State of Florida



Public 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:

August 15, 2012

TO:

Ann Cole, Commission Clerk, Office of Commission Clerk

FROM:

Monica Brown, Regulatory Analyst II, Division of Economic Regulation

RE:

Docket No. 120037-WS - Application for increase in water and wastewater rates in

Lake County by Utilities, Inc. of Pennbrooke

Attached is a document for inclusion in the docket file for the above referenced docket. The document contains the Utility's update to rate case expense.

DOCUMENT NUMBER-CAT

05611 AUG 15 2

Monica Brown

From: Martin Friedman [MFriedman@sfflaw.com]

Sent: Wednesday, August 15, 2012 12:05 PM

To: Monica Brown

Subject: {BULK} Pennbrooke - Rate Case Expense Update

Importance: Low

Attachments: Pennbrooke Rate Case Expense Update 7.31.12.pdf; RCEXPENSEDETAIL - ALL 2012 CASES

Rev.1.pdf; Updated Legal RCE w-attach (8-15-12).pdf

Monica,

Sorry for the delay. Regards, Marty

MARTIN S. FRIEDMAN

SUNDSTROM, FRIEDMAN & FUMERO, LLP



Sundstrom, Friedman & Fumero, LLP Attorneys at Law 766 North Sun Drive, Suite 4030 Lake Mary, Florida 32746 T: 407.830.6331

F: 407.830.8522 M: 407.310.2077 mfriedman@sfflaw.com www.sfflaw.com

Tallahassee • Lake Mary • Boca Raton

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DOCUMENT NUMBER-DATE

05611 AUG 15 2

Florida Public Service Commission

Utilities, Inc. of Peanbrooks Decket Re.: 120037-W5 Test Your Ended: September 30, 2011 Scheduse: B-10 Page 1 of 1 Preparer: Nicole Winams

Explanation: Provide the total amount of rate case expense requested in the application. State whether the tetal includes the amount up to proposed agency action or through a hearing indust the Commission. Provide a list of each firm providing services for the epplicant, the individuals for each firm assisting in the application including each individual's hourly rate, and an estimate of the total charges to be incurred by each firm, as well as a description of the type of services provided. Also provide the additional information for americation and allocation method, including support behind this determination.

	(1)	(2)	(3)	(4)	(6)	(6)	(2)	(8)	(9)	(10)	(11)
					Total Setimate		Charges	Betimated	Relimated	Total Charges	
Lime	Pires or	Counsel, Consultant or Witness			of Charges	Paid as of			Charges Ramainia,		Type of
No.	Vendor Name		Per Person	Hours	by Picus		7.51.2012		7.31.3012	7.31,2012	Service Randered
	tan. Swain & Associates	Debonih Swain	200.00 150.00	0		0		0	*		Assist w/MPRs, date requests, audit facilitation
	ban, Swain & Amoriaice kan, Swain & Associates	Cynthia Yapp Marta Bravo	150.00	0	,-	ò		0	•		Assist w/MFRs, data requests, audit facilitation Assist w/MFRs, data requests, audit facilitation
	san, Swath a resourance se, Sundstrom & Bentley, t		315.00	113	35.438	ò		ŏ			Legal Fees
	se. Sundstrom & Bentley, I		340.00	113	38,250	12	4.182		13.702		Legal Form
9 10	er. Gallowioth & Dellacy, I	23 Mas on Fractions	240.00	110	Milano	••	7,,04	40	10.100	17,004	Various Expenses (tiling lee included, travel, photocopies, phone rulls)
6 Ro	et, Sundatrom & Bentley, I	lin/a			7.000	n/a	5,926	n/a	798	6.684	associated with legal fees.
	ER Consultants	Frank Seldman	150.00	240	36,150	166	24,950		1.650		LikUAnalysis, Assist w/ MFRs, data requests, audit facilitation
	blic Service Communication	***************************************	n/a	n/a	4,000	0/4		n/a			Filing Fee.
9 W	uer Service Corp.	Various Employees	Varies	varies	88,053	n/a	32,466		15,000		Assist w/MPRs, data requests, guilt facilitation
2 W	ter Service Corp.		n/a	6/4	5,000	n/u		n/e	200	200	Customer notices, postage
	iter Service Carp.		n/a	n/u	3.200	n/a		o/e			Travel, Hotel/Assummedution, Bental Care, Airfare
10 W.	ster Service Corp.		n/a	r/a	,	n/a	-	11/2			Temp Services
10 W	uer Service Corp.		n/a	n/a	12.000	n/a	2.069	n/e	100	2.169	Fed Ex & other nuec.
11					_			_			
	timate Through				8 229.090		6 69,593	-	9 31,390	\$ 100.983	-
12								-			
12											
13 (x)											
	Commission Hearing										
14											
	sortization Period 4 Years										
	planation if different from t	Section 367.08 5. Florida	1								
15											
	nortization of Rate Case Ex	perve:									
16				(B)	(C)						
17 17			(A) Water	Windewater							
	or Linamortized Rate Case	Evaluat	W MUCT	M TONG-WELC	1 1000						
	nteut tale case expense	EW DELINE.	55.041	45,942	100.983						
	tal projected rate case expe	nee	85.041	15,942	(00.693						
	nual Amortization	124		8 11.465							
20	DIVINE PRINCESSION		- (3 (48)	0 71,403	20.410						
	thad of allocation between	au tu durantural									
21	GOOD DI MINISTRALI DE CARESTI	eymunion,									
	stomers (based on ERC Co	unts 00/30/11)	1,482.00	1.237,00	2.719.00						
32	on and the court				211 10100						
	reactings of average guistom	n/h	55%	45%	100%	ii.					
23											
	sulting %		54.51%	45.49%	100%	,					
			2								

