

10/25

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL
FILE COPY

In Re: Application for a)
rate increase for North Ft.)
Myers Division in Lee)
County by Florida Cities)
Water Company Lee County)
Division)

Docket No. 950387-SU

Filed: November 27, 1995

PETITION ON PROPOSED AGENCY ACTION
PETITION FOR FORMAL PROCEEDING

The undersigned customers of the above-captioned utility, pursuant to 25-22.029(4) Florida Administrative Code, petition for a formal proceeding, and as grounds therefore say:

1. Each of the undersigned petitioners (Petitioners) is a customer of the above-captioned utility;
2. Each Petitioner's substantial interests are affected by the provisions of Order No. PSC-95-1360-FOF-SU, issued November 2, 1995 in that the order:
 - a. Permits excessive inflow and infiltration in the sewer collection system thereby causing used and useful to be inflated as well as chemical and purchased power expenses to be overstated;
 - b. finds quality of service satisfactory;
 - c. establishes an excessive rate base;
 - d. permits recovery of expenses which should have been disallowed;
 - e. permits a return on non used and useful plant;
 - f. permits a return on assets attributable to "margin reserve" despite acknowledging that those assets are required only be future customers;
 - g. permits the use of a year end rate base;

ACK _____
 TKA 2 _____
 ACT _____
 CR _____
 GAO _____
 GIB _____
 JWB _____
 LEE 1 _____
 LN 5 _____
 GRC _____
 RCR _____
 SEC 1 _____
 WAS _____
 OTH _____

Willie
orig

DOCUMENT NUMBER-DATE

11823 NOV 27 '95

FPSC-RECORDS/REPORTING

00483

- h. permits an excessive revenue requirement;
- i. and thus approves rates which are excessive.

WHEREFORE, the undersigned Petitioners petition the Commission for a formal proceeding.

Cheryl L. Walla
 Petitioner
1750 Dockway Drive
 address
N. Ft Myers FL 33903
(941) 656-5198
 Telephone

Nancy R McCullough
 Petitioner
683 Camellia Dr
 address
N Ft Myers FL 33903
941-997-7216
 Telephone

LAKESIDE AT LOCHMOOR
CO-OP ASSOC. INC 32 units
Edward W Brown President
 Petitioner approx 60 people
2069 W. Lakeview Blvd
 address
N. Ft Myers 33903

C. Belle Morrow
 Petitioner
691 Camellia Dr.
 address
N. Ft Myers, FL 33903
941-995-5222
 Telephone

DeWille Trust
 Telephone
Bernard Smith
Jay A. Schveim
 Petitioner

Dawn E Coward
 Petitioner
951 TROPICAL PALM AVE
 address
N FM, FL 33903
(941) 656-5145
 Telephone

4640 Vensetta Ave
 address
995-0689 N Fort Myers, FL
 Telephone

- h. permits an excessive revenue requirement;
- i. and thus approves rates which are excessive.

WHEREFORE, the undersigned Petitioners petition the Commission for a formal proceeding.

Eugen F. Patten
 Petitioner
4300 GLASGOW CT.
 address
N. Ft. Myers
997-9116
 Telephone

Herin A. Morrow
 Petitioner
905 Pinetree Dr
 address
N. Ft Myers 33903
941-997-8167
 Telephone

Jessie L. Victor
 Petitioner
1740 Rockway Dr.
 address
N. Ft. M.
997-1969
 Telephone

Donna D. Hadley
 Petitioner
1740 Rockway Dr.
 address
North Fort Myers Fla
941 997 4969
 Telephone

Robert V. Nemenway
 Petitioner
4325 S. Atlantic Cir.
 address
N. Ft. Myers
995-5081
 Telephone

Jessie J. Nemenway
 Petitioner
4325 S. Atlantic Cir
 address
N. Ft. Myers, Fla 33903
995-5081
 Telephone

- h. permits an excessive revenue requirement;
- i. and thus approves rates which are excessive.

WHEREFORE, the undersigned Petitioners petition the Commission for a formal proceeding.

Harry Bowene
Petitioner

Petitioner

4274 Harbour Lane
address

address

North Ft. Myers Fl.

997-2959
Telephone

Telephone

Petitioner

Petitioner

address

address

Telephone

Telephone

Petitioner

Petitioner

address

address

Telephone

Telephone