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STATE OF FLORIDA



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

Public Service Commission

October 9, 2009

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Michael Minton, Esquire  
Dean, Mead, Minton & Zwerner  
1903 South 25th Street, Suite 200  
Fort Pierce, FL 34947

Re: **Docket No. 090445-WS, Application for original certificates for proposed water and wastewater system and request for initial rates and charges in Indian River, Okeechobee and St. Lucie counties by Grove Land Utilities, LLC.**

Dear Mr. Minton:

With regard to the above-referenced docket, staff has determined that there are two remaining deficiencies, as described below:

- (1) Pursuant to Rule 25-30.033(1)(e), Florida Administrative Code (F.A.C.), the application must provide a statement showing the financial ability of the applicant to provide service.
- (2) Pursuant to Rule 25-30.033(1)(s), F.A.C. the application must have the financial statements of an entity upon which the utility is relying to provide funding.

The application indicates that the utility's grandparent, Evans Properties, Inc. (Evans), is the entity that has agreed to provide funding to the utility as and when needed to insure that all needs for capital improvement are met in a timely manner. In support of this statement, the application contains a copy of the Funding Agreement entered into between Evans and the utility. The application also indicates that Evans will make provisions to meet with staff to provide all necessary confidential financial information.

Please contact me to schedule a meeting on or before November 9, 2009, for review of Evans' most recent tax returns, balance sheet, and income statement. The balance sheet and income statement should be certified, if available. You may contact me at (850) 413-6686 or [pdaniel@psc.state.fl.us](mailto:pdaniel@psc.state.fl.us).

Sincerely,

A handwritten signature in cursive script that reads "Patti Daniel".

Patti Daniel  
Public Utilities Supervisor  
Division of Certification, Economics & Tariffs

PD/PB:kb

cc: Ronald Edwards  
Division of Economic Regulation (Brady, Simpson)  
Office of the General Counsel (Jaeger)  
Office of Commission Clerk

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