CLK Official Filing****9/1/2009 4:43 PM

Matilda Sanders PSC-09-0593-Co-WU

From: Sent: To: Subject: April Vicary Tuesday, September 01, 2009 4:44 PM CLK - Orders / Notices; Keino Young Order / Notice Submitted

Date and Time:9/1/20Docket Number:08043Filename / Path:08043

9/1/2009 4:43:00 PM 080499-WU 080499.consummatingorder.ky.doc

Please issue the CONSUMMATING ORDER for docket number 080499.

FPSC, CLK - CORRESPONDENCE Administrative_Parties_Consumer DOCUMENT NO. 04178.08 DISTRIBUTION:

3-email 2-fax 1-mail 1-mail

RECEIVED-FPSC

1

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Cheryl Horvath		cherylhorvath@aol.com	No
Claudia Hennessy		wfsailor@comcast.net	No
Roy F. Carter		rcarter71@embarqmail.com	No

.

From:	Commission Clerk
Sent:	Wednesday, September 02, 2009 1:41 PM
Subject:	Order or Notice issued by the Public Service Commission (Email ID = 908261)
Attachments	: 09133-09.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Matilda Sanders PSC-09-0542-PAA-WU

From: Sent: To: Subject: April Vicary Tuesday, August 04, 2009 2:34 PM CLK - Orders / Notices; Keino Young Order / Notice Submitted

Date and Time: Docket Number: Filename / Path: 8/4/2009 2:34:00 PM 080499-wu 080499.order.ky.doc 13 attach's online

Please issue the final order in docket number 080499-WU

FPSC, CLK - CORRESPONDENCE
KA Administrative Parties Consumer
DOCUMENT NO. 04178.08
DISTRIBUTION:

080499

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Cheryl Horvath		cherylhorvath@aol.com	No
Claudia Hennessy		wfsailor@comcast.net	No
Roy F. Carter		rcarter71@embarqmail.com	No

From:Commission ClerkSent:Tuesday, August 04, 2009 4:21 PMSubject:Order or Notice issued by the Public Service Commission (Email ID = 856274)Attachments:07994-09.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

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080499

From:Commission ClerkSent:Thursday, July 02, 2009 2:09 PMSubject:Order or Notice issued by the Public Service Commission (Email ID = 178665)Attachments:JUL14-09.AGN-080499.DOC

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

FPSC, CLK - CORRESPONDENCE
Administrative 🗌 Parties 🔲 Consumer
DOCUMENT NO. 04178.08
DISTRIBUTION:

FLORIDA PUBLIC SERVICE COMMISSION COMMISSION CONFERENCE AGENDA

CONFERENCE DATE AND TIME: Tuesday, July 14, 2009, 9:30 a.m.

LOCATION: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148

DATE ISSUED: July 2, 2009

NOTICE

Persons affected by Commission action on certain items on this agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at this conference. These items are designated by double asterisks (**) next to the agenda item number.

To participate informally, affected persons need only appear at the agenda conference and request the opportunity to address the Commission on an item listed on agenda. Informal participation is not permitted: (1) on dispositive motions and motions for reconsideration; (2) when a recommended order is taken up by the Commission; (3) in a rulemaking proceeding after the record has been closed; or (4) when the Commission considers a post-hearing recommendation on the merits of a case after the close of the record. The Commission allows informal participation at its discretion in certain types of cases (such as declaratory statements and interim rate orders) in which an order is issued based on a given set of facts without hearing.

See Rule 25-22.0021, F.A.C., concerning Agenda Conference participation and Rule 25-22.0022, F.A.C., concerning oral argument.

To obtain a copy of staff's recommendation for any item on this agenda, contact the Office of Commission Clerk at (850) 413-6770. There may be a charge for the copy. The agenda and recommendations are also accessible on the PSC Website, at http://www.floridapsc.com, at no charge.

Any person requiring some accommodation at this conference because of a physical impairment should call the Office of Commission Clerk at (850) 413-6770 at least 48 hours before the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD). Assistive Listening Devices are available in the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

Video and audio versions of the conference are available and can be accessed live on the PSC Website on the day of the Conference. The audio version is available through archive storage for up to three months after the conference.

ITEM NO.

CASE

21**PAA **Docket No. 080499-WU** – Application for certificate to operate water utility in Lake County by TLP Water, Inc.

