

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for approval) DOCKET NO. 961498-WU
of revised service availability) ORDER NO. PSC-97-0199-FOF-WU
rates by W.B.B. Utilities, Inc.) ISSUED: February 19, 1997
_____)

The following Commissioners participated in the disposition of this matter:

JULIA L. JOHNSON, Chairman
SUSAN F. CLARK
J. TERRY DEASON
JOE GARCIA
DIANE K. KIESLING

ORDER SUSPENDING TARIFF

BY THE COMMISSION:

Background

W.B.B. Utilities, Inc. (W.B.B. or utility) is a Class C utility providing water service in Lake County. According to its December 31, 1995 annual report, the utility was serving 27 residential customers. During the twelve months ending December 31, 1995, the utility recorded operating revenues of \$10,034 and a net operating loss of \$4,155.

On December 18, 1996, the utility filed proposed tariffs along with an application for authority to increase its service availability charges and initiate allowance for funds prudently invested (AFPI) charges pursuant to Section 367.091, Florida Statutes, Rules 25-30.565 and 25-30.434, Florida Administrative Code, respectively. The utility's present service availability charges were established in Docket No. 930656-WU by Order No. PSC-94-0236-FOF-WU, issued March 3, 1994. The test year for this proceeding is January 1 through December 31, 1996.

Suspension

The utility has requested approval of service availability charges of \$925 for main extension and \$828 for system capacity, per equivalent residential connection (ERC). The current charges are \$294 and \$282 per ERC for main extension and system capacity, respectively. Requested AFPI charges were calculated by the utility to cover non-used and useful plant using Commission formulas and a five-year cap for necessary upgrade of the system.

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The utility stated that a system upgrade was required to accommodate 48 additional ERCs.

Pursuant to Section 367.091(5), Florida Statutes, the rate schedules proposed by the utility shall become effective within sixty days after filing, unless the Commission, giving a reason or statement of good cause, votes to withhold consent to implementation of the requested rates.

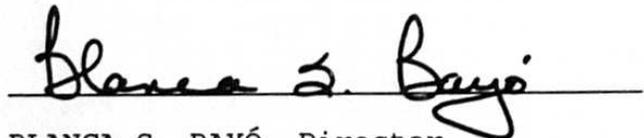
We have reviewed the filing and have considered the proposed rates, the incremental contributions-in-aid-of-construction thereby generated, and the information filed in support of the application. Upon consideration, we find it reasonable and necessary to require further amplification and explanation of this data and to require production of corroborative information, if necessary. Our review of the utility's application will include further examination by staff accountants, engineers, and rate specialists. Therefore, we find it appropriate to suspend W.B.B. Utilities, Inc.'s proposed tariffs to increase service availability charges and implement AFPI charges pending further investigation.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that W.B.B. Utilities, Inc.'s proposed tariffs to increase service availability charges and initiate allowance for funds prudently invested charges are hereby suspended. It is further

ORDERED that this docket shall remain open.

By ORDER of the Florida Public Service Commission, this 19th day of February, 1997.

A handwritten signature in black ink, reading "Blanca S. Bayó", is written over a horizontal line.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

KMJ

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.