

Neil Gillespie

From: "Randy Roland" <RRoland@PSC.STATE.FL.US>
To: <neilgillespie@mfi.net>
Sent: Monday, April 11, 2016 4:28 PM
Subject: Consumer Inquiry - Sumter Electric Cooperative
Mr. Neil J. Gillespie
neilgillespie@mfi.net

Dear Mr. Gillespie:

This is in response to your E-mail to Chairman Julie Brown, Florida Public Service Commission (FPSC), regarding Sumter Electric Cooperative (SECO). Given the nature of your concerns, Chairman Brown feels it would be appropriate for specialized staff of the Office of Consumer Assistance and Outreach to respond to you.

The FPSC regulates investor-owned electric, and natural gas utilities throughout the state, and investor-owned water and wastewater utilities in those counties which have opted to transfer jurisdiction to the FPSC. The FPSC has limited authority in the telephone industry to include the Lifeline Assistance Program, Florida Relay Service, and pay telephone service. The FPSC does not have rules that address service or billing issues for electric cooperatives.

You may contact the Sumter Electric Cooperative Board of Trustees by using the following information:

Board of Trustees
SECO Energy
P.O. Box 301
Sumterville, FL 33585-0301

Telephone: 352-357-5600

If you have any questions or concerns please contact Ellen Plendl at 1-800-342-3552 or by fax at 1-800-511-0809.

Sincerely,

Randy Roland
Regulatory Program Administrator
Florida Public Service Commission

Neil Gillespie

From: "Neil Gillespie" <neilgillespie@mfi.net>
To: <Commissioner.Brown@psc.state.fl.us>
Cc: "Neil Gillespie" <neilgillespie@mfi.net>
Sent: Monday, April 11, 2016 2:28 PM
Attach: Gillespie Penelope M 1034293962 Estate PreRetirement 04.07.16.pdf; Gillespie Penelope M 1034293962 Multi Heir Form.pdf; Mark J. Gillespie-Patronage Capital Account, Membership Fee Release, Assignment and Indemnity Agreements.pdf; Elizabeth Bauerle-Patronage Capital Account, Membership Fee Release, Assignment and Indemnity Agreements.pdf; 2016, 02-11-16, email with Melinda Ferguson3 (ADA).pdf
Subject: Fw: Penelope M Gillespie's Capital Credits 1034293962

Chairman Julie Imanuel Brown
 E-mail: Commissioner.Brown@psc.state.fl.us
 Commissioner Art Graham
 E-mail: Commissioner.Brown@psc.state.fl.us
 Florida Public Service Commission
 2540 Shumard Oak Blvd.
 Tallahassee, FL 32399-0850

RE: SECO Energy Account number: 7010005303

Dear Chairman Brown and Commissioner Graham,

Does the Florida Public Service Commission have jurisdiction over SECO Energy? Forwarded below is my email with SECO Energy today.

For almost two years SECO Energy has failed to transfer Capital Credits from my deceased mother's SECO account to me, as required by law.

In May 2014 I provided the 2 attached executed and notarized "Patronage Capital Account, Membership Fee Release, Assignment and Indemnity Agreements" for,

Mark J. Gillespie
 Elizabeth Bauerle

SECO Energy claims its "legal department" keeps making new demands of me, which I have complied with, but as far as I can tell, SECO Energy does not have a "legal department".

I will wait to hear if the Florida Public Service Commission has jurisdiction in this matter. In the past I contacted Commissioner Graham about a matter with Marion County Utilities when he was Chairman. Thank you.

Sincerely,

Neil J. Gillespie
 8092 SW 115th Loop
 Ocala, Florida 34481
 Tel. 352-854-7807
 Email: neilgillespie@mfi.net

----- Original Message -----

From: [Neil Gillespie](#)

To: [Melinda Ferguson](#) ; [Ray Vick](#) ; [Jerry Hatfield](#) ; [Robin Henion](#) ; [Scott Boyatt](#) ; [Dillard Boyatt](#) ; [Richard Belles](#) ; [Richard Dennison](#) ; [Earl Muffett](#) ; [William James](#) ; [Jim Duncan](#) ; [Ben Brickhouse](#) ; [Kathryn Gloria](#) ; [Gene Kanikovsky](#) ; [John LaSelva](#) ; [Gregg Morrell](#) ; [Nora Brown](#) ; [SECO Customer Service](#)

Cc: [FBI Tampa Division](#) ; [FBI Jacksonville Division](#) ; [Neil Gillespie](#)

Sent: Monday, April 11, 2016 10:46 AM

Subject: Fw: Penelope M Gillespie's Capital Credits 1034293962

James P. "Jim" Duncan
Chief Executive Officer
SECO Energy

Dear Mr. Duncan:

I was unable to reach Melinda Ferguson today at 352-569-9613.