Critical Date(s): 08/06/09 (Statutory Deadline for original certificate, pursuant to Section 367.031, Florida Statutes)

Commissioners Assigned: All Commissioners Prehearing Officer: Skop

Staff: ECR: Johnson, Walden GCL: Young

(Proposed Agency Action for Issue 7)

Issue 1: Should the Commission order TLP Water, Inc. to show cause, in writing within 21 days, why it should not be fined for operating a water utility without a certificate of authorization in apparent violation of Chapter 367.031, F.S.?

<u>Recommendation</u>: No, TLP Water, Inc. should not be ordered to show cause for operating a water utility without a certificate of authorization.

Issue 2: Should TLP Water, Inc. be ordered to show cause, in writing within 21 days, as to why it should not be fined for charging unauthorized rates from 1972 to present, in apparent violation of Sections 367.081(1) and 367.091(3), Florida Statutes, and Rule 25-30.135, Florida Administrative Code (F.A.C.)?

Recommendation: No, TLP Water, Inc. should not be ordered to show cause for charging unauthorized rates from 1972 to present. However, the utility should be placed on notice that it must charge its Commission-approved rates and charges until authorized to change by the Commission, and that such apparent violations will not be tolerated in the future.

Issue 3: Should TLP Water, Inc. be ordered to show cause, in writing, within 21 days, why it should not be fined for failure to file annual reports from 1972 to 2007, in apparent violation of Rules 25-30.110(3), Florida Administrative Code (F.A.C.)?

<u>Recommendation</u>: No, TLP Water, Inc. should not be ordered to show cause for failing to file annual reports from 1972 to present.

Issue 4: Should TLP Water, Inc. be ordered to show cause, in writing, within 21 days, why it should not be fined for failure to remit its regulatory assessment fees (RAFs) for 1972 through 2008, in apparent violation of Section 367.145, F.S., and Rule 25-30.120, F.A.C.?

<u>Recommendation</u>: No, TLP Water, Inc. should not be ordered to show cause for failing to remit its RAFs for 1972 through 2008.

Issue 5: Should the application of TLP Water, Inc. for a water certificate be approved?

Recommendation: TLP Water, Inc. should be granted Certificate No. 644-W to serve the territory described in Attachment A of staff's memorandum dated July 1, 2009, effective the date of the Commission's vote. The resultant order should serve as the utility's water certificate and it should be retained by the utility.

Agenda for Commission Conference July 14, 2009

ITEM NO.

CASE

21**PAA

Docket No. 080499-WU – Application for certificate to operate water utility in Lake County by TLP Water, Inc.

(Continued from previous page)

Issue 6: Should the utility's existing rate and charges be continued?

Recommendation: The existing water rate shown on Schedule No. 1 of staff's memorandum dated July 1, 2009, should be approved for TLP's customers. TLP should be required to charge the approved rate until authorized to change by this Commission in a subsequent proceeding. The rate should be effective for services rendered on or after the stamped approval date on the tariff sheets, pursuant to Rule 25-30.475, F.A.C.

Issue 7: Should the utility's requested miscellaneous service charges, and late fee be approved?

Recommendation: Yes. The utility's requested miscellaneous service charges, and late fee should be approved. The miscellaneous service charges, and late fee should be effective for services rendered on or after the stamped approval date on the tariff sheets, pursuant to Rule 25-30.475, F.A.C.

Issue 8: Should this docket be closed?

<u>Recommendation</u>: Yes. If no timely protest is filed by a substantially affected person to proposed agency action in Issue 7, a consummating order should be issued upon expiration of the protest period and the docket should be closed.

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Cheryl Horvath		cherylhorvath@aol.com	No
Claudia Hennessy		wfsailor@comcast.net	No
Roy F. Carter		rcarter71@embarqmail.com	No

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****CLK OFFICIAL DOCUMENT...****

Kimberley Pena

080499

From: Sent: To: Subject:	April Vicary Monday, February 09, 2009 1:54 PM CLK - Orders / Notices Order / Notice Submitted	
Date and Time: Docket Number:	2/9/2009 1:51:00 PM 080499-TLP	FPSC, CLK - CORRESPONDENCE Administrative Parties Consumer DOCUMENT NO. 66178-08
Filename / Path: Notice Type:	I:/080499.informalmeeting.doc Memo for Issuance	DISTRIBUTION:

Please issue the Informal Meeting Notice between Commission staff in docket number 080499-TLP. Thank you.

faxed O Mailed 1 emailed 3

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Cheryl Horvath		cherylhorvath@aol.com	No
Claudia Hennessy		wfsailor@comcast.net	No
Roy F. Carter		rcarter71@embarqmail.com	No

