

State of Florida



Public Service Commission

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

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

DATE: July 27, 2016

TO: Carlotta S. Stauffer, Commission Clerk, Office of Commission Clerk

FROM: Robert E. Graves, Public Utilities Supervisor, Division of Engineering
Kyesha Mapp, Senior Attorney, Office of the General Counsel *REG*
KM *JCW*

RE: Administrative Closure, Docket No. 160022-SU - Application for certificate to provide wastewater service in St. Lucie County by Tropical Isles Utility Corporation.

Tropical Isles Utility Corporation (Tropical Isles) filed its application for wastewater certificate in St. Lucie County on January 15, 2016. In accordance with Rule 25-30.020, Florida Administrative Code, Tropical Isles paid a \$750 filing fee, with its application. After its filing, staff determined that Tropical Isles is exempt from Commission jurisdiction. Specifically, Section 367.022(7), Florida Statutes, provides that "Nonprofit corporations, associations, or cooperatives providing service solely to members who own and control such nonprofit corporations, associations, or cooperatives . . ." are not subject to regulation by the Commission. Therefore, Docket No. 160022-WU was erroneously opened.

Pursuant to Section 2.07 C.2.d(1), of the Administrative Procedures Manual, staff may administratively close dockets which were erroneously opened. Therefore, the Division of Engineering and the Office of General Counsel request that Docket No. 160022-WU be closed and Tropical Isles be refunded its \$750 filing fee. Please let us know if you have any questions or concerns regarding this matter.