Section 1 - Division of Records and Reporting (RAR) Completes

PSC/RAR-15 (Rev. 2/00)

Docket No. 00054	15-WS	Date	Dockete	d: <u>05/0</u> 4	1/2000	Title:	Appli	cation 1	for orig	inal c	ertific	cates to	o operate abrador S	a wate	er and	
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\* COMPLETED EVENTS

Section 1 - Division of Records and Report. (RAR) Completes

PSC/RAR-15 (Rev. 2/00)

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\* COMPLETED EVENTS

Section 1 - Div	ision of Records and Report(R	AR) Completes	
Docket No. 000	Date Docketed: 05/0	1/2000 Title:	Application for original certificates to operate a water and wastewater utility in Pasco County by Labrador Services.
Company: Labra	dor Services, Inc.		Inc.
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PSC/RAR-15 (Rev. 2/00)

(RAR) Completes

Section 1 - Division of Records and Repor

PSC/RAR-15 (Rev. 2/00)

Date Docketed: 05/04/2000 Title: Application for original certificates to operate a water and Docket No. 000545-WS wastewater utility in Pasco County by Labrador Services, Inc Company: Labrador Services, Inc. Official Filing Date: Last Day to Suspend: Expiration: ADM AFA APP CAF CMP CMU EAG ECR GCL LEG PAI RAR (RGO) SER WAW Referred to: ("()" indicates OPR) Time Schedule Section 2 - OPR Completes and returns to RAR in 10 workdays. WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770 Program/Module B1(a) Staff Assignments Current CASR revision level Due Dates OPR Staff P Brady, T Walden Previous Current 03/15/2001 03/01/2001 03/27/2001 03/13/2001 Staff Recommendation 2. Agenda Standard Order 04/16/2001 04/02/2001 Staff Counsel J Brubaker 4. 5. 6. OCRs ( ) 8. 9 10. 11. 12 13. 14. 15. 16. 17 18. 19. 20. 22 23 24. 25 26. 27 28 29. 30. Recommended assignments for hearing 31 and/or deciding this case: 32. 33 Full Commission XHearing Examiner Commission Panel 34 35. Staff 36 Date filed with RAR: 10/17/2000 37 38. 39 Initials: 40 Staff Counsel 3/27/01 agenda rescheduled Section 3 - Chairman Completes Assignments are as follows: - Hearing Officer(s) - Prehearing Officer ADM Commissioners Hrg. Staff Commissioners Exam. PL DS JC JB ALL DS JC JB BZ BZ Χ Where panels are assigned the senior Commissioner is Panel Chairman; Approved: the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is Date: 01/05/2001 assigned the full Commission decides the case.

\* COMPLETED EVENTS

Section 1 - Division of Records and Repor

Company: Labrador Services, Inc.

(RAR) Completes

Docket No. <u>000545-WS</u>

Date Docketed: <u>05/04/2000</u> Title:

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PSC/RAR-15 (Rev. 2/00)

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PSC/RAR-15 (Rev. 2/00)

\* COMPLETED EVENTS

Date: <u>Pending</u> 5/22/01

### **CCA Official Filing:** 7/16/01\*\*\*\*\* 1:46 PM\*\*\*\*\*\*\*Linda Williams\*\*\*\*\*\*\*\*1

Linda Williams

1483-PAA

From:

Lysa White

26 pp

Sent:

To:

Monday, July 16, 2001 1:45 PM CCA - Orders / Notices; June Ariola; Janet Harrison

Subject:

Order / Notice Submitted

Date and Time:

7/16/01 1:44:00 PM

**Docket Number:** Filename / Path: 000545-WS i:\000545or.jsb

The above order has been efiled.

CCA Officia. . . . . . g:

**Matilda Sanders** 

11,30-60

From:

Lysa White

Sent:

Thursday, August 09, 2001 1:01 PM

To: Subject: CCA - Orders / Notices Order / Notice Submitted

**Date and Time:** 

8/9/01 1:00:00 PM

Docket Number: Filename / Path:

000545 Labrador & 010385 Gem Estates

i:\000545co.jsb & i:\010385co.jsb

The two above Consummating Orders have been efiled.

2/4

DOCUMENT NO.

14361-62

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



Division of Records & Reporting Blanca S. Bayó Director (850) 413-6770

## Public Service Commission

May 9, 2000

Richard S. Webb, IV, Esquire Lutz, Webb & Bobo, P.A. Two North Tamiami Trail Suite 500 Sarasota, Florida 34236

Re: Docket No. 000545-WS

Dear Mr. Webb:

This will acknowledge receipt of an application for original certificates to operate a water and wastewater utility in Pasco County by Labrador Services, Inc., which was filed in this office on May 4, 2000, and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Please make notes as well that Commission Rule 25-22.005(7), F.A.C., requires certificated companies to notify the Commission of any changes in name, telephone, address, or contact person. Should your application be granted by the Commission, you will be expected to comply with this rule by advising us of any changes as they occur.