From:	Commission Clerk
Sent:	Monday, February 09, 2009 3:04 PM
Subject:	Order or Notice issued by the Public Service Commission (Email ID = 747665)
Attachments	:00992-09.pdf Memo: informal Meeting

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

COMMISSIONERS: MATTHEW M. CARTER II, CHAIRMAN LISA POLAK EDGAR KATRINA J. MCMURRIAN NANCY ARGENZIANO NATHAN A. SKOP



OFFICE OF COMMISSION CLERK ANN COLE COMMISSION CLERK (850) 413-6770

Hublic Service Commission

ADMINISTRATIVE

July 17, 2008

David Welch TLP Water Inc. 12315 U.S. Highway 441 Tavares, Florida 32778

Re: Docket No. 080499-WU

Dear Mr. Welch:

This will acknowledge receipt of an application for certificate to operate water utility in Lake County by TLP Water, Inc., which was filed in this office on July 15, 2008, 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 note as well that the Commission's Statement of Agency Organization and Operations 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 requirement by advising us of any changes as they occur.

Office of Commission Clerk

DOCUMENT NUMBER-DAT

Section 1 - Office of Commission Clerk

Docket No. 080499-WU Date Docketed: 07/15/2008 Title: Application for certificate to operate water utility in Lake County by TLP Water, Inc.

Company: TLP Water, Inc.

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Company: TLP Water, Inc.

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	Case Assignment and Scheduling Record	Page 1 of 1								
Section 1 - Office of Commission Cler										
Docket No. <u>080499-WU</u> Date Docketed: <u>07/15/2008</u> Title: Application for certificate to operate water utility in Lake County by TLP Water, Inc.										
Company: TLP Water, Inc.										
Official Filing Date: Last Day to Suspend:	Expiration:									
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Staff Assignments FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770										
OPR Staff C Johnson, T Walden	1 Current CASR revision level	Due Dates Previous Current								
	1. <u>Staff Recommendation</u> 2. Agenda	11/18/200802/19/200912/02/200803/03/2009								
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Section 1 - Office of Commission Clerk	Case Assignment and Scheduling Record	Page 1 of 1
Docket No. <u>080499-WU</u> Date Docketed: <u>07/1</u> !	5/2008 Title: Application for certificate to operate wa	ater utility in Lake
Company: TLP Water, Inc.	County by TLP Water, Inc.	
Official Filing Date: Last Day to Suspend: Referred to: ("()" indicates OPR) Section 2 - OPR Completes and returns to Program Module B1(a) Staff Assignments	Expiration:	5.
OPR Staff C Johnson, T Walden	2 Current CASR revision level	Due Dates Previous Current
		01/05/2009 04/23/2009
Staff Counsel K Young	7. 8. 9.	
<u>OCRs</u>	10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28.	
Recommended assignments for hearing and/or deciding this case: Full Commission <u>X</u> Commission Panel <u> </u> Hearing Examiner <u> Staff</u> <u> </u>	29. 30. 31. 32. 33. 34.	
Date filed with CLK: <u>02/06/2009</u>	35	
Initials OPR Staff Counsel	37. 38. 39.	
<u>Section 3 - Chairman Completes</u>	40. Assignments are as follows:	
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* COMPLETED EVENTS

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Docket No. <u>08049</u>	<u>9-WU</u> Date Do	ocketed: 07/1	5/2008	Title:	Applicat County b				operate	water utili	ty in Lake	
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Staff Counsel	K Young		7									
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Recommended ass	ignments for	hearing	29 30.									
and/or deciding	this case:		31.									
Full Commission Hearing Examine	X Commissio	n Panel	33.									
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Date filed with	CLK: <u>06/23/20</u>	09	36 37									
Initials OPR Staff	Counsel		38.									
Section 3 - Char			40.	cianmont	s are as	follows						
		:5	AS.	signment	s are as	TOTTOWS						
	ng Officer(s) ssioners	Hrg	Staff]				aring Of ssioners		ADM		
ALL CT ED		Exam SK				СТ	ED		G SK			
X Z									X			
Where panels a the identical	re assigned the	the case	mmission	er is Pa	nel Chair	man:			C -	MM 17		
Where one Comm	issioner, a He	earing Examin	ner or a	Staff M	ember is		Appr Date	oved: _ :	06/23/20			
assigned the f	uii commission	i decides the	e case.									

* COMPLETED EVENTS