

Eric Fryson

From: James Minnes [minnes.j@gmail.com]
Sent: Thursday, July 26, 2012 7:43 AM
To: Filings@psc.state.fl.us
Subject: docket no. 110061-WS
Attachments: the reply to aui's response to motion to compel.pdf

Eric Fryson

From: James Minnes
Sent: Wednesday, July 26, 2012
To: Filings @ psc.state.fl.us

- i. Martin Friedman; Keino Young

Subject: Docket No. 110061-WS; Application for Authority to Transfer Assets of Service Management Systems Inc., and Certificates Nos. 517-W and 450-S to Aquarina Utilities, Inc. in Brevard County, Florida

Attachments: Reply to AUI's Response to Motion to Compel

a) James Minnes
25 Grovehurst Dr.
Ottawa, On
K2G 6W1
(819)671-6732
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b) Docket No. 110061-WS
Application for Authority to Transfer the Assets of Service Management Systems Inc., and Certificates Nos. 517-W and 450-W to Aquarina Utilities, Inc. in Brevard County, Florida

c) James Minnes

- i. 2 pages

e) Reply to AUI's Response to Motion to Compel

7/26/2012

DOCUMENT NUMBER-DATE

04993 JUL 26 09

FPSC-COMMISSION CLERK

Eric Fryson

From: James Minnes

Sent: Wednesday, July 4, 2012

To: Filings @ psc.state.fl.us

cc. cc. Martin Friedman; Keino Young

Subject: Docket No. 110061-WS; Application for Authority to Transfer Assets of Service Management Systems Inc., and Certificates Nos. 517-W and 450-S to Aquarina Utilities, Inc. in Brevard County, Florida

Attachments: Reply to AUI's Response to Motion to Compel

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d) d) 2 pages

e) Reply to AUI's Response to Motion to Compel

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Authority to Transfer the Assets
of Service Management Systems, Inc., and Certificate
Nos. 517-W and 450-S in Brevard County, Florida
to Aquarina Utilities, Inc.

DOCKET NO. 110061-WS

Reply to Aquarina Utilities Inc. Response to Motion to Compel

1. The expression of "belief" by the O.P.C. in respect of the personal financial statement of Reginald Burge, without the provision of any description of the nature and extent of their analysis, findings or judgements is, with the greatest of respect, not determinative of financial ability, as required by Rule 25-30.037(2)(j).
2. In the absence of a personal financial statement as required by Rule 25-30.037(2)(j) AUI's past operation of the utility is not sufficient evidence of financial ability.
3. This Objector has no knowledge, information or belief about the veracity of the Applicant's allegation of any intention to cause costs to be incurred by the Applicant. This Objector states that this objection to AUI's application is without any intention or motivation to cause costs to Aquarina Utilities Inc. The purpose of the objection is to obtain factual evidence of Aquarina Utilities financial ability to provide the services being undertaken in accordance with the Commission's regulations and in a good business like manner over the long term.
4. The prior financial ability of Reginald Burge to operate a utility is not relevant nor material to the establishment of financial ability for the present Application. Reginald Burge's, and therefore the Applicants, present financial ability may be substantially different from what it was in the past. The present Application requires an up to the date personal financial statement to satisfy the requirement of Rule 25-30.037(2)(j).

Respectfully Submitted on this 4th day of July, 2012, by:

James Minnes
25 Grovehurst Drive,
Ottawa, On
K2G 6W1
(819)671-6732

By: S/ James Minnes
James Minnes

DOCUMENT NUMBER DATE

04993 JUL 26 2012

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Certificate of Service

Docket No. 110061-WS

I HEREBY Certify that a true copy of the foregoing attached Reply to Aquarina Utility Inc. Response to the Motion to Compel has been filed with the PSC Clerk and has been furnished to the following, electronically, this 4th day of July, 2012:

Martin Friedman
Rose Sundstrom and Bentley
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s/ James Minnes
James Minnes