

Eric Fryson

From: Michele Parks [mparks@sfflaw.com]
Sent: Tuesday, June 26, 2012 4:01 PM
To: Filings@psc.state.fl.us
Cc: Martha Barrera; Reilly, Steve; Monica Brown
Subject: {BULK} Docket No.: 120037-WS; Application for Increase in Water and Wastewater Rates in Lake County by Utilities, Inc. of Pennbrooke

Importance: Low

Attachments: NOF AOM Combined Initial Customer Notice & Meeting.pdf

- a. Martin S. Friedman, Esquire
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 Lake Mary, FL 32746
 PHONE: (407) 830-6331

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mfriedman@sfflaw.com

- b. Docket No.: 120037-WS; Application for Increase in Water and Wastewater Rates in Lake County by Utilities, Inc. of Pennbrooke
- c. Utilities, Inc. of Pennbrooke
- d. Notice 2 pages; Affidavit of Mailing & attachment 7 pages
- e. Notice of Filing Affidavit of Mailing Combined Initial Customer Notice and Notice of Customer Meeting

MICHELE PARKS

Paralegal for Martin S. Friedman and Bridget M. Grimsley

**SUNDSTROM,
 FRIEDMAN & FUMERO, LLP**
 Attorneys | Counselors



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STATEMENT NUMBER DATE

04243 JUN 26 2012

6/26/2012

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for an increase in
water and wastewater rates in Lake
County by UTILITIES, INC. OF PENNBROOKE

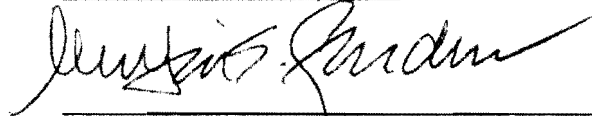
Docket No. 120037-WS

NOTICE OF FILING

Applicant, UTILITIES, INC. OF PENNBROOKE, by and through its undersigned attorneys, hereby gives notice of filing in the above-referenced docket Utilities, Inc. of Pennbrooke's Affidavit of Mailing evidencing the Combined Initial Customer Notice and Notice of Customer Meeting was mailed to the customers of the Utility on June 19, 2012.

Respectfully submitted this 26th day of
June, 2012, by:

SUNDSTROM, FRIEDMAN & FUMERO, LLP
766 North Sun Drive, Suite 4030
Lake Mary, FL 32746
PHONE: (407) 830-6331
FAX: (407) 830-8522
mfriedman@sfflaw.com



MARTIN S. FRIEDMAN
For the Firm

DOCUMENT RECEIVED
04243 JUN 26 2012
FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

Docket No. 120037-WS

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished

by Facsimile & U. S. Mail this 26th day of June, 2012, to:

Stephen C. Reilly, Associate Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 W. Madison Street, Room 812
Tallahassee, FL 32393-1400

Martha Barrera, Esquire
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850



MARTIN S. FRIEDMAN
For the Firm

AFFIDAVIT OF MAILING

STATE OF ILLINOIS

COUNTY OF COOK

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Agnes Sverida, who, after being duly sworn on oath, did depose on oath and say that she is the Assistant Billing Manager of Utilities, Inc., the sole shareholder of Utilities, Inc. of Pennbrooke, and that on June 19, 2012, she did send by regular U.S. Mail, a copy of the Combined Initial Customer Notice and Notice of Customer Meeting, attached hereto, to all customers of the Utility.

FURTHER AFFIANT SAYETH NAUGHT.

Agnes Sverida

Print Name: Agnes Sverida

Print Title: Assistant Billing Manager

Sworn to and subscribed before me this 20th day of June, 2012, by Agnes Sverida, who is personally known to me.

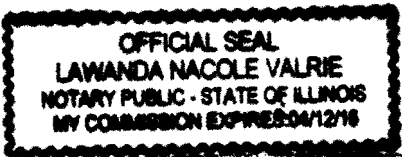
Lawanda Nacole Valrie

Print Name: Lawanda N. Valrie

NOTARY PUBLIC

My Commission Expires:

