

ORIGINAL



JACK SHREVE  
PUBLIC COUNSEL

STATE OF FLORIDA  
OFFICE OF THE PUBLIC COUNSEL

c/o The Florida Legislature  
111 West Madison St.  
Room 812  
Tallahassee, Florida 32399-1400  
850-488-9330

August 23, 2001

RECEIVED-FPSC  
AUG 23 PM 3:20  
COMMISSION  
CLERK

Ms. Blanca S. Bayó, Director  
Division of the Commission Clerk  
and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0870

RE: Docket No. 010006-WS

Dear Ms. Bayó:

Enclosed are an original and fifteen copies of Citizens' Notice of Intervention for filing in the above-referenced docket.

Please indicate receipt of filing by date-stamping the attached copy of this letter and returning it to this office. Thank you for your assistance in this matter.

Sincerely,

Stephen C. Burgess  
Deputy Public Counsel

APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMP \_\_\_\_\_  
COM 5 \_\_\_\_\_  
CTR \_\_\_\_\_  
ECR \_\_\_\_\_  
LEG 1 \_\_\_\_\_  
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SEC 1 \_\_\_\_\_  
SER \_\_\_\_\_  
OTH \_\_\_\_\_  
SCB/dsb  
Enclosures

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

10507 AUG 23 01

FPSC-COMMISSION CLERK

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Water and wastewater )  
 industry annual reestablishment )  
 of authorized range of return on )  
 common equity of water and )  
 wastewater utilities pursuant to )  
 Section 367.081(4)(f), F.S. )  
 \_\_\_\_\_ )

DOCKET NO. 010006-WS

DATED: August 23, 2001

**CITIZENS' NOTICE OF INTERVENTION**

The Citizens of the State of Florida, through their attorney, the Public Counsel, pursuant to Section 350.0611, Florida Statutes, and Rule 25-22.039, Florida Administrative Code, hereby give notice of intervention in the above-referenced docket. The Citizens submit:

1. The docket number is 010006-WS and the name of the agency is the Florida Public Service Commission.
2. The Intervenor is the Office of Public Counsel, 111 West Madison Street, Room 812, Tallahassee, Florida 32399-1400, and is entitled to participate as a matter of statutory right under Section 350.0611(1), which authorizes the Public Counsel "to appear in the name of the state or its citizens, in any proceeding or action before the commission...."
3. The disputed issue of material fact is whether the Commission should implement the leverage formula methodology described in Order No. PSC-01-1226-PAA-WS (the PAA), issued on June 1, 2001.
4. The Citizens believe that the formula described in the PAA results in very liberal equity returns that equal or exceed "the range of returns on common equity for an average water and wastewater utility," as required by Section 367.081(4)(f), Florida Statutes.

DOCUMENT NUMBER-DATE

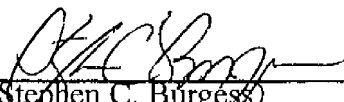
10507 AUG 23 2001

FPSC-COMMISSION CLERK

5. The Citizens urge the Commission to enter a Final Order adopting the formula described in Order No. PSC-01-1226-PAA-WS.

Respectfully submitted,

JACK SHREVE  
Public Counsel

  
Stephen C. Burgess  
Deputy Public Counsel

Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, Room 812  
Tallahassee, FL 32399-1400

(850) 488-9330

Attorneys for the Citizens of the  
State of Florida

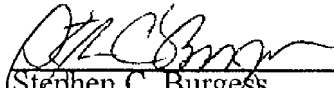
**CERTIFICATE OF SERVICE  
DOCKET NO. 010006-WS**

**I HEREBY CERTIFY** that a true and exact copy of the above and foregoing CITIZENS' NOTICE OF INTERVENTION has been furnished by hand-delivery\* or U.S. Mail to the following parties of record this 23rd day of August, 2001.

Ralph Jaeger, Esquire\*  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Kenneth A. Hoffman, Esquire  
J. Stephen Menton, Esquire  
Rutledge, Ecenia, Underwood,  
Purnell & Hoffman, P.A.  
Post Office Box 551  
Tallahassee, FL 32302

F. Marshall Deterding, Esquire  
Rose, Sundstrom & Bentley, LLP  
2548 Blairstone Pines Drive  
Tallahassee, Florida 32301

  
\_\_\_\_\_  
Stephen C. Burgess  
Deputy Public Counsel