Management & Regulatory Consultants, Inc.
Summary of Rate Case Expense from Invoices through April, 2012
Pennbrooke

BILLED EXPENSE

			Assist w/ & Repond to			
		Prepare MFRs	Data Req. & New Info.	Corrections to MFR	Expenses	Totals
Frank Seidman Billing Rate: \$150/hr	Hours Amount	166.33 \$24,949.50	\$0.00	\$0.00	\$0.00	166.33 \$24,949.50

PROJECTED REMAINING EXPENSE

		Prepare MFRs	Assist w/ & Repond to Data Req. & New Info.	Prepare for and Attend Agenda	Exp. (est.)	Totals
Frank Seidman	Hours	0.00	9.00	2.00		11.00
Billing Rate: \$150/hr	Amount	\$0.00	\$1,350.00	\$300.00	\$0.00	\$1,650.00
Cumulative Total, Bille	ed and Rema	ining				\$26,599.50

Utilities Inc. of Pennbrooke Docket No. 120037-WS

Sundstrom, Friedman & Fumero, LLP - Actual and Estimated Rate Case Expense

<u>Actual Billed:</u> \$7,220.58 - attorneys' fees and costs through July, 2012 - excludes \$4,000 filing fee - excludes \$272.00 to address deficiencies. (Invoices Attached)

Actual Unbilled for July 2012: \$1,836. (Report Attached)

Estimated:

<u>Hours</u>	<u>Description</u>				
7.0 hrs	Respond to formal and informal data requests from Staff and OPC				
	and any other discovery requests.				
2.5 hrs	Review Staff recommendation; Conference with client and				
	consultants regarding recommendation; Conference with Staff				
	regarding recommendation.				
15.0 hrs	Prepare for and attend Agenda conference, discuss Agenda with				
	client and Staff.				
1.5 hrs Review PAA Order; conference with client and consul					
	regarding PAA Order.				
5.0 hrs	Prepare revised tariff sheets, obtain Staff approval of tariffs; Draft				
and revise customer notice, obtain Staff approval; Coordina					
	mailing of customer notices and implementation of tariffs; Prepare,				
	review and filing of post-Order requirements				
31.0 hrs @	\$10,540.00 total attorneys' estimated fees through PAA				
\$340/hr					

Actual Unbilled Costs: \$124.59 (Report Attached)

Estimate of costs to complete:

\$ 500.00	Attend Agenda Conference, travel/meals/hotel
\$ 25.00	Estimated photocopier costs
\$ 30.00	Estimated courier costs
\$ 555.00	TOTAL Estimated Costs

