

LAW OFFICES
ROSE, SUNDSTROM & BENTLEY, LLP
2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301

ORIGINAL

FREDERICK L. ASCHAUER, JR.
CHRIS H. BENTLEY, P.A.
ROBERT C. BRANNAN
DAVID F. CHESTER
F. MARSHALL DETERDING
JOHN R. JENKINS, P.A.
STEVEN T. MINDLIN, P.A.
CHASITY H. O'STEEN
DAREN L. SHIPPY
WILLIAM E. SUNDSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON
ROBERT M. C. ROSE, OF COUNSEL
WAYNE L. SCHIEFELBEIN, OF COUNSEL

(850) 877-6555
FAX (850) 656-4029
www.rsbatorneys.com

REPLY TO CENTRAL FLORIDA OFFICE

CENTRAL FLORIDA OFFICE
SANLANDO CENTER
2180 W. STATE ROAD 434, SUITE 2118
LONGWOOD, FLORIDA 32779
(407) 830-6331
FAX (407) 830-8522

MARTIN S. FRIEDMAN, P.A.
VALERIE L. LORD

November 9, 2005

HAND DELIVERY

Ms. Blanca Bayo
Commission Clerk and Administrative Services Director
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Re: Docket No.: 050499-WS; Application of Utilities, Inc., for Authority for Transfer of
Majority Organizational Control to Hydro Star, LLC
Our File No.: 30057.103

Dear Ms. Bayo:

Enclosed please find for filing in the above-referenced docket the original and seven
(7) copies of the following:

1. Utilities, Inc.'s Motion to Dismiss or, in the Alternative, For Summary Disposition of Objection;
2. Motion of Utilities, Inc., to Bifurcate Proceeding;
3. Request for Oral Argument; and
4. Affidavit of Patrick C. Flynn in Support of Motion to Dismiss or, in the Alternative, For Summary Disposition of Objection.

Affidavit of P. Flynn
DOCUMENT NUMBER-DATE

10817 NOV-9 8

FPSC-COMMISSION CLERK

Reg for Oral Argument
DOCUMENT NUMBER-DATE

10814 NOV-9 8

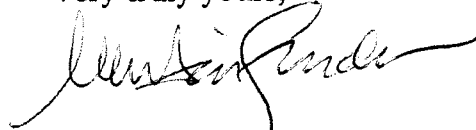
FPSC-COMMISSION CLERK

RECEIVED-FPSC
05 NOV -9 PM 2:57
COMMISSION
CLERK
86-NOV 9 1801
FPSC-COMMISSION CLERK
10817 NOV-9 8
10814 NOV-9 8
FPSC-COMMISSION CLERK

Ms. Blanca Bayo
Commission Clerk
November 8, 2005
Page 2

Should you have any questions regarding the enclosed, please do not hesitate to give me a call.

Very truly yours,



MARTIN S. FRIEDMAN
For the Firm

MSF/mp
Enclosures

cc: Martha Brown, Esquire, Office of General Counsel (w/enclosures)
Mr. Steven M. Lubertozi (w/enclosures)
Mr. Patrick C. Flynn (w/enclosures)
Michael J. Duggar, Esquire (w/enclosures)

M:\1 ALTAMONTE\UTILITIES INC\TRANSFER OF UI\(.103) FLORIDA PSC\PSC Clerk 07 (Motions & ROA).ltr.wpd

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application of UTILITIES
INC. for authority for transfer of
majority organizational
control to HYDRO STAR, LLC

Docket No. 050499-WS

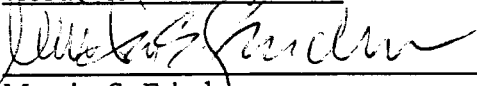
REQUEST FOR ORAL ARGUMENT

UTILITIES, INC., by and through its undersigned attorneys and pursuant to Rule 25-22.058, Florida Administrative Code, requests that the Commission allow oral argument on the Motion to Dismiss or, in the Alternative, for Summary Disposition of Objection, and Motion to Bifurcate which it has filed in this Docket.

Utilities, Inc., believes that oral argument will assist the Commission since it rarely addresses the issues raised in the Motions since most transfers of majority organizational control of water and wastewater utilities do not involve a protest requesting a formal hearing.

Respectfully submitted on this 8 day
of November, 2005.

ROSE, SUNDSTROM & BENTLEY, LLP
Sanlando Center
2180 W. State Road 434
Suite 2118
Longwood, Florida 32779
Telephone: (407) 830-6331
Facsimile: (407) 830-8522
mfriedman@rsbattorneys.com
vlord@rsbattorneys.com



Martin S. Friedman
Valerie L. Lord
For the Firm

DOCUMENT NUMBER-DATE

10814 NOV-9 2005

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE
DOCKET NO. 050499-WS

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished
by U.S. Mail to the following parties on this 8 day of November, 2005:

Michael J. Duggar, Esquire
Post Office Box 192
Christmas, FL 32709-0192

Martha Brown, Esquire
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850



MARTIN S. FRIEDMAN
VALERIE L. LORD