### **Matilda Sanders**

PSC-10-0719-FOF-SU

100402-5W

From:

Terry Holdnak

Sent:

Wednesday, December 08, 2010 2:21 PM

To:

**CLK - Orders / Notices** 

Cc:

Ralph Jaeger

Subject:

Order / Notice Submitted

Date and Time:

12/8/2010 2:19:00 PM

Docket Number:

100402-SU

Filename / Path:

100402.Final Order.rrj.doc

FPSC, CLK - CORRESPONDENCE

Administrative Perties Consumor

DOCUMENT NO. 01973-10

DISTRIBUTION:

## FINAL ORDER ACKNOWLEDGING TRANSFER TO CITY OF OVIEDO AND CANCELLING CERTIFICATE NO. 379-S

Terry X. Holdnak
Commission Deputy Clerk II
Office of the General Counsel
Florida Public Service Commission
850-413-6738

fax 0 mail 2 email 2

WOOK-1

# FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES FOR DOCKET 100402

| PARTY<br>NAME                 | COMPANY<br>CODE | EMAIL<br>ADDRESS           | ADDRESS IN MASTER COMMISSION DIRECTORY |
|-------------------------------|-----------------|----------------------------|--|
| Alafaya Utilities, Inc.       | SU445           | pcflynn@uiwater.com        | No                                     |
| Rose Law Firm (Lake Mary 10a) |                 | cmarcelli@rsbattorneys.com | No                                     |

### **Commission Clerk**

Subject:

Order or Notice issued by the Public Service Commission (Email ID = 149181)

Attachments: 09836-10.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.

Thank you.

100402

# FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES FOR DOCKET 100402

| PARTY<br>NAME                 | COMPANY<br>CODE | EMAIL<br>ADDRESS           | ADDRESS IN MASTER COMMISSION DIRECTORY |
|-------------------------------|-----------------|----------------------------|--|
| Alafaya Utilities, Inc.       | SU445           | pcflynn@uiwater.com        | No                                     |
| Rose Law Firm (Lake Mary 10a) |                 | cmarcelli@rsbattorneys.com | No                                     |

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| FPSC, CLK - CORRESPONDENCE                  |   |
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| DOCUMENT NO. 07973-10                       |   |
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#### State of Florida



### **Hublic Service Commission**

Capital Circle Office Center • 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

-M-E-M-O-R-A-N-D-U-M-

TO: Parties and Interested Persons

FROM: Afin Cold Commission Clerk, Office of Commission Clerk

RE: Mice of Filing of Staff Recommendation

Notice is being given that a staff recommendation has been filed with the Office of Commission Clerk for the upcoming Commission Conference Agenda. See attached page one for filing date, docket number, and document number information.

Complete staff recommendations for items on the agenda are available from the Commission's Web site <a href="http://www.floridapsc.com">http://www.floridapsc.com</a> by selecting the Agendas & Hearings tab and then selecting Commission Conference Agendas. Vote sheets, transcripts, and minutes are also viewable once they become available. Records of Commission actions can also be viewed by selecting Dockets & Filings, Dockets and the docket number or document number.

I hope you find this information helpful. If you have any questions concerning this information, please feel free to contact the Office of Commission Clerk at (850) 413-6770.

### State of Florida



## Hublic Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE:

November 16, 2010

TO:

Office of Commission Clerk (Cole)

FROM:

Division of Economic Regulation (Jone

Office of the General Counsel (Jaeger)

RE:

Docket No. 100402-SU - Application for transfer of wastewater facilities in

Seminole County from Alafaya Utilities, Inc., to City of Oviedo and cancellation

of Certificate No. 379-S.

AGENDA: 11/30/10 - Regular Agenda - Interested Persons May Participate

**COMMISSIONERS ASSIGNED:** All Commissioners

PREHEARING OFFICER:

Administrative

**CRITICAL DATES:** 

None

**SPECIAL INSTRUCTIONS:** 

None

FILE NAME AND LOCATION:

S:\PSC\ECR\WP\100402.RCM.DOC

### Case Background

Alafaya Utilities, Inc. (Alafaya or Utility), a wholly-owned subsidiary of Utilities, Inc., is a Class A Utility providing wastewater service to approximately 7,283 residential customers in Seminole County, Florida. Water service is provided by the City of Oviedo (the City). Alafaya is within the St. Johns River Water Management District in the Water Resource Caution Area, as designated pursuant to Rule 40C-23.001, Florida Administrative Code (F.A.C.). The Utility's 2009 annual report indicates that the Utility had gross operating revenues of \$3,914,424 and net operating income of \$518,143.

