

Diamond Williams

100149-WU

From: Trina Collins [TCollins@RSBattorneys.com]
Sent: Tuesday, October 26, 2010 4:23 PM
To: Filings@psc.state.fl.us
Cc: ewallace@niamerica.com; BWilkinson@niamerica.com; donald.clayton@tangibl.com; Jared Deason; Martin Friedman; Christian W. Marcelli; Trina Collins
Subject: Filing in Docket No. 100149-WU; Ni Florida, LLC Tamiami - Application for an Increase in Water Rates in Lee County, Florida
Importance: High
Attachments: PSC Clerk 10 (AOM Notice of Interim Rate Increase) ltr.pdf

- a. Martin S. Friedman, Esq.
Christian W. Marcelli, Esq.
Rose, Sundstrom & Bentley, LLP
Sanlando Center
2180 W. State Road 434, Suite 2118
Longwood, FL 32779
Phone: (407) 830-6331
Fax: (407) 830-8522
Email: mfriedman@rsbattorneys.com
cmarcelli@rsbattorneys.com
- b. Docket No. 100149-WU; Ni Florida, LLC Tamiami - Application for an Increase in Water Rates in Lee County, Florida - Filing Ni Florida, LLC's Notice of Filing of the Affidavit of Mailing and the Affidavit of Mailing evidencing that the Notice of Interim Rate Increase has been sent to the customers of Ni Florida, LLC.
- c. Ni Florida, LLC Tamiami
- d. 5 Pages.
- e. Letter to Commission Clerk - 1 page; Notice of Filing - 1 page; Affidavit of Mailing - 1 page; and Notice of Interim Rate Increase - 2 pages.

10/26/2010

DOCUMENT NUMBER: 100149-WU
8925 OCT 26 2010
FPSC-COMMISSION CLERK

LAW OFFICES

ROSE, SUNDSTROM & BENTLEY, LLP

www.rsbatorneys.com

FREDERICK L. ASCHAUER, JR.
CHRIS H. BENTLEY, P.A.
ROBERT C. BRANNAN
R. MARSHALL DETERING
MARTIN S. FRIEDMAN, P.A.
JOHN J. FUMERO, P.A.
BRIDGET M. GRIMSLEY
JOHN R. JENKINS, P.A.
KYLE L. KEMPER

Please Respond to the Longwood Office

CHRISTIAN W. MARCELLI
STEVEN T. MINDLIN, P.A.
THOMAS R. MULLIN
CHASTITY H. O'STEEN
WILLIAM E. SUNDSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON

October 26, 2010

ROBERT M.C. ROSE, (1924-2006)

E-FILING

Ann Cole, Commission Clerk
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

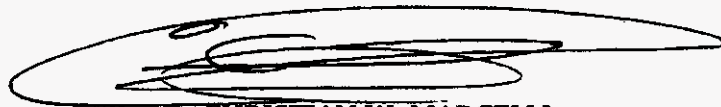
Re: Docket No. 100149-WU; Ni Florida, LLC Tamiami
Application for an Increase in Water Rates in Lee County, Florida
Our File No.: 43053.04

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket is a Notice of Filing of the Affidavit of Mailing and the Affidavit of Mailing evidencing that the Notice of Interim Rate Increase has been sent to the customers of Ni Florida, LLC.

Should you or members of the Staff have any questions regarding this filing, please do not hesitate to give me a call.

Very truly yours,



CHRISTIAN W. MARCELLI
For the Firm

CWM/tlc
Enclosures

cc: Ed Wallace, President (w/enclosures) (via e-mail)
Mr. Benny Wilkinson (w/enclosures) (via e-mail)
Mr. Donald Clayton (w/enclosures) (via e-mail)
Jared Deason, Division of Economic Regulation (w/enclosures) (via e-mail)

M:\1 ALTAMONTE\NI FLORIDA, LLC (43053)\(.04) 12-31-09 TY Rate Case (Lee County)\FSC Clerk 10 (AOM Notice of Interim Rate Increase) ltr.doc

2180 WEST STATE ROAD 434, SUITE 2118, LONGWOOD, FLORIDA 32779 (407) 830-6331 FAX (407) 830-8522
2548 BLAIRSTONE PINES DRIVE, TALLAHASSEE, FLORIDA 32301 (850) 877-6555 FAX (850) 656-4029
950 PENINSULA CORPORATE CIRCLE, SUITE 2020, BOCA RATON, FLORIDA 33487 (561) 982-7114 FAX (561) 982-7116

DOCUMENT NUMBER 43053.04
08925 OCT 26 2010
FPSC-COMMISSIONER CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of
NI FLORIDA, LLC
for an increase in water
rates in Lee County, Florida

DOCKET NO. 100149-WU

NOTICE OF FILING

Applicant, NI FLORIDA, LLC, by and through its undersigned attorneys, hereby gives notice of filing in the above-referenced docket the Affidavit of Mailing evidencing that the Notice of Interim Rate Increase has been sent to the customers of Ni Florida, LLC.