This is my final attempt to resolve this matter with civility. Unfortunately experience has shown that civility is mistaken for weakness in this area. If SECO Energy needs some fucking rough language, or a fucking lawsuit, let me know.

In May 2014 I provided the 2 attached executed and notarized "Patronage Capital Account, Membership Fee Release, Assignment and Indemnity Agreements" for,

Mark J. Gillespie
Elizabeth Bauerle

On February 11, 2016 I requested but did not get disability accommodation under the Americans With Disabilities Act (ADA), see attached a PDF of my email to Ms. Ferguson.

From: Neil Gillespie [mailto:neilgillespie@mfi.net]
Sent: Thursday, February 11, 2016 12:32 PM
To: Ferguson, Melinda <melinda.ferguson@secoenergy.com>
Subject: Re: Regarding General Retirement Check

Sorry Ms. Ferguson, I need this information in writing, as my memory is not sufficient to recall "some options regarding Capital Credits" provided during a telephone call. This is a request for disability accommodation under the Americans With Disabilities Act (ADA).
Thank you. Neil J. Gillespie

Immediately provide the name and business contact information for a lawyer in the SECO Energy Legal Department and/or the name and business contact information for the General Counsel for SECO Energy.

Respond within 24 hours, or I will proceed on that basis.

Sincerely,

Neil J. Gillespie

Cc: SECO Energy Management Team

Cc: SECO Energy Board Of Trustees
Cc: Federal Bureau of Investigation (FBI)

----- Original Message -----

From: [Neil Gillespie](#)

To: [Ferguson, Melinda](#)

Cc: [Melinda Ferguson](#) ; [Ray Vick](#) ; [Jerry Hatfield](#) ; [Robin Henion](#) ; [Scott Boyatt](#) ; [Dillard Boyatt](#) ; [Richard Belles](#) ; [Richard Dennison](#) ; [Earl Muffett](#) ; [William James](#) ; [Jim Duncan](#) ; [Ben Brickhouse](#) ; [Kathryn Gloria](#) ; [Gene Kanikovsky](#) ; [John LaSelva](#) ; [Gregg Morrell](#) ; [Nora Brown](#) ; [SECO Customer Service](#) ; [FBI Tampa Division](#) ; [FBI Jacksonville Division](#) ; [Neil Gillespie](#)

Sent: Saturday, April 09, 2016 7:09 AM

Subject: Fw: Penelope M Gillespie's Capital Credits 1034293962

Melinda Ferguson
Payroll Specialist
SECO Energy

Dear Ms. Ferguson:

In response to your email forwarded below, and your reference to "the Legal Department", please identify the "Legal Department" and/or the General Counsel for SECO Energy.

The other day I emailed James P. Duncan, Chief Executive Officer, SECO Energy, to "Kindly identify the General Counsel for SECO Energy" and did not get a response from him.

This nonsense with the Capital Credit has gone on unfinished for too many years, and makes me question if SECO Energy has a legitimate "Legal Department", and if so, is the Legal Department supervised by a licensed member of The Florida Bar.

I am sending copies of this email to the SECO Energy Management Team, the SECO Energy Board Of Trustees, and the Federal Bureau of Investigation (FBI).

Immediately provide the name and business contact information for a lawyer in the SECO Energy Legal Department and/or the name and business contact information for the General Counsel for SECO Energy.

Also provide under the Americans With Disabilities Act (ADA) the method for applying for a disability accommodation as a SECO Energy customer. It is unclear why SECO Energy personnel in the SECO Energy Ocala Office have been so disrespectful toward me. Is it due to my disability? Or are these folks "lost cause of the Confederacy" sympathizers taking revenge on someone who speaks with a Northern/Union accent? Or is their bad behavior due to some other reason? Thank you.

Sincerely,

Neil J. Gillespie

Cc: SECO Energy Management Team
Cc: SECO Energy Board Of Trustees
Cc: Federal Bureau of Investigation (FBI)

----- Original Message -----

From: [Ferguson, Melinda](#)
To: [Neil Gillespie](#)
Sent: Friday, April 08, 2016 10:40 AM
Subject: Penelope M Gillespie's Capital Credits 1034293962

Neil,

Please see the attached Capital Credit forms for Penelope M Gillespie for legal processing.