Division of Records and Reporting Florida Public Service Commission

To: Subject:

Pat Brady

RE: Docket No. 000545-WS, Labrador Services, Inc.

Pat, I have added FLENS in CMS as an "interested person." Thanks.

----Original Message----

From: Pat Brady

Sent: Friday, June 09, 2000 1:15 PM

To: Hong Wang

Cc: Jennifer Brubaker

Subject: Docket No. 000545-WS, Labrador Services, Inc.

Would you please add the following entity as an "interested person" on the docket. Legal wanted me to be very careful to point out that they are not a "party" to the docket at this time. Thanks.

FLENS

c/o Mr. John Martin 6359 Spring Lake Circle Zephyrhills, FL 33540

TEL: (813) 788-4047 FAX: (813) 715-1105 Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF LEGAL SERVICES

NOREEN S. DAVIS
DIRECTOR
(850) 413-6199

PM 3: 2

RECORDS AND
REPORTING

## Public Service Commission

June 9, 2000

Ms. Eva T. Rush 5912 Jessup Drive Zephyrhills, Florida 33540

Re:

Docket No. 000545-WS - Application for original certificates to operate a water and

wastewater utility in Pasco County by Labrador Services, Inc.

Dear Ms. Rush:

Thank you for your correspondence which was received on June 9, 2000. The purpose of this letter is to determine your intent regarding your letter of objection to Labrador Services, Inc.'s (Labrador) application for original certificates to operate a water and wastewater utility in Pasco County. Specifically, we would like to know whether you intend to pursue this matter to hearing.

If no hearing is requested, your letter will be placed in the correspondence section of the docket file in our Division of Records and Reporting. Your comments will be taken into consideration by Commission staff in writing its recommendation, and by the Commission in rendering its determination with regard to Labrador's application.

If a hearing is requested, a hearing will be scheduled in which you must, among other things, provide testimony, participate in a Prehearing Conference which would be held in Tallahassee, and present witnesses or other evidence supporting your protest. In addition, although the Commission allows individuals to represent themselves, it may be to your benefit to hire an attorney. Please advise this office by June 23, 2000, what you intend to do in this regard.

If you have any questions, please feel free to contact me at (850) 413-6199. Thank you for your attention to this matter.

Sincerely,

Jennifer S. Brubaker

Senior Attorney

JSB/lw

cc:

Division of Records and Reporting

Division of Regulatory Oversight (Brady)

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF LEGAL SERVICES NOREEN S. DAVIS DIRECTOR (850) 413-6199

## Public Service Commission

June 9, 2000

Mr. Sam Koury 5907 Jessup Drive Zephyrhills, Florida 33540-8513

Re:

Docket No. 000545-WS - Application for original certificates to operate a water and wastewater utility in Pasco County by Labrador Services, Inc.

Dear Mr. Koury:

Thank you for your correspondence which was received on June 9, 2000. The purpose of this letter is to determine your intent regarding your letter of objection to Labrador Services, Inc.'s (Labrador) application for original certificates to operate a water and wastewater utility in Pasco County. Specifically, we would like to know whether you intend to pursue this matter to hearing.

If no hearing is requested, your letter will be placed in the correspondence section of the docket file in our Division of Records and Reporting. Your comments will be taken into consideration by Commission staff in writing its recommendation, and by the Commission in rendering its determination with regard to Labrador's application.

If a hearing is requested, a hearing will be scheduled in which you must, among other things, provide testimony, participate in a Prehearing Conference which would be held in Tallahassee, and present witnesses or other evidence supporting your protest. In addition, although the Commission allows individuals to represent themselves, it may be to your benefit to hire an attorney. Please advise this office by June 23, 2000, what you intend to do in this regard.

If you have any questions, please feel free to contact me at (850) 413-6199. Thank you for your attention to this matter.

Sincerery,

Jennifer S. Brubaker

Senior Attorney

JSB/lw

cc:

Division of Records and Reporting

Division of Regulatory Oversight (Brady)

Commissioners:
Joe Garcia, Chairman
J. Terry Deason
Susan F. Clark
E. Leon Jacobs, Jr.
Lila A. Jaber



DIVISION OF LEGAL SERVICES NOREEN S. DAVIS DIRECTOR (850) 413-6199

## Public Service Commission

June 2, 2000

Mr. George N. Miller, Jr. 5859 Naples Drive Zephyrhills, Florida 33540

Re: Docket No. 000545-WS - Application for original certificates to operate a water and

wastewater utility in Pasco County by Labrador Services, Inc.

