

Ruth Nettles

090182-SU

From: Trina Collins [TCollins@RSBattorneys.com]
Sent: Monday, November 30, 2009 3:18 PM
To: Filings@psc.state.fl.us
Cc: donald.clayton@tangibl.com; Bart Fletcher; Curt Mouring; ewallace@niamerica.com; Martin Friedman; Christian W. Marcelli; Trina Collins
Subject: Filing in Docket No. 090182-SU; Ni Florida, LLC's Application for Increase in Wastewater Rates in Pasco County, Florida
Importance: High
Attachments: PSC Clerk 11 (Notice of Interim Rate Increase).ltr.11-30-2009(2).pdf

- a. Martin S. Friedman, Esq.
Christian W. Marcelli, Esq.
Rose, Sundstrom & Bentley, LLP
Sanlando Center
2180 W. State Road 434, Suite 2118
Longwood, FL 32779
Phone: (407) 830-6331
Fax: (407) 830-8522
Email: mfriedman@rsbattorneys.com
cmarcelli@rsbattorneys.com
- b. Docket No.: 090182-SU; Ni Florida, LLC's Application for Increase in Wastewater Rates in Pasco County, Florida - Filing the Notice of Filing of the Affidavit of Mailing and the Affidavit of Mailing evidencing that the Notice of Interim Rate Increase has been sent to the customers of Ni Florida, LLC.
- c. Ni Florida, LLC
- d. 5 Pages.
- e. Letter to Commission Clerk - 1 page; Notice of Filing - 1 page; Affidavit of Mailing - 1 page; and Notice of Interim Rate Increase - 2 pages.

11/30/2009

DOCUMENT NUMBER-DATE
11631 NOV 30 8
FPSC-COMMISSION CLERK

LAW OFFICES

ROSE, SUNDBSTROM & BENTLEY, LLP

2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301

FREDERICK L. ASCHAUER, JR.
CHRIS H. BENTLEY, P.A.
ROBERT C. BRANNAN
F. MARSHALL DETERDING
JOHN R. JENKINS, P.A.
KYLE L. KEMPER
STEVEN T. MINDLIN, P.A.
CHASITY H. O'STEEN
WILLIAM E. SUNDBSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON

ROBERT M. C. ROSE (1924-2006)

(850) 877-6555
FAX (850) 656-4029
www.rsbatorneys.com

REPLY TO CENTRAL FLORIDA OFFICE

November 30, 2009

CENTRAL FLORIDA OFFICE
SANLANDO CENTER
2180 W. STATE ROAD 434, SUITE 2118
LONGWOOD, FLORIDA 32779
(407) 830-6331
FAX (407) 830-8522

MARTIN S. FRIEDMAN, P.A.
BRIDGET M. GRIMSLEY
CHRISTIAN W. MARCELLI
BRIAN J. STREET

E-FILING

Ann Cole, Commission Clerk
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

RE: Docket No. 090182-SU; Ni Florida, LLC's Application for Increase in Wastewater Rates in Pasco County, Florida
Our File No.: 43053.03

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket is a Notice of Filing of the Affidavit of Mailing and the Affidavit of Mailing evidencing that the Notice of Interim Rate Increase has been sent to the customers of Ni Florida, LLC.

Should you or Staff have any questions regarding this filing, please do not hesitate to give me a call.

Very truly yours,



CHRISTIAN W. MARCELLI
For the Firm

CWM/tlc
Enclosures

cc: Mr. Donald Clayton (w/enclosures) (via e-mail)
Mr. Bart Fletcher, Division of Economic Regulation (w/enclosures) (via e-mail)
Mr. Curt Mouring, Division of Economic Regulation (w/enclosures) (via e-mail)
Ed Wallace, President (w/enclosures) (via e-mail)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of
NI FLORIDA, LLC
for an increase in wastewater
rates in Pasco County, Florida

DOCKET NO. 090182-SU

NOTICE OF FILING

Applicant, NI FLORIDA, LLC, by and through its undersigned attorneys, hereby gives notice of filing in the above-referenced docket the Affidavit of Mailing evidencing that the Notice of Interim Rate Increase has been sent to the customers of Ni Florida, LLC.