Forms attached have been requested by the Legal Department after I had forwarded the legal documents provided by you

After completion of the attached forms by you and upon Legal approval of Penelope M Gillespie's Capital Credits can be transferred into your name along with the 2015 General Retirement check in the amount of \$18.78 also upon Legal approval.

Listed below are steps needed to process your Capital Credit claim for the Patronage Capital Indemnity Agreement and Estate Preretirement form for Penelope M Gillespie's Capital Credits.

1. Verify information on the form is accurate
2. Write your Social Security number
3. In Section 2 write your name as it should appear on the check
4. In Section 3 select Payment Choice (see below section for descriptions of the two payment choices)
5. Review and sign page 2 if your payment choice in Section 3 is the Estate Preretirement form if One-time Lump Sum discounted estate retirement of unretired capital credit based on percentage and years
6. Sign Patronage Capital Indemnity Agreement form and have document notarized
7. Mail or forward forms to Melinda then I will forward to Legal and payment processing will be pending legal approval.

Listed below are descriptions of the two payment options in section 3 of the Patronage Capital Indemnity Agreement form for Penelope M Gillespie's Capital Credits.

1. Payment by Assignment which percentages are based on board approval in the yearly General Retirement for the unretired capital credit dollars, in a 30 year cycle until unretired patronage is complete.
2. Payment by One-time Lump Sum discounted estate retirement of unretired capital credit based on percentage and years which patronage is complete. (Review and sign page 2 on the Estate Preretirement form if this is your payment choice)

Listed below are options for form processing, please let me know by email what you choose so I can assist you.

1. Print attached forms, return completed forms signed and notarized to Melinda
2. Forms can be mailed to you with a postage paid envelope to return completed forms signed and notarized to Melinda
3. Visit one of our local offices of your choice. Please let me know the proper office to have your forms waiting for your arrival to complete forms, sign and notarize at no charge at our local office then they will forward to Melinda

Forms attached have been requested by the Legal Department after I had forwarded the legal documents provided by you.

If you have any questions please feel free to contact me.

Thank you,

Melinda Ferguson

Payroll Specialist

Mailing Address:

Sumter Electric Cooperative, Inc.

P.O. Box 301

Sumterville FL 33585-0301

melinda.ferguson@secoenergy.com

352-569-9613

352-793-3801 ext. 9613

Fax: 352-793-1483



ESTATE PRERETIREMENT
 CUSTOMER NBR = 1034293962

NAME AND ADDRESS

PENELOPE M GILLESPIE
 8092 SW 115TH LOOP
 OCALA,FL 34481

<u>TYPE</u>	<u>YEAR</u>	<u>UNRETIRED</u>	<u>REFUND%</u>	<u>PAID</u>	<u>COOP</u>
2	1994	4.81	100.00 %	4.81	0.00
1	1995	40.47	100.00 %	40.47	0.00
2	1995	10.68	100.00 %	10.68	0.00
1	1996	56.70	94.65 %	53.67	3.03
2	1996	3.88	94.65 %	3.67	0.21
1	1997	64.30	89.59 %	57.61	6.69
2	1997	4.05	89.59 %	3.63	0.42
1	1998	60.45	84.80 %	51.26	9.19
2	1998	3.54	84.80 %	3.00	0.54
1	1999	59.54	80.26 %	47.79	11.75
2	1999	3.35	80.26 %	2.69	0.66
1	2000	43.45	75.97 %	33.01	10.44
2	2000	2.68	75.97 %	2.04	0.64
1	2001	14.40	71.91 %	10.36	4.04
2	2001	2.60	71.91 %	1.87	0.73
3	2001	0.81	71.91 %	0.58	0.23
1	2002	46.11	68.06 %	31.38	14.73
2	2002	2.26	68.06 %	1.54	0.72
1	2003	37.54	64.42 %	24.18	13.36
2	2003	1.86	64.42 %	1.20	0.66
3	2003	0.07	64.42 %	0.05	0.02
1	2004	25.73	60.98 %	15.69	10.04
2	2004	1.98	60.98 %	1.21	0.77
3	2004	0.04	60.98 %	0.02	0.02
1	2005	39.42	57.72 %	22.75	16.67
2	2005	6.13	57.72 %	3.54	2.59
3	2005	0.06	57.72 %	0.03	0.03
1	2006	26.85	54.63 %	14.67	12.18
2	2006	14.62	54.63 %	7.99	6.63
3	2006	0.07	54.63 %	0.04	0.03
1	2007	37.15	51.71 %	19.21	17.94
2	2007	10.89	51.71 %	5.63	5.26
1	2008	49.00	48.94 %	23.98	25.02
2	2008	11.84	48.94 %	5.79	6.05
1	2009	49.49	46.33 %	22.93	26.56
2	2009	21.70	46.33 %	10.05	11.65
1	2010	74.20	43.85 %	32.54	41.66
2	2010	45.89	43.85 %	20.12	25.77
1	2011	39.35	41.50 %	16.33	23.02
2	2011	19.23	41.50 %	7.98	11.25
1	2012	38.45	39.28 %	15.10	23.35