Dear Mr. Miller:

Thank you for your correspondence which was received on May 30, 2000. The purpose of this letter is to determine your intent regarding your letter of objection to Labrador Services, Inc.'s (Labrador) application for original certificates to operate a water and wastewater utility in Pasco County. Specifically, we would like to know whether you intend to pursue this matter to hearing.

If no hearing is requested, your letter will be placed in the correspondence section of the docket file in our Division of Records and Reporting. Your comments will be taken into consideration by Commission staff in writing its recommendation, and by the Commission in rendering its determination with regard to Labrador's application.

If a hearing is requested, a hearing will be scheduled in which you must, among other things, provide testimony, participate in a Prehearing Conference which would be held in Tallahassee, and present witnesses or other evidence supporting your protest. In addition, although the Commission allows individuals to represent themselves, it may be to your benefit to hire an attorney. Please advise this office by June 16, 2000, what you intend to do in this regard.

If you have any questions, please feel free to contact me at (850) 413-6199. Thank you for your attention to this matter.

Sincerely,

Jennifer S. Brubaker

Senior Attorney

JSB/lw

cc: Division of Records and Reporting

Division of Regulatory Oversight (Brady)

COMMISSIONERS:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



DIVISION OF LEGAL SERVICES NOREEN S. DAVIS DIRECTOR (850) 413-6199

# Public Service Commission

June 15, 2001

RECORDS AND REPORTING

Richard S. Webb, Esquire One Sarasota Tower, 5th Floor Two North Tamiami Trail Sarasota, Florida 34236

Re: Docket No. 000545-WS - Application for original certificates to operate a water and wastewater utility in Pasco County by Labrador Services, Inc.

Dear Mr. Webb:

Enclosed is a copy of the Staff Recommendation filed in this matter on June 13, 2001. The Commission is expected to consider this Recommendation at its June 25, 2001, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to come to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6199.

Sincerely,

Jennifer S. Brubaker Senior Attorney

JSB:lw

cc:

Division of Economic Regulation (Hicks)

Division of Regulatory Oversight (Brady)

Division of Records and Reporting

i:\000545lt.jsb

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



DIVISION OF REGULATORY OVERSIGHT DANIEL M. HOPPE, DIRECTOR (850) 413-6480

## Public Service Commission

August 24, 2001

Ms. Sylvie Viau c/o Mr. Richard S. Webb, IV Lutz, Webb, Bobo & Eastman One Sarasota Tower, Fifth Floor Two North Tamiami Trail Sarasota, FL 34236 DEIVED-FPSC

Re: Docket No. 000545-WS, Application for original certificates to operate a water and wastewater utility in Pasco County by Labrador Services, Inc.

Dear Ms. Viau:

Enclosed please find Certificates Nos. 616-W and 530-S which have been issued for Labrador Services, Inc. These certificates should be retained in the utility's office. The certificates will have to be returned to the Commission along with any application the utility may file in the future requesting an amendment of certificated territory, transfer of ownership, or change in name of the utility. The utility's tariffs will be sent under separate cover.

As a reminder, Order No. PSC-01-1483-PAA-WS, issued July 16, 2001, required the utility to file a 2000 Annual Report on or before October 1, 2001. The utility was also required to remit regulatory assessment fees (RAFs) based on 4-1/2% of 2000 revenues, which staff estimated at \$8,721.00. The utility's 2000 RAFs were due on March 31, 2001. Once payment RAF payment has been received, the statutory penalties and interest will cease to accrue. Based on staff's estimate of revenues, the amount of accrued penalties and interest as of October 1, 2001, will be \$2,180.25 and \$610.47, respectively. Should you have any questions regarding this matter, please contact the undersigned.

Enclosed with this letter are the following documents:

- 1. **Chapter 367, Florida Statutes**, (F.S.), which details the Commission's jurisdiction over private water and wastewater utilities;
- 2. Chapter 25-9, Florida Administrative Code (F.A.C.), which details the rules governing the filing of utility tariffs;

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- 3. Chapter 25-22, F.A.C., which details rules governing general Commission practices such as the procedures for conducting meetings, rule-making, hearings and the issuance of orders;
- 4. **Chapter 25-30, F.A.C.**, which details the specific rules promulgated to carry out the jurisdiction of the Commission over private water and wastewater utilities;
- 5. Uniform System of Accounts for Class C Water and/or Wastewater Utilities, which is the system of record keeping required pursuant to Rule 25-30.110, Florida Administrative Code.