DOOLMEN' BUMBER- DATE

294 | 3 NOV 16 ≥

JS ALM (P)

FPSC-COMMISSION CLERK

### **Commission Clerk**

From:

Commission Clerk

Sent:

Tuesday, November 16, 2010 4:03 PM

Subject:

Order or Notice issued by the Public Service Commission (Email ID = 649790)

Attachments: Recommendation 09413.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.

Thank you.

### STATE OF FLORIDA

COMMISSIONERS:
NANCY ARGENZIANO, CHAIRMAN
LISA POLAK EDGAR
NATHAN A. SKOP
ART GRAHAM
RONALD A. BRISÉ



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

## Hublic Service Commission

September 23, 2010

Rose, Sundstrom & Bentley, LLP Christian W. Marcelli Sanlando Center 2180 W. State Road 434, Suite 2118 Longwood, FL 32779

ADMINISTRATIVE

Re: Docket No. 100402-SU

Dear C. Marcelli:

This will acknowledge receipt of the application for transfer of wastewater facilities in Seminole County from Alafaya Utilities, Inc., to City of Oviedo and cancellation of Certificate No. 379-S, which was filed in this office on September 21, 2010, 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

7973 SEP 23 º

Docket No. 100402-SU Date Docketed: 09/21/2010 Title: Application for transfer of wastewater facilities in Seminole County from Alafaya Utilities, Inc., to City of Oviedo and cancellation of Certificate No. 379-S.

Company: Alafaya Utilities, Inc.
City of Oviedo

FPSC, CLK CORRESPONDENCE

Administrative Parties Consumer

DOCUMENT NO. 07973-/0

|                  |   |                   |   |   |             | 1                                       | DISTRI   | BUTION   | ].   | 10/      |   |
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| Official Filing  | Date:   |                   | Expiratio                               | on:                                     |             |   |          |          |  |          |   |
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| Referred to:     |   |                   | ADM                                     | APA                                     | <b>C</b> LK | (ECR)                                   | GCL      | PIF      | RAD  | SSC      |   |
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|                  | <u>Staff Assignments</u>  | FOR U             | PDATES CO                               | ONTACT T                                | HE RECOR    | DS SECTIO                               | N: (850) | 413-6770 | )  |          |   |
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| <u>OPR Staff</u> | - West respective personal residence of the second |                   | Curren                                  | t CASR r                                | evision     | level                                   |          |          | Previou  | is Ci    | urrent                                  |
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|                  |   | 2.<br>3.          |   |   |             |   |          |          | -  |          |   |
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|                  |   | 7.                |   |   |             |   |          |          |  | _        |   |
| Staff Counsel    |   | 8.                |   |   |             |   |          |          | <del>                                     </del> | _        |   |
|                  |   | 9.                |   |   |             |   |          |          |  |          |   |
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| <u>OCRs</u>      |   | 11.               |   |   |             |   |          |          |  |          |   |
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|                  |   | $\frac{20}{21}$ . | -                                       | *************************************** |             |   |          |          | <del>-</del>                                     |          |   |
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|                  |   | 25.<br>26.        |   |   |             |   |          |          | <del> </del>                                     |          |   |
|                  |   | ☐ 27.             |   |   |             |   |          |          | 1  |          |   |
|                  |   | <u> 28.</u>       |   |   |             |   |          |          |  |          |   |
|                  |   | 29.               |   |   |             |   |          |          |  |          |   |
|                  | ignments for hearing  | 30.               |   |   |             |   |          |          |  |          |   |
| and/or deciding  | this case:  | 31.<br>32.        | *************************************** |   |             | *************************************** |          |          | -  |          |   |
| Full Commission  | Commission Panel  | 33.               |   |   |             |   |          |          | <del> </del>                                     |          |   |
| Hearing Examine  | r Staff   | 34.               |   |   |             |   |          |          | <u> </u>   |          |   |
|                  |   | 35.               |   |   |             |   |          |          | <b>†</b>   |          |   |
| Date filed with  | CLK:  | <u> </u>          |   |   |             |   |          |          |  |          |   |
| w 1. 1 7 ama     |   | 37.               |   |   |             |   |          |          |  |          |   |
| Initials OPR     | Counsol   | 38.               |   |   |             |   |          |          |  |          |   |
| Starr            | Counsel   | 39.<br>40.        |   |   |             |   |          |          | -  |          | ************                            |
| Section 3 - Cha  | irman Completes   |                   | ssignmen                                | ts are a                                | s follow    | ws:                                     |          |          | <u> </u>   |          |   |
| U LIIU           | · · · · · · · · · · · · · · · · · · ·   | ^                 | J . grimeri                             |   |             |   |          |          |  |          |   |
| - Heari          | ng Officer(s)   |                   |   |   |             | Prehe                                   | aring O  | fficer   |  |          |   |

