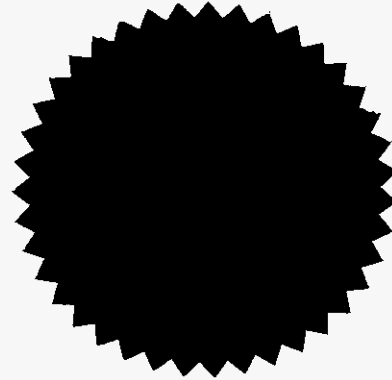


BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of:

DOCKET NO. 090402-WS

APPLICATION FOR INCREASE IN WATER
AND WASTEWATER RATES IN SEMINOLE
COUNTY BY SANLANDO UTILITIES
CORPORATION.



PROCEEDINGS:

AGENDA CONFERENCE
ITEM NO. 10

COMMISSIONERS
PARTICIPATING:

CHAIRMAN NANCY ARGENZIANO
COMMISSIONER LISA POLAK EDGAR
COMMISSIONER NATHAN A. SKOP

DATE:

Tuesday, June 1, 2010

TIME:

Commenced at 1:05 p.m.
Concluded at 1:09 p.m.

PLACE:

Betty Easley Conference
Center
Room 148
4075 Esplanade Way
Tallahassee, Florida

REPORTED BY:

LORI DEZELL, RPR

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

P R O C E E D I N G S

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2 **CHAIRMAN ARGENZIANO:** Let's move on to Issue
3 10. Staff? Ms. Lynn?

4 **MS. LYNN:** Commissioners, I'm Tonya Lynn with
5 the Commission staff. Item 10 is staff's
6 recommendation regarding the application for an
7 increase in water and wastewater rates in Seminole
8 County by Sanlando Utilities Corporation.

9 An oral modification has been provided to
10 this -- to the Commissioners and all parties.
11 Charlie Beck from the Office of Public Counsel and
12 Christian Marcelli, counsel for Sanlando, are here
13 to address the Commission. Staff is prepared to
14 answer any questions that the Commission may have.

15 **CHAIRPERSON ARGENZIANO:** Thank you. Mr. Beck?

16 **MR. BECK:** Thank you, Madam Chairman. Our
17 position on Item 10 is the same as in the previous
18 two. We can accept the staff recommendation as an
19 end result as reasonable even though we would
20 litigate many issues if contested. Thank you.

21 **CHAIRMAN ARGENZIANO:** Thank you.
22 Mr. Friedman?

23 **MR. FRIEDMAN:** Marty Friedman, law firm of
24 Rose, Sundstrom & Bentley. Again we would
25 reiterate our arguments on Issues 3, 14 and 25.

1 **CHAIRMAN ARGENZIANO:** 3, 14 and 25?

2 **MR. FRIEDMAN:** Right. Twenty-five is the rate
3 structure.

4 **CHAIRMAN ARGENZIANO:** Right. Thank you.
5 Commissioner Skop?

6 **COMMISSIONER SKOP:** Thank you, Madam Chair.
7 Just to staff and Mr. Friedman, again on page 35 of
8 the staff recommendation for Item 10 has 15 hours
9 to prepare for and attend agenda conference,
10 discuss agenda with client and staff. In other
11 instances before the Commission today, the number
12 has been seven-and-a-half hours, and, you know,
13 particularly in the limited proceeding it was even
14 a higher number, the same as this, whereas this is
15 a full-blown rate case. So I think it's important
16 to be consistent or to have a finer appreciation as
17 to why that number is substantially higher for the
18 same legal task.

19 **MR. FRIEDMAN:** Yeah. Commissioner Skop, yeah,
20 because we had -- what we did is we split -- Mr.
21 Marcelli and I both attended this because of the
22 number of issues involved and so we split the --
23 the rate case expense on one of those between two
24 of those cases for Mr. Marcelli, and then the other
25 is eight hours for me to be here or 15 hours for me

1 to be here. So because both of us had to attend
2 these agenda conferences, the reason why it looks
3 that way for Sanlando. And now that we've got to
4 come back for Cypress Lakes, it looks like
5 allocating it with Cypress Lakes probably doesn't
6 hurt anybody.

7 **CHAIRPERSON ARGENZIANO:** Commissioner Skop?

8 **COMMISSIONER SKOP:** Thank you. To staff on
9 the same issue.

10 **MS. LYNN:** Yeah. In looking at prior rate
11 cases, they had, I think, an average of 15 hours,
12 and in their estimate to complete they had one
13 lawyer compared to the other two cases where they
14 had one lawyer for two cases.

15 **COMMISSIONER SKOP:** Okay. And I think to
16 staff my point was it appears to be a carbon copy
17 in some instance on some of the perfunctory tasks.
18 But, you know, the consistency when you've got
19 double time on some and not for others, comparing
20 and contrasting those to a limited proceeding
21 versus full-blown rate case, that's where, you
22 know, it starts to beg the question as to, you
23 know, is this number fair, just and reasonable and
24 accurately reflected.

25 I'll take staff at their word. I don't mean

1 to nitpick hours, but again I like consistency just
2 as the utilities do. So thank you, Madam Chair.
3 I'm ready for a motion.

4 **CHAIRPERSON ARGENZIANO:** Okay. We have a
5 motion. Any other questions or discussion? All
6 right. Ready for a motion.

7 **COMMISSIONER SKOP:** Thank you, Madam Chair.
8 With respect to the disposition of Item 10 before
9 the Commission, I'd move to approve the staff
10 recommendations for Issues 1 through 32
11 incorporating the corrections contained within the
12 oral modification to Issue 10.

13 **COMMISSIONER EDGAR:** Second.

14 **CHAIRMAN ARGENZIANO:** All in favor say aye.

15 (Unanimous.)

16 Opposed?

17 Okay. It's adopted. Thank you very much.

18 Thank you, staff.

19 (Discussion concluded.)

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CERTIFICATE OF REPORTER

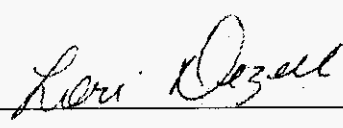
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STATE OF FLORIDA)
COUNTY OF LEON)

I, LORI DEZELL, RPR, CCR, certify that I was authorized to and did stenographically report the proceedings herein, and that the transcript is a true and complete record of my stenographic notes.

I further certify that I am not a relative, employee, attorney or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action.

WITNESS my hand and official seal this 3rd day of June, 2010.



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