LAW OFFICES

## ROSE, SUNDSTROM & BENTLEY

A PARTNERSHIP INCLUDING PROFESSIONAL ASSOCIATIONS 2548 BLAIRSTONE PINES DRIVE

TALLAHASSEE, FLORIDA 32301

(904) 877-6555

CHPIS H. BENTLEY, PA. JENNIFER & BRUBAKE F. MARSHALL DETERDING BRIAN L. DOSTER NOBERT M. C. ROSE WILLIAM E. SUNDSTROM, PA. JOHN L WHARTON

MALING ADDRESS FORT OFFICE BOX 1567 TALLAHASSEE, FLORIDA 32302-1567

TELECOPIER (904) 656-4020

September 30, 1996

VIA HAND DELIVERY

Charles H. Hill, Director Division of Water and Wastewater Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399

North Fort Myers Utility, Inc.

Proposed Disposition of Gross-up Funds

Our File No. 16319.29

Dear Mr. Hill:

ROH

SEC

WAS \_\_\_ OTH

Attached are six copies of a schedule showing our calculation of the appropriate disposition of gross-up funds collected for the tax year ended May 31, 1995. You will note that the actual gross-up collected exceeds the Utility calculated tax on CIAC by \$13,307. The Utility is proposing that this amount be refunded pro rata to all contributors of CIAC.

In accordance with the correspondence received from your office on confidential treatment of tax returns, I am submitting one copy of the tax return directly to the Clerk.

I believe after review of the calculations made by the Utility, you will agree that the disposition proposed by them is appropriate.

ACK . AFA Should you have any questions in this regard, please let me know. APP Sincerely, CAF \_\_\_\_ ROSE, SUNDSTROM CMU \_\_\_\_ CTR \_ EAG \_ F. Marchall Deterding LEG . For the Firm FMD/lts LIN Enclosures OPC cc: Ms. Blanca S. Bayo

DOCUMENT NUMBER-DATE

10472 SEP 30 %

FPSD-RECORDS/REPORTING