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Public Service Commission

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**DATE:** April 7, 2004

**TO:** Kay B. Flynn, Chief of Records and Hearing Services, Division of the Commission Clerk & Administrative Services

**FROM:** Cheryl A. Johnson, Regulatory Analyst IV, Division of Economic Regulation

**RE:** Application for transfer of majority organizational control of L.W.V. Utilities, Inc. holder of Certificate No. 152-W in Pasco County

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Please include the attach document in docket file of Docket No. 040173-WU.

- AUS \_\_\_\_\_
- CAF \_\_\_\_\_
- CMP \_\_\_\_\_
- COM \_\_\_\_\_
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TIMOTHY DEVLIN, DIRECTOR  
DIVISION OF ECONOMIC REGULATION  
(850) 413-6900

## Public Service Commission

March 31, 2004

Mr. James Weeks  
7406 Cypress Knoll Drive  
New Port Richey, Florida 34653

**Re: Application for transfer of majority organizational control of L.W.V. Utilities, Inc. holder of Certificate No. 152-W in Pasco County**

Dear Mr. Weeks:

Pursuant to our conversation on March 23, 2004, we understand that you are preparing the outstanding information needed to complete parts 2 and 3 of the application. Please be advised that you must complete all of the requirements of Section 367.071, Florida Statutes and Rule 25-30.037, Florida Administrative Code, in order for staff to process your application for a transfer of majority organizational control of L.W.V. Utilities, Inc. holder of Certificate No. 152-W in Pasco County.

Staff received a copy of the Acceptance of Successor Trustee document which confirms that you are Trustee of Mr. James Cochran's Trust. However, there is no indication that the utility is included in the trust and that you have ownership of the stock for L.W.V. Utilities, Inc. Please provide evidence that L.W.V. Utilities, Inc. is assigned to the Trust. In addition, provide a copy of the most recently filed tax returns for the utility and a list of all stockholder names and the number of shares of stock in L.W.V. Utilities, Inc. that each shareholder owns. If all stock in the utility has been acquired by one individual, please provide a copy of the purchase agreement.

Your response to this letter should be filed with the Commission on or before May 3, 2004. Please include to the docket number and direct the response to the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399. If you have any questions please call Ms. Cheryl Johnson at (850) 413-6984, Ms. Adrienne Vining at (850) 413-6183, or Mr. Stan Rieger at (850) 413-6970.

Sincerely,

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

Patti Daniel, Supervisor  
Bureau of Certification & Tariffs

PD/CJ:kb

cc: Office of General Counsel (Vining)  
Division of Economic Regulation (Johnson, Rieger)