

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-**

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**DATE:** January 10, 2017  
**TO:** Carlotta S. Stauffer, Commission Clerk, Office of Commission Clerk  
**FROM:** Robert Graves, Public Utilities Supervisor, Division of Engineering *RG*  
**RE:** Docket No.160065-WU- Application for increase in water rates in Charlotte County  
by Bocilla Utilities, Inc.

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Please file the attached "Attachments to reponse to Adam Hill email" in the above metioned docket file.

Thank you ~

## Terri Jones

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**From:** Robert Graves  
**Sent:** Tuesday, January 10, 2017 11:30 AM  
**To:** Terri Jones  
**Cc:** David Frank; Adam Hill; Amber Norris  
**Subject:** FW: Bocilla Utilities Rate case/Docket No. 160065-WU  
**Attachments:** Attachments to response to Adam Hill e-mail.pdf

Terri,

Please file this message with attachments in the docket file (Docket No. 160065-WU) and use the subject line as the title or the filing.

Thank You  
Robert

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**From:** Martin S. Friedman [<mailto:mfriedman@coensonfriedman.com>]  
**Sent:** Wednesday, January 04, 2017 3:33 PM  
**To:** Adam Hill; David Frank; Robert Graves  
**Cc:** CRAIG NODEN; [raycindyflischel@gmail.com](mailto:raycindyflischel@gmail.com)  
**Subject:** RE: Bocilla Utilities Rate case/Docket No. 160065-WU

These are the attachments that I inadvertently omitted from the earlier response.

**MARTIN S. FRIEDMAN, ESQUIRE**  
*Shareholder*



766 North Sun Drive  
Suite 4030  
Lake Mary, FL 32746  
T: 407.322.8000  
F: 407.878.2178  
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[www.coensonfriedman.com](http://www.coensonfriedman.com)

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**From:** Martin S. Friedman  
**Sent:** Wednesday, January 04, 2017 1:56 PM  
**To:** Adam Hill <[ahill@psc.state.fl.us](mailto:ahill@psc.state.fl.us)>; 'David Frank' <[DFrank@PSC.STATE.FL.US](mailto:DFrank@PSC.STATE.FL.US)>; 'Robert Graves' <[RGRAVES@PSC.STATE.FL.US](mailto:RGRAVES@PSC.STATE.FL.US)>  
**Cc:** CRAIG NODEN <[craig@bocillautilities.com](mailto:craig@bocillautilities.com)>; 'raycindyflischel@gmail.com' <[raycindyflischel@gmail.com](mailto:raycindyflischel@gmail.com)>  
**Subject:** Bocilla Utilities Rate case/Docket No. 160065-WU

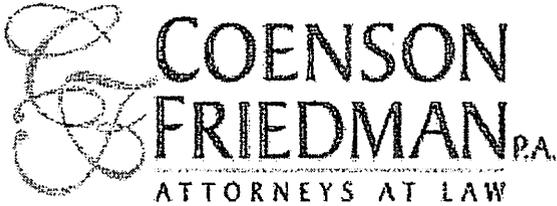
Guys,

Attached is the response to the questions raised in Adam's 12/29/16 email. Shortly I will provide responses to the questions we discussed today.

Thanks, Marty

**MARTIN S. FRIEDMAN, ESQUIRE**

*Shareholder*



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Suite 4030  
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**Exhibit 1.**

## **CRAIG NODEN**

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**From:** CRAIG NODEN <craig.noden@gmail.com> on behalf of CRAIG NODEN  
**Sent:** Wednesday, November 30, 2016 8:55 AM  
**To:** 'James.Oni@DEP.STATE.FL.US'  
**Cc:** 'Karl.Henry@flhealth.gov'  
**Subject:** PBWN NOVEMBER 29, 2016  
**Attachments:** PBWN NOVEMBER 29, 2016.docx

Good Morning James,

Attached please find the PBWN that Bocilla Utilities issued yesterday to a portion of South Gulf Blvd. Don Pedro Island , Charlotte County, Florida. This notice was hand delivered to 40 residences. A 4" water main at Colony Don Pedro ruptured and is currently being repaired. Please let us know if we can provide any additional information.