Commissioners Hrg Exam

ALL AG ED SK GH BI

Commissioners ADM

AG ED SK GH BI

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: \_\_\_\_\_\_\_Date:

PSC/CLK015-C (Rev. 04/07)

\* COMPLETED EVENTS

#### Section 1 - Office of Commission Clerk

Docket No. 100402-SU Date Docketed: 09/21/2010 Title: Application for transfer of wastewater facilities in Seminole County from Alafaya Utilities, Inc., to City of Oviedo and cancellation of Certificate No. 379-S.

Company: Alafaya Utilities, Inc.

City of Oviedo

| -                | Date:                              |          | 1          | Expiratio                               | n:                                      |               | _          |   |          |                 |              |          |
|------------------|------------------------------------|----------|------------|---|---|---------------|------------|---|----------|-----------------|--------------|----------|
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| Program Module   | Completes and ret                  | turns to |            |   |   | TC 4N 1       | INTERNAL I | OF ABINITAL                             |          | <u>ichedule</u> |              |          |
| rrogram module   | DI(e);DI(I)                        |          | 1          |   |   |               | O REVISION |   | DUCUMEN  | 11              |              |          |
|                  | <u>Staff Assi</u>                  | gnments  |            |   |   |               | OS SECTION |   | 413-6770 | 1               |              |          |
|                  |                                    |          |            |   |   |               |            |   |          | Du              | e Date       | s        |
| OPR Staff        | M Jones-Alexis<br>B Gardner, S Hil | lion     | 0          | Current                                 | CASR re                                 | vision        | level      |   |          | Previous        | s C          | urrent   |
|                  | J Slemkewicz                       | 1161     | 1.         | Staff Re                                | commenda                                | tion          |            |   |          | NONE            | 12.          | /02/2010 |
|                  |                                    |          | 2.         | Agenda                                  |   |               |            |   |          | NONE            |              | /14/2010 |
|                  |                                    |          | 3.         | Standard                                | Order                                   |               |            |   |          | NONE            |              | /03/2011 |
|                  |                                    | ****     | 4.         | Close Do                                |   | Revise (      | CASR       |   |          | NONE            |              | /03/2011 |
|                  |                                    |          | 5.         |   |   |               |            | *************************************** |          |                 |              |          |
|                  |                                    |          | 6.         |   |   |               |            |   |          |                 |              |          |
|                  |                                    |          | 7.         |   | *************************************** |               |            |   |          |                 |              |          |
| Staff Counsel    | R Jaeger                           |          | 8.         |   |   |               |            |   | *****    |                 |              |          |
|                  |                                    |          | 9.         |   |   |               |            |   |          |                 |              |          |
|                  |                                    |          | 10.        |   |   |               |            |   |          |                 |              |          |
| <u>OCRs</u>      |                                    |          | 11.        |   |   |               |            |   |          |                 |              |          |
|                  |                                    |          | 12.        |   |   |               |            |   |          |                 |              |          |
|                  |                                    |          | 13.        |   |   |               |            |   |          |                 | _            |          |
|                  |                                    |          | 14.<br>15. |   |   |               |            |   |          |                 |              |          |
|                  |                                    |          | 16.        |   |   |               |            |   |          |                 |              |          |
|                  |                                    |          | 17.        |   |   |               |            |   |          |                 |              |          |
|                  |                                    |          | 18.        |   |   |               |            |   |          |                 |              |          |
|                  |                                    |          | 19.        |   |   |               |            |   |          | <del> </del>    | _            |          |
|                  |                                    |          | 20.<br>21. | <u></u>                                 |   |               |            |   |          | 1               | _            |          |
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|                  |                                    |          | 25.<br>26. |   |   |               |            |   |          |                 |              |          |
|                  |                                    |          | 27.        | *************************************** |   |               |            |   |          |                 |              |          |
|                  |                                    |          | 28.        |   |   |               |            |   |          |                 |              |          |
| n                |                                    |          | 29.        |   |   |               |            |   |          |                 |              |          |
|                  | ignments for heari                 | ng       | 30.<br>31. |   |   |               |            |   |          |                 | <del> </del> |          |
| and/or deciding  | this case:                         |          | 32.        |   |   | <del></del> • |            |   |          |                 |              |          |
| Full Commission  | X Commission Pa                    | nel      | 33.        |   |   |               |            |   |          |                 |              |          |
| Hearing Examine  | r Staff                            |          | 34.        |   |   |               |            |   |          |                 |              |          |
| -                | 200000                             |          | 35.        |   |   |               |            |   |          |                 |              |          |
| Date filed with  | CLK: 10/06/2010                    |          | 36.        |   |   |               |            |   |          |                 |              |          |
| - 1.1.7          |                                    |          | 37.        |   |   |               |            |   |          |                 |              |          |
| Initials OPR     | Councel                            |          | 38.        |   |   |               |            |   |          |                 | _            |          |
| Staff            | Counsel                            |          | 39.<br>40. |   |   |               |            |   |          | <del> </del>    | $\dashv$     |          |
| Section 3 - Chai | irman Completes                    |          |            | ssignment                               | s are as                                | follows       | 5:         |   |          | 1               | 1            |          |
| - Hearin         | ng Officer(s)                      |          |            |   |   |               | Prehea     | ring Of                                 | ficer    |                 |              |          |
|                  | ssioners                           | Hra      | Staff      | 7                                       |   |               |            | sioners                                 | -        | ADM             |              |          |

