

REQUEST FOR CHANGE TO AGENDA CONFERENCE
HAND DELIVER

CLK AGENDA
STAFF COPIED

Date of Request: 6/24/2010 Date of Agenda Conference: 6/29/2010 Item No. 7

Docket No.: 090447-WS Brief Title: CSW Communities d/b/a Palm Valley Utilities Staff Assisted Rate Case

Requested by: Staff Other Tony Issacs on behalf of the Palm Valley Home Owners Asso.
(Name)

Please attach a copy of the written documentation filed (IF OTHER)

STAFF's Recommendation to Executive Suite (IF OTHER) Approve Request Deny Request

ACTION REQUESTED [see APM 2.11]

- Defer Item to Agenda Scheduled Date: 08/03/10
- Change Order of Item or Take Up at Time Certain
- Withdraw Item (not expected to return to Agenda)
- Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) A copy of the front page of the recommendation must be provided to the Commission Clerk by 12 noon on the regular filing date for use as a place-holder during agenda preparation.
- Add Item to Published Agenda [see Section 120.525(2), F.S.] – Issue an ADDENDUM and give Legal NOTICE
- Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] – Issue an ADDENDUM and Give Fair NOTICE

Concise explanation, justification or comments (attach additional sheet if necessary):

See attached request from Palm Valley Home Owners Association

RECEIVED - FPSC
10 JUN 24 PM 4:53
COMMISSION
CLERK

Signature (Technical Staff): [Handwritten Signature]
Signature (Legal Staff): [Handwritten Signature]

Initials (Division Director or Designee): [Handwritten Initials]
Initials (General Counsel or Designee): [Handwritten Initials]

EXECUTIVE DIRECTOR:

Recommendation to the Chairman's Office
Initials: [Handwritten Initials]
Comments:

Approve Request Deny Request
Date: 6-24-10

CHAIRMAN's OFFICE:

Initials: [Handwritten Initials]

Approve Request Deny Request
Date: 6/24/10

Executive Suite will send the original to the Office of Commission Clerk and return copy to the requesting staff after the Chairman's Office takes action on this request. Requesting staff should distribute copies to the Division Directors (OPR & OCR) and Attorney assigned to the docket.

DOCUMENT NUMBER-DATE
05258 JUN 24 09
FPSC-COMMISSION CLERK

June 24, 2010

Lisa Bennett, Esq.
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oaks Blvd.
Tallahassee, FL

**Re: Request for Delay in Docket No. 090447-WS – CSW Communities LP d/b/a
Palm Valley Utilities Staff Assisted Rate Case**

Dear Ms. Bennett,

I am writing on behalf of the Palm Valley Home Owners Association (PVHOA) to request a delay of at least one (1) Agenda Conference regarding the consideration of the staff recommendation in Docket No. 090447-WS.

This request is being made based on multiple reasons.

- The limited amount of time between the staff recommendation, June 17, 2010, and the Agenda Conference, June 29, 2010, makes it very difficult to perform more than a cursory analysis of the staff recommendation.
- The main spokesman for the PVHOA utility committee, Mr. Del Burfitt, is unavailable on June 29, 2010.
- The magnitude of the rate increase proposed by Staff, especially the approximate **250%** increase on the average wastewater customer's bill, constitutes rate shock and every consideration should be given the customers of Palm Valley Utilities when trying to determine the appropriateness of such an unprecedented increase.
- The delay, if granted, would allow Staff to consider any issues raised during the June 28, 2010 informal meeting recently scheduled.

It is in the best interest of all concerned to grant the requested delay in the instant case. The PVHOA will have virtually no choice but to protest the approximately **250%** increase in the average customer's wastewater bill, especially if they do not feel they have performed their fiduciary duty by thoroughly investigating, to the best of their ability, the proposed rate increase. This will add additional costs for both the utility and the PVHOA. It is impossible to tell upon quick review of the recommendation why an approximate 250% increase is necessary for the average wastewater customer, especially considering that the water increase was fairly modest and the utility had a rate case in 2002 with final rates being set in 2003.

While the effects of inflation can explain the proposed water increase, the proposed wastewater increase is significantly above any inflationary effects and the customers deserve the opportunity to thoroughly investigate it.

This letter is being sent via email because of the tight time frame regarding this matter. It is being sent to the Parties of Record and the Office of Public Counsel in this docket. There is no email address on file for Palm Valley Utilities so I request that Ms. Margaret-Ray Kemper of the Ruden Law Firm forward a copy to her client.

I thank you for the consideration of this request to delay, by at least one (1) Agenda Conference, the consideration of the staff recommendation in Docket No. 090447-WS.

Sincerely,



Tony Isaacs on Behalf of the PVHOA

cc: Mr. Del Burfitt
Mr. Donald Hartwig
Mr. Jessie Hummel
Palm Valley Utilities
Ms. Margaret-Ray Kemper
Mr. Steve Reilly