4/12/2016



DOCUMENT NUMBER 2012

04243 JUN 26 2012

FPSC-COMMISSION CLERK

BEFORE THE PUBLIC SERVICE COMMISSION

INITIAL CUSTOMER NOTICE
AND
NOTICE OF CUSTOMER MEETING

TO THE CUSTOMERS OF
UTILITIES, INC. OF PENNBROOKE
AND
ALL OTHER INTERESTED PERSONS

RE: DOCKET NO. 120037-WS

APPLICATION FOR INCREASE IN WATER AND WASTEWATER RATES
IN LAKE COUNTY, FLORIDA BY UTILITIES, INC. OF PENNBROOKE

June [18-28], 2012

CUSTOMER MEETING

NOTICE is hereby given that the Staff of the Florida Public Service Commission will conduct a customer meeting to discuss Utilities Inc. of Pennbrooke's Application for a rate increase. The meeting will be held at the following time and place:

Wednesday, July 18, 2012, 6:00 p.m.
Grand Hall at Pennbrooke Fairways
33825 Pennbrooke Parkway
Leesburg, FL 34748

All persons who wish to comment are urged to be present at the beginning of the meeting, because the meeting may be adjourned early if no customers are present. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. The meeting will begin as scheduled and will continue until all of the customers have been heard.

The purpose of this meeting is to give customers and other interested persons an opportunity to offer comments to Commission Staff regarding the quality of service the Utility provides, the proposed increase, and to ask questions, and comment on the rates included in this Notice as well as other issues. Commission Staff will be available to address and coordinate customers' comments and to assist members of the public. A representative from the Utility may also be in attendance. At the beginning of the meeting, procedures will be established for the order of comments. Commission Staff will have sign-up sheets, and customers will be called in the order that they sign up to speak.

Pursuant to provisions of the Americans With Disabilities Act, any person requiring special accommodations to participate in this meeting because of a physical

impairment should call the Office of Commission Clerk at (850) 413-6770 at least 48 hours prior to the meeting. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD) or 1-800-955-8770 (Voice).

Emergency Cancellation of Customer Meeting

If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found at the bottom of the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at 850-413-6199.

BACKGROUND

Utilities, Inc. of Pennbrooke (the "Utility") is a water and wastewater utility whose corporate offices are located at 200 Weathersfield Avenue, Altamonte Springs, Florida. The Utility's water and wastewater facilities are located in Lake County, Florida.

On March 29, 2012, the Utility filed an application with the Florida Public Service Commission (the "Commission") for an increase in its water and wastewater rates to its customers in Lake County based on an historical test year ending September 30, 2011. The application is assigned Docket No. 120037-WS, and May 9, 2012, was established as the official date of filing.

The Utility has requested a permanent revenue increase for its water system in Lake County of \$162,305, or 33.02%, and a permanent revenue increase for its wastewater system in Lake County of \$116,169, or 23.78%. The requested increase would produce annual revenues of \$653,882 for water service and \$604,646 for wastewater service. The Utility had also requested that the Commission approve an interim wastewater rate increase. On May 22, 2012, the Commission voted to deny an interim wastewater revenue increase, and voted to require the Utility to hold \$75,385, or 15.34%, of the current water revenues subject to refund.

The water revenues being held subject to refund are subject to being refunded with interest, should the Commission find that the Utility was not entitled to collect such revenues pending the final Commission decision. A schedule of the Utility's rates prior to filing, the Utility requested interim wastewater rates, the Utility's proposed final rates, and the currently approved rates follow.

The reason for this rate increase request is because the Utility has incurred substantial additional operating costs and capital investment. Copies of the MFRs, the Rate Case Synopsis, and the Utility's application will be available for inspection at the following locations:

Leesburg Public Library 100 East Main Street Leesburg, FL 34748	Hours: Mon - Thurs: 9am - 8pm Friday: CLOSED Saturday: 9am - 5pm Sunday: CLOSED.
Utilities, Inc. of Pennbrooke 200 Weathersfield Avenue Altamonte Springs, FL 32714	Office Hours: Monday through Friday 8:00 a.m. to 5:00 p.m.

The test period for setting rates is the historical average thirteen-month period ended September 30, 2011.

The following tentative schedule was established by the Commission for the remaining major events in the Utility's rate case:

<u>Schedule Item</u>	<u>Due Date</u>
Staff Audit Report	June 5, 2012
Customer Meeting	July 18, 2012
Staff's Proposed Agency Action ("PAA") Recommendation	September 20, 2012
Agenda Conference on PAA Rates	October 2, 2012
PAA Order	October 22, 2012
Protest Period Expires	November 13, 2012

NOTICE OF INTERIM RATES, AND CURRENT AND PROPOSED CHARGES

The current and proposed rates and charges follow. These rates are subject to change based on information gathered at the customer meeting, further Staff review, and the final decision by the Commissioners.