NAME AND ADDRESS

PENELOPE M GILLESPIE
8092 SW 115TH LOOP
OCALA,FL 34481

<u>TYPE</u>	<u>YEAR</u>	<u>UNRETIRED</u>	<u>REFUND%</u>	<u>PAID</u>	<u>COOP</u>
2	2012	7.14	39.28 %	2.80	4.34
1	2013	39.03	37.18 %	14.51	24.52
2	2013	12.58	37.18 %	4.68	7.90
1	2014	17.49	35.19 %	6.15	11.34
2	2014	8.93	35.19 %	3.14	5.79
GRAND TOTALS:		1,060.81		662.37	398.44
UNRETIRED:		1,060.81			
DISCOUNT:(-)		398.44			
PREV RETIRE NO CHECK:		0.00			
PREVIOUS UNCLAIMED:		0.00			
ANY UNCOLLECTABLES: (-)		0.00			
CHECK AMOUNT:		662.37			

Approval Signature: _____

SECO allocates its margins to its members as capital credits. Capital credits are SECO's operating capital until SECO retires the capital credits and issues refunds to members over a long-term cycle. The heirs of a member who dies with unretired capital credits may request an early refund of the descendant's capital credits. SECO's bylaws provide that its board may retire capital credited to a deceased member immediately (in a lump sum) if the legal representatives of his estate request in writing. This is known as Discounted Estate Retirement. Because the lump sum is received earlier in Discounted Estate Retirement, the refund is reduced as shown above. Please review the face value of the capital credits and reduced amount of the lump sum refund to decide whether to request Discounted Estate Retirement. Discounted Estate Retirement is voluntary - no member's estate or heir is required to participate. Please note that the Board of Trustees may choose not to honor a request for Discounted Estate Retirement if the program is modified, if the financial condition of SECO would be impaired, or for any other reason within the Board's discretion. The amount payable may differ from the amount shown in this report for reasons including, but not limited to, a delay in reporting the death of a member or uncollectable amounts due to SECO.

Sumter Electric Cooperative
4672 S.W. 60th Ave
Ocala, FL 34474

**PATRONAGE CAPITAL ACCOUNT, MEMBERSHIP FEE RELEASE,
ASSIGNMENT and INDEMNITY AGREEMENT**

COPY

The undersigned person, having been duly sworn, states upon oath as follows:

1. That PENELOPE M GILLESPIE of MARION County, Florida died on the 16TH day of SEPTEMBER, 2009.

Testate (with a will) Intestate (without a will)

and left surviving him /her the following named heir, devisee, or otherwise:

Name	Relationship to Deceased	Address
<u>Elizabeth Bauerle</u>	<u>Daughter</u>	<u>34W584 Illinois St</u> <u>Saint Charles, IL.</u> <u>60114</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

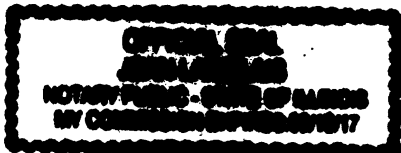
2. That, at the time of death, said decedent was entitled to certain capital credited to the deceased patron's patronage capital account with Sumter Electric Cooperative, Inc., and/or membership fees and/or deposits.
3. That the undersigned person hereby individually releases and assigns to NEIL J GILLESPIE _____ all their right, title, interest, and claim as heirs at law, devisees, or otherwise to the aforesaid capital, fees, and agree to indemnify and save harmless the Cooperative against any and all claims arising out of sums hereby assigned.

State of Florida
County of _____

Elizabeth Bauerle
Applicant's Signature _____

Sworn to and subscribed before me this 7th day of May, 2014,
by ELIZABETH BAUERLE who is personally known to me or who has
produced FLORIDA DRIVER LIC. as identification.

(Seal)



Jean Langlais
Notary Public Signature
Jean Langlais
Printed Name of Notary

Note: The term heir means beneficiary under the law. The term devisee means beneficiary under the Will. If there is a Will, a copy must accompany this agreement. A copy of the death certificate or obituary must accompany this agreement.

