any questions, please contact Ryan Fitch at (850) 413-6928.

Sincerely,

A handwritten signature in black ink, appearing to read "Troy Rendell", written in a cursive style.

Troy Rendell
Public Utilities Supervisor

TR:rf
Enclosure (4)

cc: Division of Economic Regulation (Willis, Fitch, Merta)
Division of Legal Services (Espinoza)
Division of Regulatory Oversight (Vandiver)
Division of Records and Reporting (010403-WU)

Water

Docket No. 010396-WS, Burkim Enterprises, Inc.
Commission Approved Balances for year end May 31, 2001

			Debit	Credit
ACCOUNT	Depr. Rate Per Rule 25-30.140	DESCRIPTION	PLANT 05/31/2001	ACCUM. DEPR. 05/31/2001
304	3.57%	Structures & Improvements	4,325	3,014
307	3.70%	Wells	4,732	3,404
310	5.88%	Power Generation Equipment	2,968	1,382
311	5.88%	Pumping Equipment	13,562	10,061
320	5.88%	Water Treatment Equipment	72,774	30,933
330	3.03%	Dist. Reservoirs & Standpipes	72,778	11,313
331	2.63%	Transmission & Dist. Mains	292,620	155,984
333	2.86%	Services	23,700	13,583
334	5.88%	Meter and Meter installation	28,889	26,999
335	2.50%	Hydrants	1,730	22
340	16.67%	Office Equipment [Computer]	1,037	86
341	16.67%	Trans. Equipment (Truck)	6,328	527
TOTAL			525,443	257,307
Land			4,058	
CIAC at 5/31/2001				150,603
Composite		Amortization of CIAC at 5/31/2001	77,021	
Acq. Adjustment at 5/31/2001				55,129
Composite		Amort of Acq. Adjust. at 5/31/2001	1,440	

Wastewater

Docket No. 010396-WS, Burkim Enterprises, Inc.
Commission Approved Balances for year end May 31, 2001

			Debit	Credit
ACCOUNT	Depr. Rate Per Rule 25-30.140	DESCRIPTION	PLANT 05/31/2001	ACCUM. DEPR. 05/31/2001
354	3.70%	Structures & Improvements	12,753	9,175
360	3.70%	Collection Sewers Force	437,901	315,033
363	2.86%	Services to Customers	32,671	17,022
364	Full Dep.	Flow Measuring Devices	960	960
371	6.67%	Pumping Equipment	6,241	3,296
380	Full Dep.	Treatment Disposal	90,000	90,000
380	6.67%	Treatment Disposal	6,947	671
390	16.67%	Office Equipment [Computer]	1,556	130
391	16.67%	Transportation Equipment	6,328	527
		TOTAL	595,357	436,814
		Land	32,157	
		CIAC at 5/31/2001		163,701
Composite		Amortization of CIAC at 5/31/2001	116,294	
		Acq. Adjustment at 5/31/2001		39,967
Composite		Amort of Acq. Adjust. at 5/31/2001	955	

CCA Official Filing:

12/24/01*****7:25 AM*****Matilda Sanders*****1

Matilda Sanders

PAA 2511

From: Dorothy Menasco
Sent: Friday, December 21, 2001 5:04 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

88

Date and Time: 12/21/01 5:01:00 PM
Docket Number: 010396-WS
Filename / Path: 010396-or.lae

ORDER GRANTING TEMPORARY RATES IN THE EVENT OF A PROTEST,
DECLINING TO INITIATE A SHOW CAUSE PROCEEDING, AND NOTICE OF PROPOSED
AGENCY ACTION ORDER APPROVING NEGATIVE ACQUISITION ADJUSTMENT AND INCREASE
IN RATES AND CHARGES

has been transferred to GCOrders for issuance.

Atty: Lorena Espinoza

Pages: 88

18 pages of attachments but all are in WP format

attach 'online'.

S
3m

CCA Official Filing:

1/17/02***9:41 AM*****Matilda Sanders*****1**

Matilda Sanders

02-0103-Cd

From: Dorothy Menasco
Sent: Thursday, January 17, 2002 9:42 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

2

Date and Time: 1/17/02 9:41:00 AM
Docket Number: 010396-WS
Filename / Path: 010396co.lae

Consummating Order has been transfered to GCOrders for issuance.

atty: Lorena Espinoza
pages: 2

11