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Exam

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

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Approved: Date:

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\* COMPLETED EVENTS

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#### Case Assignment and Scheduling Record

### Section 1 - Office of Commission Clerk

Docket No. 100402-SU Date Docketed: 09/21/2010 Title:

Application for transfer of wastewater facilities in Seminole County from Alafaya Utilities, Inc., to City of Oviedo and cancellation of Certificate No. 379-S.

Company: Alafaya Utilities, Inc.

City of Oviedo

| Last Day to Sus          | pend:                             |              |                       |             |   |             |            |          |  |         |   |
|--------------------------|-----------------------------------|--------------|-----------------------|-------------|---|-------------|------------|----------|--|---------|---|
| Referred to:             |                                   |              | ADM                   | APA         | CLK                                     | (ECR)       | GCL        | PIF      | RAD  | SSC     |   |
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| Program Module           | Completes and returns t           |              | n IO Work<br>NG: THIS |             | TC AN T                                 | WEEDMAL I   | DI AMMITAK |          | <u>schedule</u>                                  |         |   |
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|                          | Staff Assignments                 | COD I        | PDATES CO             |             |   |             |            | 413-6770 | )  |         |   |
|                          | Jean Assignment.                  | 2            |                       |             |   |             |            |          | <b>.</b>   |         |   |
|                          |                                   | _            |                       |             |   | _           |            |          |  | e Dates |   |
| OPR Staff                | M Jones-Alexis                    | _  L         | Current               | t CASR re   | evision                                 | level       |            |          | Previou  | s Cui   | rrent                                   |
|                          | B Gardner, S Hillier J Slemkewicz | 1.           | Staff D               | ecommenda   | ation                                   |             |            |          | 12/02/201  | 0 1 11/ | 16/2010                                 |
|                          | J STEINEWICZ                      | <b>→</b> 2.  | Agenda                | ECORBIRESTA | 2 ( 1011                                |             |            |          | 12/14/201  |         | 30/2010                                 |
|                          |                                   | 3.           | Standard              | d Order     |   |             |            |          | 01/03/201  |         | 20/2010                                 |
|                          |                                   | 4.           |                       |             | Revise (                                | CASR        |            |          | 01/03/201  | 1 12/7  | 20/2010                                 |
|                          |                                   | 5.           |                       |             |   |             |            |          |  |         |   |
|                          |                                   | 6.           |                       |             |   |             |            |          |  |         |   |
|                          |                                   | 7.           |                       |             |   |             |            |          |  |         |   |
| Staff Counsel            | R Jaeger                          | 8.           |                       |             |   |             |            |          | <u> </u>   |         |   |
|                          |                                   | 9.           | -                     |             |   |             |            |          | -  |         | *************************************** |
| OCRs                     |                                   | -10. 11.     |                       |             |   |             |            | ·        |  |         |   |
| <u>ocks</u>              |                                   | 12.          |                       |             |   |             |            |          |  | _       |   |
|                          |                                   | <b>□</b> 13. |                       |             |   |             |            |          | 1  |         |   |
