

State of Florida



# Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** December 1, 2020

**TO:** Adam J. Teitzman, Commission Clerk, Office of Commission Clerk

**FROM:** Kerri Maloy, Engineering Specialist I, Division of Engineering *KM MR LK*

**RE:** Docket No. 20200139-WS - Application for increase in water and wastewater rates in Charlotte, Highlands, Lake, Lee, Marion, Orange, Pasco, Pinellas, Polk, and Seminole Counties, by Utilities, Inc. of Florida.

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Please file the attached email "DEP compliance clarification request" in the above mentioned docket file.

KM/jp

Attachment

**From:** Thomas, Deirdre R [Deirdre.R.Thomas@FloridaDEP.gov]  
**Sent:** Tuesday, December 01, 2020 11:23 AM  
**To:** Kerri Maloy  
**Cc:** Garcia, Leandro; Shakar, Jamie; Melkun, Christopher  
**Subject:** FW: PWS ID # 3354883\_PSC Clarification Request

Good Morning Ms. Maloy-  
Please see the information below that has been verified for LUSI North (PWS 3354883) LFCO, as well as Mid County Services (FL0034789).  
Let us know if you have any additional questions.  
Thank you,



**Deirdre R. Thomas**  
Environmental Consultant  
Source & Drinking Water Program  
Florida Department of Environmental Protection  
Bob Martinez Center, Office 568F  
2600 Blainstone Road  
Tallahassee, FL 32399  
[Deirdre.R.Thomas@floridadep.gov](mailto:Deirdre.R.Thomas@floridadep.gov)

Based on the LCT database, LUSI North LFCO was closed August 21, 2019, not August 19, 2020.

Florida Department of Environmental Protection - Enterprise Applications

Reports Qculus Responsible Parties Help Exit Window

Legal Case Tracking System - Case Search Screen

Search By Results: Query retrieved 1 record Case Details Chronology

OGC Number 16-0376 District 3-CENTRAL Dist/Div Contact MACKENZIE BLACK County 35 LAKE  
Name LAKE UTILITY SERVICES, INC.; DEP VS. FO # DEP16-0915 Mode E ENFORCEME  
Lead Attorney CENTRAL E SFCO/MCO LIST Forum # Status C CLOSED

Activity Date	Code	Description
06/27/2016	DMO	CASE OPENED IN DISTRICT WITH MODEL CONSENT ORDER
06/27/2016	AA	NO ATTORNEY ASSIGNED. HANDLED BY CENTRAL DISTRICT.
07/13/2016		MCO MAILED
09/12/2016	MCO	MODEL CONSENT ORDER FILED #DEP16-0915
08/21/2019	DONE	CLOSING REQUEST RECEIVED FROM DISTRICT; COMPLIANCE COMPLETE.
08/21/2019	CC	CASE CLOSED IN OGC

Also, I went ahead and checked the other OGC cases listed in the spreadsheet even though they aren't within the Central District and noticed another discrepancy in the below portion of the spreadsheet. OGC 18-1197 was closed on July 30<sup>th</sup>, 2019 not July 29<sup>th</sup>, 2020.

Pinellas	Mid County Services	FL0034789	0	Six complaints in 2016. One complaint in 2017.	Jan - Feb 2018: Complaint regarding a foam residue discharging from Facility
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Florida Department of Environmental Protection - Enterprise Applications