Sumter Electric Cooperative
4872 S.W. 60th Ave
FL 34474

**PATRONAGE CAPITAL ACCOUNT, MEMBERSHIP FEE RELEASE,
ASSIGNMENT and INDEMNITY AGREEMENT**

COPY

The undersigned person, having been duly sworn, states upon oath as follows:

1. That PENELOPE M GILLESPIE of MARION County, Florida died on the 16TH day of SEPTEMBER, 2009,

Testate (with a will) **Intestate** (without a will)

and left surviving him/her the following named heir, devisee, or otherwise:

<u>Name</u>	<u>Relationship to Deceased</u>	<u>Address</u>
<u>MARK J. GILLESPIE</u>	<u>SON</u>	<u>7504 Summer Meadows Dr. FT. WORTH, TX 76123</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

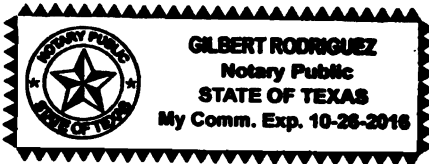
2. That, at the time of death, said decedent was entitled to certain capital credited to the deceased patron's patronage capital account with Sumter Electric Cooperative, Inc., and/or membership fees and/or deposits.

3. That the undersigned person hereby individually releases and assigns to NEIL J GILLESPIE _____ all their right, title, interest, and claim as heirs at law, devisees, or otherwise to the aforesaid capital, fees, and agree to indemnify and save harmless the Cooperative against any and all claims arising out of sums hereby assigned.

Texas
State of ~~Florida~~
County of Tarrant

Mark J. Gillespie
Applicant's Signature _____

Sworn to and subscribed before me this 5th day of May, 2014,
by MARK J. Gillespie who is personally known to me or who has
produced TEXAS Driver License as identification.



(Seal)

Gilbert Rodriguez
Notary Public Signature _____
Gilbert Rodriguez
Printed Name of Notary _____

Note: The term heir means beneficiary under the law. The term devisee means beneficiary under the Will. If there is a Will, a copy must accompany this agreement. A copy of the death certificate or obituary must accompany this agreement.

Neil Gillespie

From: "Ferguson, Melinda" <melinda.ferguson@secoenergy.com>
To: "Neil Gillespie" <neilgillespie@mfi.net>
Sent: Thursday, February 11, 2016 12:34 PM
Subject: RE: Regarding General Retirement Check
Neil,

Would you happen to have a copy of the Will for Penelope M Gillespie showing you as the trustee or personal representative?

Thank you,

Melinda Ferguson

Payroll Specialist

Sumter Electric Cooperative, Inc.

melinda.ferguson@secoenergy.com

352-569-9613

352-793-3801 ext. 9613

Fax: 352-793-1483



From: Neil Gillespie [mailto:neilgillespie@mfi.net]
Sent: Thursday, February 11, 2016 12:32 PM
To: Ferguson, Melinda <melinda.ferguson@secoenergy.com>
Subject: Re: Regarding General Retirement Check

Sorry Ms. Ferguson, I need this information in writing, as my memory is not sufficient to recall "some options regarding Capital Credits" provided during a telephone call. This is a request for disability accommodation under the Americans With Disabilities Act (ADA). Thank you. Neil J. Gillespie

----- Original Message -----

From: Ferguson, Melinda

To: Neil Gillespie

Sent: Thursday, February 11, 2016 12:25 PM

Subject: RE: Regarding General Retirement Check

I would like to share some options regarding Capital Credits, if it is possible to call I would

like to share those options with you.

Thank you,

Melinda Ferguson

Payroll Specialist

Sumter Electric Cooperative, Inc.

melinda.ferguson@secoenergy.com

352-569-9613

352-793-3801 ext. 9613

Fax: 352-793-1483



From: Neil Gillespie [<mailto:neilgillespie@mfi.net>]

Sent: Thursday, February 11, 2016 12:25 PM

To: Ferguson, Melinda <melinda.ferguson@secoenergy.com>

Subject: Re: Regarding General Retirement Check

Why must I call, can you respond by email?

----- Original Message -----

From: Ferguson, Melinda

To: neilgillespie@mfi.net

Sent: Thursday, February 11, 2016 11:24 AM

Subject: Regarding General Retirement Check

Neil,

Please give me a call at 352-237-4107 extension 9613 regarding Capital Credit check because I have an answer from our legal team.

Thank you,

Melinda Ferguson

Payroll Specialist

Sumter Electric Cooperative, Inc.

melinda.ferguson@secoenergy.com

352-569-9613

352-793-3801 ext. 9613

Fax: 352-793-1483