TOTAL ATTORNEYS' FEES AND COSTS: \$ 20,276.17

LAW OFFICES SUNDSTROM, FRIEDMAN & FUMERO, LLP

2548 BLAIRSTONE PINES DR TALLAHASSEE, FLORIDA 32301

FE:# 59-2783536

(850) 877-6555

PLEASE REFER TO INVOICE NUMBER WHEN REMITTING

UTILITIES, INC ATTN: JOHN STOVER 2335 SANDERS RD NCRTHBROOK, IL 60062

MARCH 12, 2012 INVOICE # 47074 FILE # 30057-00205 PAGE 1

MATTER: PENNEROOKE 2011 RATE CASE

2/01/12 MSF RESEARCH AND DRAFT TEST YEAR REQUEST LETTER AND

.50 170.00

LETTER TO MS. MARKWELL AND MR. FLYNN CONCERNING

SAME

TCTAL HOURS

.50

PROFESSIONAL FEES

\$ 170.00

MARTIN S FRIEDMAN

.50 170.00

FEDERAL EXPRESS

25.26

TOTAL COSTS ADVANCED

\$ 25.26

TOTAL STATEMENT

\$ 195.26

LAW OFFICES SUNDSTROM, FRIEDMAN & FUMERO, LLP 2548 BLAIRSTONE PINES DR TALLAHASSEE, FLORIDA 3230.

F E : # 59-2783536

(850) 877-6555

PLEASE REFER TO INVOICE NUMBER WHEN REMITTING

UTILITIES.	INC	
ATTN: JOHN	STCV	ER.
1335 SANDERS	S RC	
NORTHBROOK.	IL	60062

APRIL 11, 2012 INVOICE # 47289 FILE # 30057-00205 PAGE 1

	MATTER: FENNBROOKE 2011 RATE CASE			
3 103/12 MSF	REVIEW TEST YEAR APPROVAL LETTER AND LETTER TO	ro	.20	68.00
3:04/12 MSF	DRAFT INITIAL OFFICER AFFIDAVIT AND LETTER TO SPARROW CONCERNING SAME: BEGIN RESEARCH AND I OF APPLICATION	-	.80	272.00
3.04/10 MSF	REVIEW E SCHEDULES AND DRAFT INTERIM AND FINA TARIFFS: LETTER TO MS. AQUILING CONCERNING SA	-	.80	272.00
3/27/12 MSF	NUMEROUS CORRESPONDENCE WITH CLIENT REGARDING FINALIZING MFRS	;	.50	170.50
3/18/12 MSF	FINALIZE REVIEW AND COMPILATION OF DOCUMENTS APPLICATION; LETTER TO MS. COLE	AND	1.30	442.00
	TOTAL HOURS		3.60	
	PROFESSIONAL FEES \$	1,224.00		

MARTIN S FRIEDMAN	3.€0	1,224.00
FILING FEE FHOTOCCPIES	4	,000.00 181.25
CUTSIDE PHOTOCOPIES TOTAL COSTS ADVANCED		,215.51
TOTAL STATEMENT	\$ 6	,620.76

SUNDSTROM, FRIEDMAN & FUMERO, LLP

2548 BLAIRSTONE PINES DR TALLAMASSEE, FLORIDA 32301

F E.I.# 59-2783536

(850) 877-6555

PLEASE REFER TO INVOICE NUMBER WHEN REMITTING

UTILITIES, INC
ATTN: JOHN STOVER
2335 SANDERS RD
NORTHBROOK, IL 60062

MAY 10, 2012 INVOICE # 47539 FILE # 30057-00205 PAGE 1

	MATTER: PENNBROOKE 2011 RATE CASE		
4/03/12 MSF	TELEPHONE CONFERENCE WITH MR. FLETCHER OF PSC WHO TELEPHONED AND DRAFT WAIVER LETTER	.30	102.00
4/11/12 MSF	TELEPHONE CONFERENCE WITH MR. SPRINGER OF PSC STAFF WHO TELEPHONED REGARDING UI FINANCIALS AND LETTER TO CLIENT CONCERNING SAME	.30	102.00
4/19/12 MSF	REVIEW AND RESPOND TO CORRESPONDENCE FROM OPC TO PSC STAFF	.30	102.00
4/30/12 MSF	REVIEW DEFICIENCY LETTER AND RESEARCH AND DRAFT LETTER TO COMPANY CONCERNING SAME	.30	102.00
	TOTAL HOURS	1.20	