Craig Noden  
Bocilla Utilities

**NOVEMBER 29, 2016**

**PRECAUTIONARY BOIL WATER NOTICE**

**TO: THE RESIDENTS ON SOUTH GULF BLVD., DON PEDRO ISLAND.**

**THIS MORNING THERE WAS WATER MAIN BREAK AT COLONY DON PEDRO AND YOUR WATER SERVICE WAS TURNED OFF TO REPAIR A DISTRIBUTION MAIN AND VALVE.**

**THE WATER MAIN AND VALVE ARE CURRENTLY BEING REPAIRED AND ONCE YOUR WATER IS BACK ON PLEASE FOLLOW THE INSTRUCTIONS LISTED BELOW.**

**AS A PRECAUTION, WE ADVISE THAT ALL WATER USED FOR DRINKING, COOKING, MAKING ICE, BRUSHING TEETH, OR WASHING DISHES BE BOILED. A ROLLING BOIL OF ONE MINUTE IS SUFFICIENT. AS AN ALTERNATIVE BOTTLED WATER MAY BE USED.**

**THIS "PRECAUTIONARY BOIL WATER NOTICE" WILL REMAIN IN EFFECT UNTIL THE PROBLEM HAS BEEN CORRECTED AND A BACTERIOLOGICAL SURVEY SHOWS THAT THE WATER IS SAFE TO DRINK.**

**THE SURVEY RESULTS USUALLY COME BACK IN APPROXIMATELY 72 HOURS.**

**A RESCISSION OF THE BOIL WATER NOTICE WILL BE POSTED UPON OUR RECEIPT OF THE SATISFACTORY BACTERIOLOGICAL SURVEY.**

**IF YOU HAVE ANY QUESTIONS YOU MAY CONTACT BOCILLA UTILITIES AT (941) 769-0561.**

**CRAIG NODEN**

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**To:** James.Oni@DEP.STATE.FLUS  
**Cc:** Karl.Henry@flhealth.gov  
**Subject:** BOCILLA UTILITIES RESCISSION OF PBWN  
**Attachments:** Bocilla Utilities Bac-t S16120025 0026 12-1-16; RESCISSION PBWN DECEMBER 2, 2016.doc

Good afternoon James,

Attached the two Bact's and the Rescission Notice for the PBWN that Bocilla Utilities posted on November 29, 2016. This Rescission Notice has been hand delivered to all of the affected customers. Please let me know if you need any additional information.

Craig Noden  
Bocilla Utilities

**DRINKING WATER MICROBIAL SAMPLE COLLECTION & LABORATORY REPORTING FORMAT**

(82-550 730 Reporting Format Effective 01/1995, Revised 02/2010)

**Benchmark Enviroanalytical, Inc.**

1001 Corporate Avenue, Suite 102  
North Port, FL 34289  
Tel: (941) 825-3137  
Fax: (941) 240-3071  
Contact: Melinda Merchant

For Lab use Only E85086

Lab Receipt Date & Time: 12/1/16 12:22 PM  
Analysis Date & Time: 12/1/16 12:24 PM  
Sample Acceptance Criteria:  
Sample Preservation:  On Ice  Not On Ice  3.7 °C  
Disinfectant Check:  Not Detected  \_\_\_\_\_ mg/L  
This sample does not meet the following NELAC requirements:

Report Number: 516120076 Sub-Contract Lab ID: \_\_\_\_\_

**Analysis Requested: (check all that apply)**

Total Coliform/E. coli  Total Coliform/Fecal  Enterococci  Coliphage  HPC  Other: \_\_\_\_\_

Public Water System (PWS) Name: BOCILLA UTILITIES PWS I.D. 

6	0	8	4	0	7	9
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PWS Address: \_\_\_\_\_ City: \_\_\_\_\_

PWS or PWS Owner's Phone #: \_\_\_\_\_ Fax #: \_\_\_\_\_

Collector: JOHN KEASER Collector's Phone #: 941-769-8496

**Type of Supply: (check only one)**

Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other: \_\_\_\_\_

**Reason for Sampling: (check all that apply)**

Distribution Routine  Distribution Repeat  Raw (triggered or assessment)  Raw (triggered or assessment) additional  Well Survey  
 Clearance  Replacement (also check type of sample being replaced)  Boil Water Notice  Other: \_\_\_\_\_

Sample Collection Date: 12-1-16 ~~0900~~ 20F2

To be completed by collector of sample						To be completed by lab				
Sample #	Sample Point (Location or Specific Address)	Sample Collection Time	Sample Type <sup>1</sup>	Disinfectant Residual (mg/L)	pH	Analysis Method(s) <sup>2</sup> : Collet, SM9223B				
						Non-Coliform	Total Coliform	Fecal, E. coli, Enterococci, or Coliphage <sup>3</sup>	Data Qualifier <sup>4</sup>	Lab Sample #
	CDP 413	0900	G	2.4		A				1

Average of disinfectant residuals for distribution routine & repeat samples.<sup>1</sup> Free chlorine or Total chlorine (circle one)

Unless otherwise noted, all tests are performed in accordance with NELAC standards, and the results relate only to the samples.