Be advised that Section 367.161, F.S., provides that violation of any Commission rule, statute, or order could result in penalties of up to \$5,000 per day. Therefore, it is important that you review this material and make yourself aware of your responsibilities as a regulated utility. These documents should be placed in a binder and kept in a safe place for easy referral by utility staff and owners. Also, Rule 25-30.135, F.A.C., requires all utilities to maintain for customer inspection in the utility office a current copy of Chapters 25-9, 25-22 and 25-30, F.A.C., and Chapter 367, F.S., as well as a current copy of the utility's tariffs and developer agreements.

From time to time, the rules and statutes will change. You need to be aware of these changes in order to stay current on your responsibilities and to maintain a current copy of the rules and statutes in the utility office. When the Commission proposes to revise any of its existing rules affecting the water and wastewater industry (Chapters 25-9, 25-22 and 25-30, F.A.C.), a notice of proposed rulemaking will be sent to you. After rulemaking is completed, a final Commission order adopting the new or revised rule will also be sent to you. This new or revised rule should be incorporated into your copy of the Commission rules. The Commission does not furnish utilities with changes enacted by the Florida Legislature relating to Chapter 367, F.S. However, changes to the Florida Statutes are published annually and copies may be obtained by visiting your local public library. You may also obtain the latest copy of the rules and statutes on-line at the Commission web site, www.psc.state.fl.us.

In addition to the above, periodically the Commission will be sending you copies of Commission orders which relate to the water and wastewater industry, in general, and notices of hearings in dockets of related utilities. These are sent for your information. Whenever you have any questions concerning material you receive from the Commission, you may contact the Division of Economic Regulation - Rates and Charges Bureau at (850) 413-6900 and/or the Division of Regulatory Oversight - Certification Bureau at (850) 413-6480.

I would like to direct you to certain areas within the rules and statute which will affect your day to day operations as a utility:

1. As you should be aware, you were granted certain specific territory in the certificate process you just completed. It is a violation of Section 367.045, F.S., for a utility to

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serve outside this territory. If, in the future, you want to serve additional territory, you must file an application for amendment of your certificated territory. See Rule 25-30.036, F.A.C., for the current filing requirements for an application for amendment.

- 2. The utility's approved rates and charges and service availability policy are contained in its approved tariff. Please note that your approved tariff will be sent under a separate cover letter. When you receive this document, it should also be placed in a binder and retained in the utility office for referral and review by utility personnel and customers. A utility may not charge customers any rates or charges not included in its approved tariff. If you find you need to revise any rates or charges, you should refer to Part V of Chapter 25-30, F.A.C., which contains the necessary steps for rate adjustment changes. Part VI of Chapter 25-30, F.A.C., contains the steps necessary to change service availability charges or policies. In addition, you may contact the Division of Economic Regulation for guidance related to tariffs.
- 3. To help keep up with inflation and to avoid the costly expense of filing a full rate case, the Commission establishes a price index for major categories of operating costs on or before March 31 each year and utilities are allowed to increase rates using this price index mechanism. In addition, utilities are allowed to increase rates as a result of increases in certain expenses, such as purchased power and property tax using a pass through mechanism. Rules 25-30.420 and 25-30.425, F.A.C., contain the criterion for water and wastewater utilities to follow in order to increase rates based upon the application of the price index or pass through rate adjustments. The Commission strongly encourages all regulated water and wastewater utilities under its jurisdiction to utilize these options which are available to them.
- 4. I encourage you to review carefully Part IV of Chapter 25-30, F.A.C. This part of the water and wastewater rules describes the utility's responsibilities to its customers. They include customer deposits, termination of service, customer billing, refusal or discontinuance of service, backbilling, complaints, and refunds.
- 5. Each utility shall maintain its records in accordance with the National Association of Regulatory Utility Commissioners' (NARUC) uniform system of accounts (see Rule 25-30.110, F.A.C.). A copy of this system of accounts is enclosed for Class C utilities. However, should your utility be Class A or B or should you need additional copies please contact NARUC, Post Office Box 684, Washington, D.C. 20044. For further information or telephone orders, please call (202) 898-2200 in Washington, D.C.
- 6. Regulated water and wastewater utilities are also required to file two related reports with the Commission on an annual basis:

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- A. Annual Report. Each utility is required to submit an annual report which contains certain financial and operational data relating to the utility. (See Rule 25-30.110, F.A.C.)
- B. Regulatory Assessment Fee form. Each utility is required to remit an annual regulatory assessment fee (RAF). RAFs are currently 4-1/2% of gross operating revenue and are designed to cover the Commission's costs of regulating water and wastewater utilities. (See Rule 25-30.120, F.A.C.)