PROFESSIONAL FEES \$ 408.00

MARTIN S FRIEDMAN	1.20	408.00
FEDERAL EXPRESS PHOTOCOPIES		274.14 230.00
TOTAL COSTS ADVANCED	\$	504.14
TOTAL STATEMENT	\$	912.14

LAW OFFICES SUNDSTROM, FRIEDMAN & FUMERO, LLP 2548 BLARSTONE PINES DR TALLAHASSEE, FLORIDA 32301

F E 1# 59-2783536

(850) 877-8555

PLEASE REFER TO INVOICE NUMBER WHEN REMITTING

UTILITIES, INC ATTN: JOHN STOVER 2335 SANDERS RD NORTHBROOK, IL 60062

JUNE 15, 2012 INVOICE # 47728 FILE # 30057-00205 PAGE 1

	MATTER: PENNBROOKE 2011 RATE CASE		
5/09/12 MSF	REVIEW REVISED SCHEDULES AND PREPARE LETTER TO PSC CLERK WITH DEPICIENCY RESPONSES	.50	170.00
5/10/12 MSF	REVIEW STAFFS FIRST DATA REQUEST AND LETTER TO MS. WINAMS CONCERNING SAME	.20	68.00
5/16/12 MSF		. 90	306.00
5/17/12 MSF	REVIEW CORRESPONDENCE FROM PSC ATTORNEY AND LETTER TO CLIENT REGARDING INTERIM RATES; CORRESPONDENCE WITH MR. SEIDMAN AND MS. MARKWELL CONCERNING RECOMMENDATION	. 30	102.00
5/23/12 MSF	BEGIN RESEARCH AND DRAFT OF RESPONSES TO STAFF'S FIRST DATA REQUEST	1.00	340.00
5/24/12 MSF	BEGIN RESEARCH AND DRAFT SYNOPSIS	. 90	306.00
5/25/12 MSF		.40	136.00
5/28/12 MSF	REVIEW COMMENTS TO SYNOPSIS FROM MS. BROWN AT PSC, REVISE SYNOPSIS ACCORDINGLY AND LETTER TO MS. BROWN	.30	102.00
5/29/12 MSF	REVIEW SEVERAL LETTER FROM PSC ATTORNEY JAEGER REGARDING SYNOPSIS AND REVISE SYNOPSIS SEVERAL TIMES ACCORDINGLY AND LETTER TO ATTORNEY JAEGER.	.50	170.00
5/30/12 MSF	REVIEW PSC ORDER REGARDING WATER REVENUES BEING HELD SUBJECT TO REFUND; DRAFT CORPORATE UNDERTAKINGS; LETTER TO CLIENT	.60	204.00
5/31/12 MSF	CORRESPONDENCE WITH MS. BROWN AT STAFF AND WITH MS. MARKWELL; RESEARCH AND DRAFT COMBINED INITIAL CUSTOMER NOTICE AND CUSTOMER MEETING NOTICE; LETTER TO LIBRARIAN	1.40	476.00
	TOTAL HOURS	7.00	