Disinfectant Residual Analysis Method:  
 DPD Colorimetric  Other: \_\_\_\_\_

Person performing disinfectant analysis is (see instructions on reverse):  
 A certified operator (# 10320)  
 Supervised by certified operator (# \_\_\_\_\_)  
 Employed by a certified lab  Employed by DEP or DOH  
 Authorized representative of supplier of water

Date and time PWS notified by lab of positive results: \_\_\_\_\_  
Date and time DEP/DOH notified by lab of positive results: \_\_\_\_\_  
Date Report Issued: 12/2/16  
Lab Signature: Melinda Merchant  
Title: Lab Manager

Name / Mailing Address of Additional Person to Receive Report

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Client Name / Address  
Bocilla Utilities Inc. John.Keaser@gmail.com  
7025 Placida Rd. Ste A  
Englewood, FL 34223

**DEP/DOH USE ONLY**

Satisfactory  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required

Date Reviewed by DEP/DOH: \_\_\_\_\_  
DEP/DOH Reviewing Official: \_\_\_\_\_

DEP Sample Type Codes: D = Distribution (Routine Compliance); C = Repeat or Check; R = Raw; N = Entry to Distribution; P = Plant Test; S = Special (Clearance, etc.)  
Analysis Methods: MF = SM9223B & D; UTF = 9221B & EC/MUG; MCM/MUG = SM9223B; HPC = SM9215B; RC = ReadyCult  
Results: A = coliforms are absent; P = coliforms are present; C = confluent growth; TNTC = too numerous to count

**DRINKING WATER MICROBIAL SAMPLE COLLECTION & LABORATORY REPORTING FORMAT**

(62-550 730 Reporting Format Effective 01/1995, Revised 02/2010)

**Benchmark Enviroanalytical, Inc.**

1001 Corporate Avenue, Suite 102  
North Port, FL 34289  
Tel: (941) 625-3137  
Fax: (941) 240-3071  
Contact: Melinda Merchant

**For Lab use Only E85086**

Lab Receipt Date & Time: 12/1/16 1222 pm  
Analysis Date & Time: 12/1/16 1224 PM  
Sample Acceptance Criteria:  
Sample Preservation:  On Ice  Not On Ice  5.7 °C  
Disinfectant Check:  Not Detected  mg/L  
This sample does not meet the following NELAC requirements:

Report Number: 516130025 Sub-Contract Lab ID: \_\_\_\_\_

Analysis Requested: (check all that apply)

Total Coliform/E. coli  Total Coliform/Fecal  Enterococci  Coliphage  HPC  Other: \_\_\_\_\_

Public Water System (PWS) Name: BOCILIA UTILITIES PWS I.D. 

6	0	8	4	0	7	9
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PWS Address: \_\_\_\_\_ City: \_\_\_\_\_

PWS or PWS Owner's Phone #: \_\_\_\_\_ Fax #: \_\_\_\_\_

Collector: JOHN KEASER Collector's Phone #: 941-769-8486

Type of Supply: (check only one)

Community Water System  Non-Transient Non-community Water System  Transient Non-community Water System  
 Limited Use System  Bottled Water  Private Well  Swimming Pool  Other: \_\_\_\_\_

Reason for Sampling: (check all that apply)

Distribution Routine  Distribution Repeat  Raw (triggered or assessment)  Raw (triggered or assessment) additional  Well Survey  
 Clearance  Replacement (also check type of sample being replaced)  Boil Water Notice  Other: \_\_\_\_\_

Sample Collection Date: 11-30-16 1 OF 2

To be completed by collector of sample						To be completed by lab				
Sample #	Sample Point (Location or Specific Address)	Sample Collection Time	Sample Type <sup>1</sup>	Disinfectant Residual (mg/L)	pH	Analysis Method(s) <sup>2</sup> : Coliart, SM9223B				
						Non-Coliform	Total Coliform	Fecal, E. coli, Enterococci, or Coliphage <sup>3</sup>	Data Qualifier <sup>4</sup>	Lab Sample #
	CDP 413	1700	G	2.4		A				!