Respectfully submitted on this 30th day
of November, 2009, by:

ROSE, SUNDSTROM & BENTLEY, LLP
2180 W. State Road 434
Suite 2118
Longwood, Florida 32779
Telephone: (407) 830-6331
Facsimile: (407) 830-8522
cmarcelli@rsbattorneys.com

By: 

CHRISTIAN W. MARCELLI
For the Firm


AFFIDAVIT OF MAILING

STATE OF Florida

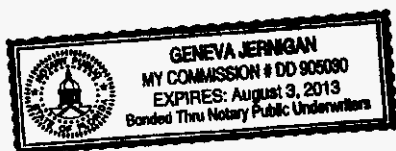
COUNTY OF Pasco

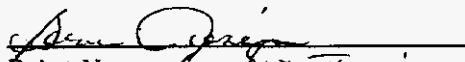
Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared DAVID M. DILENA, who, after being duly sworn on oath, did depose on oath and say that ~~he~~ she is the representative of Ni Florida, LLC, and that on November 24, 2009, ~~he~~ she did send by regular U.S. Mail, a copy of the Notice of Interim Rate Increase, attached hereto, to all customers of the utility.

FURTHER AFFIANT SAYETH NAUGHT.


Print Name: DAVID M. DILENA
Print Title: CFO

Sworn to and subscribed before me this 24th day of November, 2009, by David Dilena who is personally known to me or has produced _____ as identification.




Print Name: Geneva Jernigan
NOTARY PUBLIC
My Commission Expires: 8/3/2013

Notice of Interim Rate Increase

Ni Florida, LLC
PSC Docket No.: 090182-SU

On October 27, 2009, the Florida Public Service Commission ("FPSC") voted to approve interim wastewater rates for Ni Florida, LLC. The FPSC issued Order No. PSC-09-0751-PCO-SU on November 16, 2009, approving the interim rates noted below. The interim rates will be collected subject to refund, pending the Florida Public Service Commission's final decision regarding final rates. If a refund is ordered, it will include interest based upon the Commission determined factors.

The rates prior to filing, the Utility's requested interim rates and the Commission approved interim rates are set forth below.

Ni Florida, LLC – Interim Wastewater Rates			
<u>Residential Service</u>	<u>Rates Prior to Filing</u>	<u>Utility's Requested Interim Rates</u>	<u>Commission Approved Interim Rates</u>
All Meter Sizes:	\$15.72	\$19.45	\$19.49
Gallage Charge per 1,000 Gallons (10,000 gallon cap)	\$5.17	\$6.41	\$6.41
<u>General Multi-Residential and Bulk Flow Meter Service</u>	<u>Rates Prior to Filing</u>	<u>Utility's Requested Interim Rates</u>	<u>Commission Approved Interim Rates</u>
Base Facility Charge: Meter Size			
5/8" x 3/4"	\$15.72	\$19.45	\$19.49
Full 3/4"	\$23.56	\$29.14	\$29.21
1"	\$39.26	\$48.58	\$48.68
1 1/2"	\$78.51	\$97.13	\$97.35
2"	\$125.63	\$155.42	\$155.78
3"	\$251.25	\$310.85	\$311.55
4"	\$392.56	\$485.67	\$486.78
6"	\$785.16	\$971.38	\$973.61
8"	\$1,256.24	\$1,554.18	\$1,557.75
10"	\$1,805.56	\$2,234.17	\$2,239.29
General Service/Multi-Residential Gallage Charge (per 1,000 gallons)	\$6.17	\$7.66	\$7.65
Bulk Flow Meter Service Gallage Charge (per 1,000 gallons)	\$6.45	\$8.00	\$8.00

Written comments regarding the Utility's service or the requested final rate increases may be sent to the Commission at the following address:

Director, Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

All comments should refer to Docket No. 090182-SU which is the docket number that has been assigned to this case.

The interim rates will be effective November 30, 2009. If you have any questions, please call the Utility's office at (407) 869-1919. Be sure to have your account number on hand for quick reference.

Ni Florida, LLC