Respectfully submitted on this 26th day
of October, 2010, by:

ROSE, SUNDSTROM & BENTLEY, LLP
2180 W. State Road 434
Suite 2118
Longwood, Florida 32779
Telephone: (407) 830-6331
Facsimile: (407) 830-8522
cmarcelli@rsbattorneys.com

By: 

CHRISTIAN W. MARCELLI
For the Firm

DOCUMENT NUMBER 100149-WU
08925 OCT 26 2010
FPSC-COMMISSION CLERK

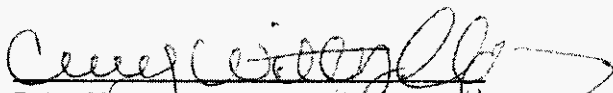
AFFIDAVIT OF MAILING

STATE OF Florida

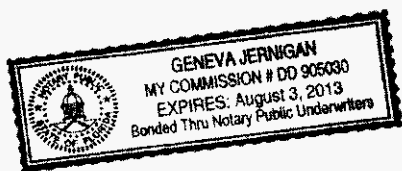
COUNTY OF Pasco


Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Corey Wittenzellner who, after being duly sworn on oath, did depose on oath and say that he/she is the CS Manager of Ni Florida, LLC, and that on September 30, 2010, he/she did send by regular U.S. Mail, a copy of the Notice of Interim Rates, attached hereto, to all customers of the utility.

FURTHER AFFIANT SAYETH NAUGHT.


Print Name: Corey Wittenzellner
Print Title: Customer Service Manager

Sworn to and subscribed before me this 30 day of September, 2010, by Corey Wittenzellner, who is personally known to me or has produced _____ as identification.




Print Name: Geneva Jernigan
NOTARY PUBLIC
My Commission Expires: 8/3/2013

DOCUMENT NUMBER-DATE

08925 OCT 26 0

FPSC-COMMISSION OFFICE

NOTICE OF INTERIM RATE INCREASE

NI FLORIDA, LLC
PSC DOCKET NO.: 100149-WU

ISSUED: SEPTEMBER 25, 2010

On August 31, 2010, the Florida Public Service Commission ("FPSC") voted to approve interim water rates for Ni Florida, LLC. On September 15, 2010, the FPSC issued Order No. PSC-10-0564-PCO-WU authorizing the interim rates below. The interim rates will be collected subject to refund, pending the Florida Public Service Commission's final decision regarding final rates. If a refund is ordered, it will include interest based upon the Commission determined factors.

The rates prior to filing, the Utility's requested interim rates and the Commission approved interim rates are set forth below.

Ni Florida, LLC – Interim Water Rates			
<u>Residential Service</u>	<u>Rates Prior to Filing</u>	<u>Utility's Requested Interim Rates</u>	<u>Commission Approved Interim Rates</u>
All Meter Sizes:	\$13.61	\$23.93	\$20.90
Consumption Charge per 1,000 Gallons	\$3.36	\$5.50	\$5.16
<u>General Service</u>	<u>Rates Prior to Filing</u>	<u>Utility's Requested Interim Rates</u>	<u>Commission Approved Interim Rates</u>
Base Facility Charge: <u>Meter Size</u>			
5/8" x 3/4"	\$11.13	\$19.57	\$17.09
1"	\$27.89	\$49.03	\$42.83
1 1/2"	\$55.76	\$98.02	\$85.62
2"	\$89.21	\$156.82	\$136.98
3"	\$195.18	\$343.11	\$299.71
4"	\$278.82	\$490.14	\$428.14
General Service Gallonage Charge (per 1,000 gallons)	\$3.36	\$5.91	\$5.16
<u>General Service – RV Park</u>	\$1,425.53	\$2,505.97	\$2,188.95
Base Facility Charge <u>Meter Size:</u> 3"			
General Service – RV Park Consumption Charge (Per 1,000 gallons)	\$3.54	\$6.22	\$5.44

Written comments regarding the Utility's service or the requested final rate increases may be sent to the Commission at the following address:

Director, Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

All comments should refer to Docket No. 100149-WU which is the docket number that has been assigned to this case.

The interim rates will be effective September 30, 2010. If you have any questions, please call the Utility's office at 877-233-0101. Be sure to have your account number on hand for quick reference.

Ni Florida, LLC