Average of disinfectant residuals for distribution routine & repeat samples.<sup>5</sup> Free chlorine or Total chlorine (circle one).

Unless otherwise noted, all tests are performed in accordance with NELAC standards, and the results relate only to the samples.

Disinfectant Residual Analysis Method:  
 DPD Colorimetric  Other: \_\_\_\_\_  
Person performing disinfectant analysis is (see instructions on reverse):  
 A certified operator (# 1932B)  
 Supervised by certified operator (# \_\_\_\_\_)  
 Employed by a certified lab  Employed by DEP or DOH  
 Authorized representative of supplier of water

Date and time PWS notified by lab of positive results: \_\_\_\_\_  
Date and time DEP/DOH notified by lab of positive results: \_\_\_\_\_  
Date Report Issued: 12/2/16  
Lab Signature: Melinda Merchant  
Title: Lab Manager

Name / Mailing Address of Additional Person to Receive Report  
  
Client Name / Address  
Bocilia Utilities Inc. John.Keaser@gmail.com  
7025 Placida Rd. Ste A  
Englewood, FL 34223

**DEP/DOH USE ONLY**  
 Satisfactory  
 Incomplete Collection Information  
 Repeat Samples Required  
 Replacement Samples Required  
Date Reviewed by DEP/DOH: \_\_\_\_\_  
DEP/DOH Reviewing Official: \_\_\_\_\_

DEP Sample Type Codes: D = Distribution (Routine Constancy); C = Repeat or Check; R = Raw; N = Entry to Distribution; P = Plant Tap; S = Somaal (clearance, etc.)  
Analysis Methods: MF = SM9223B & D; MTF = 821B & ECAMUG; M/MOMUG = SM9223B; HPC = SM8215B RC = Ready-Cult

Results: A = coliforms are absent; P = coliforms are present; C = confluent growth; TNTC = too numerous to count

RESCISSION

PRECAUTIONARY BOIL WATER NOTICE

DATE: DECEMBER 2, 2016

TO: THE RESIDENTS OF SOUTH GULF BLVD DON PEDRO ISLAND.

THE PRECAUTIONARY BOIL WATER NOTICE THAT BOCILLA  
UTILITIES ISSUED FOR YOUR HOME ON NOVEMBER 29, 2016  
HAS BEEN RESCINDED.

THE WATER IS SAFE TO DRINK

IF YOU HAVE ANY QUESTIONS CALL (941) 769-0561

**Exhibit 2.**

## CRAIG NODEN

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**From:** John Keaser <[john.keaser@gmail.com](mailto:john.keaser@gmail.com)>  
**Sent:** Wednesday, January 04, 2017 8:10 AM  
**To:** CRAIG NODEN  
**Subject:** FW: Bocilla Utilities

**From:** Baron, Patty [<mailto:Patty.Baron@dep.state.fl.us>]  
**Sent:** Tuesday, January 03, 2017 4:00 PM  
**To:** [john.keaser@gmail.com](mailto:john.keaser@gmail.com)  
**Subject:** FW: Bocilla Utilities

John, after searching PWS and OCULUS, I can only find two Precautionary Boil Water Notices during the time frame referenced below, one on 11/12/14, and one on 8/11/14. I see no Acute public notices for compliance Bactis during that time frame

**From:** John Keaser [<mailto:john.keaser@gmail.com>]  
**Sent:** Friday, December 30, 2016 11:12 AM  
**To:** Robles, Juan <[Juan.Robles@dep.state.fl.us](mailto:Juan.Robles@dep.state.fl.us)>; Baron, Patty <[Patty.Baron@dep.state.fl.us](mailto:Patty.Baron@dep.state.fl.us)>  
**Subject:** Bocilla Utilities

Hi, The Public Service Commission has requested a list of Boil Water notices from January 2011 to December 2015, I was hoping you have a list you could send me with this information. This was a last minute request and have a deadline of next week. Thanks for your help.



**Customer  
Service  
Survey**