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STATE OF FLORIDA



DIVISION OF ENGINEERING  
TOM BALLINGER  
DIRECTOR  
(850) 413-6910

## Public Service Commission

April 8, 2014

James C. McClendon II, Esq.  
219 East Central Ave.  
Lake Wales, FL 33853

**Re: Docket No. 140038-SU - Application for transfer of majority organizational control of Crooked Lake Park Sewerage Co. in Polk County, and for name change on Certificate No. 517-S to Glenbrook Properties, LLC, a Florida limited liability company.**

Dear Mr. McClendon:

By this letter the Commission staff requests that the applicant address the following deficiencies in the above-referenced application. It is necessary for these deficiencies to be corrected before the docket progresses.

1. Part III of the application contains requirements for proof of compliance with the noticing provisions set forth in Rule 25-30.030, Florida Administrative Code (F.A.C.) Please provide any and all information pertaining to the notice requirements set forth in Rule 25-30.030, F.A.C., and referenced in Exhibits F, G, and H.
2. Rule 25-30.037(3)(f), F.A.C., requires a statement describing how the transfer is in the public interest, including a summary of the buyer's experience in water or wastewater utility operations, a showing of the buyer's financial ability to provide service, and a statement that the buyer will fulfill the commitments, obligations and representations of the seller with regard to utility matters. Please provide the above-referenced statements and documents in accordance with the filing requirements. In your response, please explain whether the obligations for any pecuniary penalties for non-compliance with any and all DEP Notices of Violations and/or Consent Orders will be subsumed by the buyer in this transfer.
3. Rule 25-30.037(3)(g), F.A.C., requires a list of all entities, including affiliates, that have provided, or will provide, funding to the buyer, and an explanation of the manner and amount of such funding, which shall include their financial statements and copies of any financial agreements with the utility. Please provide the information satisfying this filing requirement.

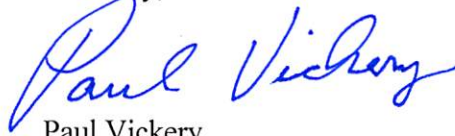
4. Rule 25-30.037(3)(h), F.A.C., requires that if the system is in need of repair or improvement, has any outstanding Notice of Violation of any standard set by the Department of Environmental Protection (DEP) or any outstanding consent orders with the DEP, the buyer shall provide a list of the improvements and repairs needed and the approximate cost to make them, a list of the action taken by the utility with regard to the violation, a copy of the Notice of Violation(s), a copy of the consent order and a list of the improvements and repairs consented to and the approximate cost to make them. Please provide documents and information satisfying the above-referenced filing requirements. In your response, please include any and all information pertaining to the Notices of Violations and Consent Orders issued by the DEP. Please include with these documents any and all information pertaining to actions by the DEP regarding monetary penalties for non-compliance.
  
5. Rule 25-30.037(3)(i), F.A.C., requires that the applicant provide evidence that the utility owns the land upon which the utility treatment facilities are located, or a copy of an agreement which provides for the continued use of the land, such as a 99-year lease. Exhibit "I" of the application contains information pertaining to title insurance maintained for the property. In addition to this information, please provide evidence of ownership of the property such as the title.
  
6. Rule 25-30.037(3)(j), F.A.C., requires two copies of sample tariff sheets reflecting the change in ownership. Please provide documents satisfying the above requirement.
  
7. Rule 25-30.037(3)(k), F.A.C., requires the utility's current certificate(s), or if not available, the applicant shall provide an explanation of the steps the applicant took to obtain the certificate(s). Please provide documents satisfying the above requirement.

To ensure timely processing of your application, the above-referenced documents and statements should be filed on or before May 12, 2014. When filing the response, please be sure to refer to Docket Number 140038-SU and that the response is mailed to directly to:

Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

Should you have any questions concerning the information in this letter, please feel free to contact either myself or a member of my staff, Daniel Lee at (850) 413-6836 or the Commission attorney on this matter, Caroline Klancke at (850) 413-6220.

Sincerely,



Paul Vickery  
Chief of Reliability & Resource Planning  
Division of Engineering

cc: Division of Accounting & Finance (Coughlin, Frank)  
Division of Economics (Bruce, Hudson)  
Office of the General Counsel (Klancke)  
Office of Commission Clerk  
Louis F. Garrard  
Kenneth Knowlton