Water Service

<u>Residential, General Service, and Irrigation</u> <i>(Monthly)</i>	<u>Present Rates</u>	<u>Utility's Requested Interim Rates</u>	<u>Utility's Requested Final Rates</u>	<u>Commission Approved Interim Rates</u>
Base Facility Charge By Meter Size:				
5/8" x 3/4"	\$5.03	N/A	\$6.70	N/A
3/4 "	\$7.34	N/A	\$9.77	N/A
1"	\$12.07	N/A	\$16.07	N/A
1 1/2"	\$24.57	N/A	\$32.70	N/A

2"	\$38.61	N/A	\$51.39	N/A
3"	\$78.69	N/A	\$104.74	N/A
4"	\$120.66	N/A	\$160.60	N/A
6"	\$245.51	N/A	\$326.79	N/A
	<u>Present Rates</u>	<u>Utility's Requested Interim Rates</u>	<u>Utility's Requested Final Rates</u>	<u>Commission Approved Interim Rates</u>
Consumption Charges - (per 1,000 gallons)				
Residential 0-3,000 gallons	\$1.86	N/A	\$2.48	N/A
Residential 3,001-6,000 gallons	\$1.95	N/A	\$2.60	N/A
Residential 6,001 – 10,000 gallons	\$2.40	N/A	\$3.19	N/A
Residential over 10,000 gallons	\$2.88	N/A	\$3.83	N/A
General Service	\$2.22	N/A	\$2.95	N/A

Wastewater Service

<u>Residential Service Monthly</u>	<u>Present Rates</u>	<u>Utility's Requested Interim Rates</u>	<u>Utility's Requested Final Rates</u>	<u>Commission Approved Rates (No Change)</u>
Base-Facility Charge – All meter sizes:	\$12.92	\$14.08	\$16.00	\$12.92
Residential Consumption charge – per 1,000 gallons (6,000 gallon cap)	\$4.17	\$4.54	\$5.16	\$4.17
<u>General Service</u>	<u>Present Rates</u>	<u>Utility's Requested Interim Rates</u>	<u>Utility's Requested Final Rates</u>	<u>Commission Approved Rates (No Change)</u>

Base Facility Charge				
<u>By Meter Size:</u>				
5/8" x 3/4"	\$12.92	\$14.08	\$16.00	\$12.92
3/4"	\$19.06	\$20.77	\$23.60	\$19.06
1"	\$31.49	\$34.31	\$39.00	\$31.49
1 1/2"	\$63.63	\$69.33	\$78.80	\$63.63
2"	\$100.76	\$109.79	\$124.78	\$100.76
	<u>Present Rates</u>	<u>Utility's Requested Interim Rates</u>	<u>Utility's Requested Final Rates</u>	<u>Commission Approved Rates (No Change)</u>
3"	\$203.83	\$222.09	\$252.41	\$203.83
4"	\$314.88	\$343.09	\$389.93	\$314.88
6"	\$636.55	\$693.36	\$788.02	\$636.55
General Service Gallonage Charge (per 1,000 gallons)	\$5.01	\$5.46	\$6.20	\$5.01
<u>Reuse Service</u>	<u>Present Rates</u>	<u>Utility's Requested Interim Rates</u>	<u>Utility's Requested Final Rates</u>	<u>Commission Approved Rates (No Change)</u>
Reuse Service Consumption Charge - (per 1,000 gallons)	\$0.85	\$0.93	\$1.05	\$0.85

SERVICE AVAILABILITY CHARGES

The Utility is not requesting any changes to its service availability charges. Even though not requested to do so, the Commission may review and adjust service availability charges.

HOW TO CONTACT THE COMMISSION

Any person who wishes to comment or provide information to Commission Staff may do so at the customer meeting, either orally or in writing. Written comments regarding the Utility's service or the requested final rate increases may be sent to the Commission at the following address:

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

All comments should refer to Docket No. 120037-WS, which is the docket number that has been assigned to this case. Complaints regarding service may be made to the Commission's Division of Regulatory Compliance and Consumer Assistance at the following toll-free number: 1-800-342-3552.

If you have any questions, please call the Utility's office at (800) 272-1919.

Utilities, Inc. of Pennbrooke