The annual report and RAF forms, as well as the payment for RAFs, are due to the Commission by March 31st of each year for the previous calendar year. For your convenience, the Commission will send the two report forms by January 15th of each year. However, failure to receive the forms does not absolve the utility of its responsibility to timely file an annual report and remit the appropriate amount of RAFs.

Within the Commission, there are three technical bureaus in two separate divisions that are primarily responsible for matters pertaining to water and wastewater utilities:

The Bureau of Certification - Division of Regulatory Oversight, as you already know, is responsible for the certification of water and wastewater utilities, as well as any amendments or transfers thereof. Any questions relating to your certificated territory or the possible sale of the utility should be directed to Patti Daniel, Bureau Chief, Bureau of Certification.

The Bureau of Rate Cases - Division of Economic Regulation is responsible for accounting, engineering and rates concerns for all filings involving file and suspend rate cases (MFR's), staff assisted rate cases (SARC's), limited proceedings, allowance for funds prudently invested and service availability. Any questions concerning the filing of a rate case, a staff assisted rate case, limited proceeding, tariff or engineering related matters, should be directed to Marshall Willis, Bureau Chief, Bureau of Rate Cases.

The Bureau of Monitoring, Compliance and Enforcement - Division of Economic Regulation is responsible for Annual Report review, RAF compliance, and processing of index and pass through applications. Any questions relating to Annual Reports, RAF's, or index or pass through applications should be directed to Dale Mailhot, Bureau Chief, Bureau of Monitoring, Compliance and Enforcement.

We welcome and encourage regulated water and wastewater utilities under the Commission's jurisdiction to contact our staff and maintain working liaisons with us. This accomplishes better

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relations between the Commission staff and utilities and provides for faster and more efficient completion of regulatory requirements.

With the goal of accessibility and efficiency, the Commission now has application packages as well as model tariffs available on-line at the Commission web site, www.psc.state.fl.us. The packages available include: amendment, original utility in existence, grandfather, true original, transfer, transfer to a governmental authority, and transfer of majority organizational control. Just click on the Water and Wastewater icon shown on the home page, then click on the Water and Wastewater Application Packages line, then the various packages will appear on a list of available documents.

If we can be of any assistance to you and your utility, please do not hesitate to contact us at (850) 413-6480.

Sincerely,

Daniel M. Hoppe

Daniel Hoppe

Director

DMH/plb Enclosures

Division of Regulatory Oversight (lowe, Brady, Walden)

Division of Legal Services (Brubaker)

Division of Economic Regulation (Mailhot)

Division of Commission Clerk and Fiscal Services (Knight, Docket File, Security File)

From: Sent:

To: Cc:

Subject:

Pat Brady Monday, June 25, 2001 9:57 AM Hong Wang Jennifer Brubaker Docket No. 000545-WS, Labrador Services, Inc.

Please change the contact for the FLENS Homeowners Assn. to:

Mr. James Rush 5912 Jessup Drive Zephyrhills, FL 33540 Tel: (813) 783-2488

Thanks.

From:

Sent: To:

Hong Wang Monday, June 25, 2001 10:32 AM Pat Brady

Subject:

RE: Docket No. 000545-WS, Labrador Services, Inc.

#### Done.

----Original Message----

From: Pat Brady

Sent: Monday, June 25, 2001 9:57 AM

To: Hong Wang Cc: Jennifer Brubaker

Subject: Docket No. 000545-WS, Labrador Services, Inc.

Please change the contact for the FLENS Homeowners Assn. to:

Mr. James Rush 5912 Jessup Drive Zephyrhills, FL 33540 Tel: (813) 783-2488

Thanks.

From:

dart5678@webtv.net

Sent: To: Monday, June 26, 2000 2:17 PM HWang@PSC.STATE.FL.US

Subject:

Re: E-mail dated 6/19/00 re: Water

Mr. HWang, My address is as follows:
 Arthur A Chapman
 5907 Utopia Dr.
 Zephyrhills, Fl. 33540
 Ph.# 813-780-6529

000545

I am in New York state for the summer. My address here is: 5932 Babcock Hollow Rd.
Bath. NY 14810
Ph. # 607=776-0234

I will be returning to Fl around August 29. If you have any further questions or I can be of any further help please contact me.

Thank you for the immediate attention given to this matter.

Mr. Arthur A Chapman

Darlene/Art

Done 6/26/00