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|                          |                                   | 15.          |                       |             |   |             |            |          | -  |         |   |
|                          |                                   | 16.<br>17.   |                       |             |   |             |            |          | <del>                                     </del> |         |   |
|                          |                                   | 18.          |                       |             |   |             |            |          |  |         |   |
|                          |                                   | 19.          | -                     |             |   |             |            |          |  |         |   |
|                          |                                   | <b>⊢</b> 20. | *****                 |             |   |             | W          |          | <del> </del>                                     |         |   |
|                          |                                   | 21.<br>22.   |                       |             |   |             |            |          |  |         |   |
|                          |                                   | <b></b>      |                       |             | *************************************** |             |            |          |  |         |   |
|                          |                                   | 24.          |                       |             |   |             |            |          |  |         |   |
|                          |                                   | 25.<br>26.   |                       |             |   |             |            |          |  | _       |   |
|                          |                                   | <b>⊒</b> 27. |                       |             |   |             |            |          |  |         |   |
|                          |                                   | 28.          |                       |             |   |             |            |          | <b></b>  |         |   |
| Pacammandad acc          | ignments for hearing              | 29.<br>30.   |                       |             | *************************************** |             |            |          | <del>                                     </del> |         |   |
| and/or deciding          |                                   | 31.          |                       |             |   |             |            |          |  |         |   |
| u, 01 ucc.u              |                                   | 32.          |                       |             |   |             |            |          |  |         |   |
|                          | X Commission Panel                | 33.          |                       |             |   |             |            |          |  |         |   |
| Hearing Examine          | rStaff                            | 34.          |                       |             |   |             |            |          |  |         |   |
| Data 637 - J - J - J - 1 | CIV. 10/27/2010                   | 35.          |                       |             |   | <del></del> |            |          |  |         |   |
| vate filed with          | CLK: 10/27/2010                   | 36.<br>37.   | ×                     |             |   |             |            |          | <del> </del>                                     | -       |   |
| Initials OPR             |                                   | 37.<br>38.   |                       |             |   |             |            |          |  | $\neg$  |   |
|                          | Counsel                           | 39.          |                       |             |   |             |            |          |  |         |   |
|                          |                                   | 40.          |                       |             |   |             |            |          |  |         |   |

|     | - 116 | ar my  | UIII        | certs | <u>,                                    </u> |  |  |
|-----|-------|--------|-------------|-------|--|--|--|
|     | C     | ommiss | Hrg<br>Exam | Staff |  |  |  |
| ALL | GH    | ED     | SK          | BI    | NC   |  |  |
| Х   |       |        |             |       |  |  |  |

| Commissioners |    |    |    |    |   |  |  |
|---------------|----|----|----|----|---|--|--|
| GH            | ED | SK | BI | NC |   |  |  |
|               |    |    |    |    | х |  |  |

| Where  | panels   | are  | assigned  | the   | senior   | Commissioner | is | <b>Panel</b> | Chairman: |
|--------|----------|------|-----------|-------|----------|--------------|----|--------------|-----------|
| the id | dentical | pane | el decide | es ti | ne case. | •            |    |              |           |
|        |          |      | •         |       |          |              |    |              | •         |

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Date:

DCC/CLVASE C (D. A. A. A.