Reports Qculus Responsible Parties Help Exit Window

Legal Case Tracking System - Case Search Screen

Search By Results: Query retrieved 1 record Case Details Chronology

OGC Number  District  Dist/Div Contact  County

Name  FO #  Mode

Lead Attorney  Forum #  Status

Activity Date	Code	Description
08/20/2018	AA	ASSIGNED TO LEAD ATTORNEY KATHRYN E LEWIS
08/20/2018	ACO	ADMIN. CASE OPENED IN OGC
08/20/2018	CO1	DRAFT CONSENT ORDER RECEIVED FROM DISTRICT
08/31/2018	CO2	DRAFT CONSENT ORDER RETURNED TO DISTRICT
11/07/2018		PROPOSED CONSENT ORDER
11/19/2018	CO3	CONSENT ORDER FILED #DEP18-0368
11/19/2018	MAE	MONIES ASSESSED - E/WQATF/ADMIN \$500.00-UTILITIES, INC.
11/19/2018	MAK	MONIES ASSESSED - IN KIND/WQATF/ADMIN \$12,000.00
12/19/2018	SEWA	\$500.00 EXP/WQATF DUE - \$500.00 PAID 10-DEC-2018 UTILITIES,
07/29/2019	IKOK	IN-KIND OBLIGATION COMPLETED
07/29/2019	MAV	MONIES ASSESSED - K/2 VALUE/WQATF/ADMIN \$95,009.92
07/30/2019	DONE	CLOSING REQUEST RECEIVED FROM DISTRICT; COMPLIANCE COMPLETE.
07/30/2019	CC	CASE CLOSED IN OGC

View Case History Report

**From:** Kleinfelter, Jessica <[Jessica.Kleinfelter@FloridaDEP.gov](mailto:Jessica.Kleinfelter@FloridaDEP.gov)>  
**Sent:** Tuesday, December 1, 2020 9:43 AM  
**To:** Garcia, Leandro <[Leandro.Garcia@FloridaDEP.gov](mailto:Leandro.Garcia@FloridaDEP.gov)>; Shakar, Jamie <[Jamie.Shakar@FloridaDEP.gov](mailto:Jamie.Shakar@FloridaDEP.gov)>; Thomas, Deirdre R <[Deirdre.R.Thomas@FloridaDEP.gov](mailto:Deirdre.R.Thomas@FloridaDEP.gov)>  
**Cc:** Kerri Maloy <[KMALOY@psc.state.fl.us](mailto:KMALOY@psc.state.fl.us)>  
**Subject:** FW: PWS ID # 3354883  
**Importance:** High

Hi All,

Please see the note below regarding the PSC request. Can someone please look into this and provide an explanation back to Kerri, I've copied her on this thread?

Thanks,  
Jessica



Jessica Kleinfelter  
Operations and Program Manager

Executive Services Program  
Florida Department of Environmental Protection  
Division of Water Resource Management  
2600 Blair Stone Rd., MS-3500  
Tallahassee, FL 32399-2400  
Phone: 850-245-7589

**From:** Kerri Maloy <[KMALOY@psc.state.fl.us](mailto:KMALOY@psc.state.fl.us)>  
**Sent:** Tuesday, December 1, 2020 6:45 AM  
**To:** Kleinfelter, Jessica <[Jessica.Kleinfelter@FloridaDEP.gov](mailto:Jessica.Kleinfelter@FloridaDEP.gov)>  
**Subject:** RE: PWS ID # 3354883

This is the document with the mentioned date of the case closure. Thank you again and I hope you have a good day.

Sincerely,

**Kerri Maloy**

Engineering Specialist  
Division of Engineering  
Florida Public Service Commission  
(850) 413-6836  
[kmaloy@psc.state.fl.us](mailto:kmaloy@psc.state.fl.us)

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**From:** Kerri Maloy  
**Sent:** Tuesday, December 01, 2020 6:04 AM  
**To:** Kleinfelter, Jessica  
**Subject:** PWS ID # 3354883

Good morning Jessica,

In the excel sheet provided by the DEP, the PWS ID # 3354883, LUSI North, the Consent Order is said to have been closed on 8/19/2020. On Oculus, I found a Consent Order closure letter dated 8/21/2019. I am just wanting clarification on the date of the closure on the Consent Order. Thank you for your time!

Sincerely,

**Kerri Maloy**

Engineering Specialist

Division of Engineering

Florida Public Service Commission

(850) 413-6836

[kmaloy@psc.state.fl.us](mailto:kmaloy@psc.state.fl.us)

