



WHEREFORE, the Utility and OPC respectfully request the Commission to approve without modification the attached Stipulation and Settlement Agreement and to issue a Proposed Agency Action Order consistent herewith.

Respectfully submitted this 24<sup>th</sup> day of April, 2018.

/s/Virginia Ponder

J.R. Kelly  
Public Counsel

Virginia Ponder  
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Attorney for Pluris Wedgefield, Inc.

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Application for a limited proceeding ) DOCKET NO. 20170166-WS  
water and wastewater rate increase in Orange )  
County, by PLURIS WEDGEFIELD, INC. )  
)

**STIPULATION AND SETTLEMENT AGREEMENT**

THIS STIPULATION AND SETTLEMENT AGREEMENT is made and entered into this 24<sup>th</sup> day of April, 2018, by and between Pluris Wedgefield, Inc. (Utility), and the Office of Public Counsel (OPC) on behalf of the customers of the Utility.

**WITNESSETH**

WHEREAS, the Utility filed an Application in this Docket for a limited rate increase; and  
WHEREAS, OPC has contested the calculation of the appropriate rate of return to be used in establishing the revenue requirement; and

WHEREAS, in order to avoid the time, expense and uncertainty associated with adversarial litigation, and in keeping with the Commission’s long-standing policy and practice of encouraging parties in contested proceedings to settle issues whenever possible, the Utility and OPC hereby enter into this Stipulation and Settlement Agreement to settle this case in accordance with the terms and conditions contained herein.

NOW, THEREFORE, for and in consideration of the mutual covenants set forth below, the Utility and OPC (Parties) agree as follows:

1. The Parties agree that the overall rate of return in this proceeding to apply to the increase in rate base should be 8.26%. It is the intent of the Parties that the Utility’s acceptance of OPC’s methodology of calculating the rate of return shall have no precedential effect or value in any future rate case.
2. The Parties agree that this Stipulation and Settlement Agreement resolves all issues in this limited proceeding.
3. If this Stipulation and Settlement Agreement is not accepted and approved without modification by the Commission, then this Stipulation and Settlement Agreement is rejected and shall be considered null and void and neither Party may use the attempted agreement in this or any other proceeding.

4. This Stipulation and Settlement Agreement will become effective on the date the Commission enters a Proposed Agency Action Order approving the agreement in total. The Parties agree not to protest such Proposed Agency Action Order.

5. The Parties have evidenced their acceptance and agreement with the provisions of this Stipulation and Settlement Agreement by their signatures, and personally represent that they have the authority to execute this Stipulation and Settlement Agreement on behalf of their respective Parties.

6. The Parties submit that the Stipulation and Settlement Agreement is in the best interests of the Utility and its customers and is in the public interest.

**OFFICE OF PUBLIC COUNSEL**

By: /s/ Virginia Ponder  
Virginia Ponder  
Associate Public Counsel  
On behalf of the customers of  
Pluris Wedgefield, Inc.

**PLURIS WEDGEFIELD, INC.**

By: /s/ Martin S. Friedman  
Martin S. Friedman  
Attorney for Pluris Wedgefield, Inc.

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing Joint Motion Requesting Commission Approval of Stipulation and Settlement Agreement has been furnished by electronic Mail to the following parties on this day of April, 2018.

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Crawford, Esquire Office of the  
General Counsel  
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/s/Virginia Ponder  
Virginia Ponder  
Associate Public Counsel