PROFESSIONAL FEES

\$ 2,380.00

LAW OFFICES SUNDSTROM, FRIEDMAN & FUMERO, LLP 2548 BLARSTONE PINES DR TALLAHASSEE, FLORIDA 32301

F.E.I.# 59-2783536

(850) 877-6555

PLEASE REFER TO INVOICE NUMBER WHEN REMITTING

UTILITIES, INC		
Invoice #: 47728	PAGE	2
		-
MARTIN S FRIEDMAN	7.00	2,380.00
TOTAL COSTS ADVANCED		\$.00

TOTAL STATEMENT	\$ 2,	380.00

LAW OFFICES SUNDSTROM, FRIEDMAN & FUMERO, LLP 2548 BLAIRSTONE PINES DR TALLAHASSEE, FLORIDA 32301

FE1#59-2783536

(850) 877-6555

PLEASE REFER TO INVOICE NUMBER WHEN REMITTING

UTILITIES, INC ATTN: JOHN STOVER 2335 SANDERS RD NORTHBROOK, IL 60062

JULY 11, 2012 INVOICE # 47962 FILE # 30057-00205

PAGE 1

	MATTER: PENNBROOKE 2011 RATE CASE		
6/06/12 MSF	REVIEW CORPORATE UNDERTAKINGS AND DRAFT NOTICE OF FILING: LETTER TO MR. FLYNN	.30	102.00
6/08/12 MSF		2.40	816.00
6/12/12 MSF		.20	68.00
6/13/12 MSF	DRAFT AFFIDAVIT OF MAILING COMBINED NOTICE AND LETTER TO CLIENT CONCERNING SAME	. 20	68.00
6/15/12 MSF	REVIEW AND FILE INTERIM REVENUE REPORT	.10	34.00
6/21/12 MSF	REVIEW OPC REQUEST FOR CONFIDENTIAL INFORMATION; REVIEW OPC NOTICE OF CUSTOMER MEETING; CORRESPONDENCE WITH CLIENT REGARDING BOTH MATTERS	.30	102.00
6/26/12 MSF		. 20	68.00
6/26/12 MSF		. 20	68.00
	TOTAL HOURS	3.90	

PROFESSIONAL FEES

\$ 1,326.00

MARTIN S FRIEDMAN

3.90 1,326.00

LAW OFFICES SUNDSTROM, FRIEDMAN & FUMERO, LLP 2548 BLAIRSTONE PINES DR TALLAHASSEE, FLORIDA 32301

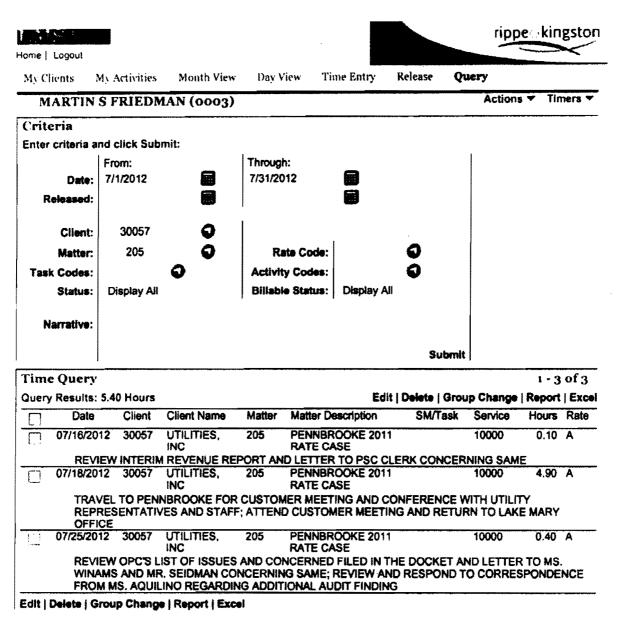
F.E.I.# 59-2783535

(850) 877-6555

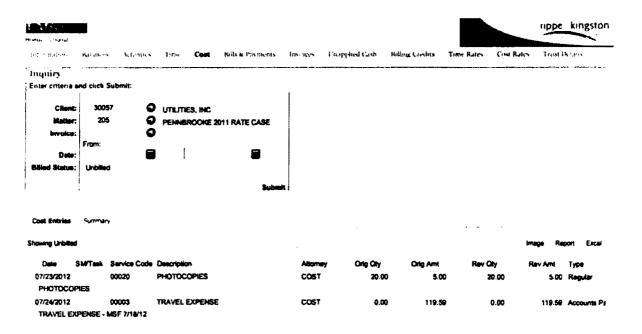
PLEASE REFER TO INVOICE NUMBER WHEN REMITTING

UTILITIES, INC

Invoice #:	47962	PAGE 2
	FEDERAL EXPRESS	42.42
	PHOTOCOPIES	16.00
	TOTAL COSTS ADVANCED	\$ 58.42
	TOTAL STATEMENT	\$ 1,384.42



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