

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for increase in water and
wastewater rates in Brevard, Citrus, Duval,
Highlands, Marion, and Volusia Counties,
by CSWR-Florida Utility Operating
Company, LLC.

Docket No.: 20250052-WS

**CSWR-FLORIDA'S MOTION TO SUPPLEMENT THE RECORD WITH FDEP
COMPLIANCE LETTER RELATING TO THE Ocala HEIGHTS WATER SYSTEM**

Pursuant to Rule 28-106.204, Florida Administrative Code, CSWR-Florida Utility Operating Company, LLC ("CSWR-Florida"), moves to supplement the hearing record with a Florida Department of Environmental Protection ("FDEP") letter showing the Sunshine-Ocala Heights water system in compliance with FDEP as of July 7, 2026. A copy of the letter (the "Ocala Heights FDEP Compliance Letter") is attached as Exhibit A. In support, CSWR-Florida states:

1. Issue 2 in this rate case is whether the infrastructure and operating conditions of the Utility's water and wastewater systems are in compliance with Florida Department of Environmental Protection regulations.
2. On or about March 10, 2026, at staff's request, FDEP provided 377 pages of complaint and compliance data relating to the systems acquired by CSWR-Florida. These documents were subsequently marked as Exhibit 166 on the Comprehensive Exhibit List and were admitted into the record at the technical hearing on June 8, 2026, without objection.
3. On May 29, 2026, CSWR-Florida provided its exhibit list and Exhibit CSWR-FL-1, which are letters from FDEP showing certain CSWR-Florida systems in compliance with FDEP. The information that had been provided by FDEP to staff in March was in some respects incomplete or out of date. The series of letters provided by CSWR-Florida in May have additional and updated FDEP compliance information relating to some of the systems and were proffered to

provide the most accurate and current FDEP compliance information. This exhibit was subsequently marked as Exhibit 167 on the Comprehensive Exhibit List and was admitted into the record at the technical hearing on June 8, 2026, without objection.

4. At the technical hearing on June 8, 2026, CSWR-Florida witness Todd Thomas noted that in addition to all the systems CSWR-Florida had already brought back into compliance with FDEP regulations since they had been acquired by CSWR-Florida, that “[t]here are many of the systems now that are close to coming off the agreement of consent because there is just, you know, one or two remaining items on that AOC, agreement on consent.” TR 400. Shortly after the technical hearing, the remaining FDEP items relating to the Sunshine-Ocala Heights water system were resolved and that system came back into FDEP compliance.

5. By the Ocala Heights FDEP Compliance Letter, dated July 8, 2026, FDEP notified CSWR-Florida that effective July 7, 2026, the Sunshine-Ocala Heights water system had been brought back into compliance with FDEP regulations and that corrective actions required by a pending consent order had been completed.

6. By this Motion, CSWR-Florida requests that the Ocala Heights FDEP Compliance Letter be admitted as a supplement to the record of this proceeding. Exhibit 167 is a group of such letters relating to other systems. CSWR-Florida requests that the Ocala Heights FDEP Compliance Letter be added, as showing another system CSWR-Florida has brought back into FDEP compliance.

7. The Commission may reopen the record if the record is insufficient, there is no prejudice to any party, and the public interest is served. *See, e.g., In re: 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, Docket No. 20200139-WS, Order No. PSC-2021-0124-PCO-WS (Fla. P.S.C. April 8, 2021).

8. The Ocala Heights FDEP Compliance Letter is directly relevant to issue 2 in that it shows that the Sunshine-Ocala Heights water system is now in compliance with FDEP.

9. There would be no prejudice to any party by admitting the Ocala Heights FDEP Compliance Letter. The other FDEP records in exhibits 166 and 167 were admitted without objection, cross examination, or a representative of FDEP appearing to authenticate the records. The public interest is served by the record relating to FDEP compliance being as complete and updated as possible.

10. At the technical hearing, staff requested that the Exhibit 167 FDEP compliance letters be admitted (“I think there is detail in those letters that we maybe don't have through the testimony supported”) and the Office of Public Counsel agreed (“The OPC would support it. We want the Commission to have the most relevant information.”). TR 709-710.

11. Admitting the Ocala Heights FDEP Compliance Letter as a supplement to the record would allow the Commission to have the most complete and relevant information as they analyze and decide the issues in this rate case. It is not cumulative to other evidence already in the record.

12. The CASR shows the staff recommendation not due until August 27, 2026, with agenda conference projected for September 10, 2026. Accordingly, granting this Motion will not cause delay. CSWR-Florida is not requesting to amend its post-hearing brief, which was filed on July 10, 2026, or otherwise alter the schedule.

13. Counsel for the Office of Public Counsel was contacted on July 14, 2026, to confer on this Motion. The Office of Public Counsel objects to the relief sought by this Motion and supplementing the record with the Ocala Heights FDEP Compliance Letter.

WHEREFORE, CSWR-Florida requests that this Motion be GRANTED and that the record be supplemented with the proffered Ocala Heights FDEP Compliance Letter attached as Exhibit A.

Respectfully submitted this 15th day of July, 2026.

/s/ Thomas A. Crabb
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via e-mail on this 15th day of July, 2026, to the following:

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/s/ Thomas A. Crabb

Thomas A. Crabb

EXHIBIT A



FLORIDA DEPARTMENT OF Environmental Protection

Central District Office
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Ron DeSantis
Governor

Jay Collins
Lt. Governor

Alexis A. Lambert
Secretary

July 8, 2026

Josiah Cox, CSWR President
Florida Central States Water Resources, LLC
13421 Manchester Road, Suite 103
St. Louis, MO 63131
Env.Comp@CSWRGroup.com

RE: Case Closure Letter
DEP vs. Florida Central States Water Resources, LLC
OGC File No. 26-1468
Facility/Site ID: 3424651
Marion County

Dear Mr. Josiah Cox:

Based upon a review of our records, the Florida Department of Environmental Protection (Department) has determined that all provisions of the Consent Order executed on June 23, 2026, have been satisfactorily fulfilled. Any corrective actions required by the Consent Order have been satisfactorily completed and payment of \$12,188.00 for penalties and \$250.00 for costs incurred by the Department have been paid. This letter is notification that the Department closed this enforcement file on July 7, 2026.

The Department appreciates your efforts and cooperation in bringing this facility into compliance with state and federal rules. Should you have any questions or comments, please contact Damien Andino at 407-897-4184 or via e-mail at Damien.Andino@floridadep.gov.

Sincerely,

A handwritten signature in dark ink, appearing to read "AW 7/8", is written over a light blue horizontal line.

On behalf of:

Aaron Watkins, Director
Central District

DEP vs. Florida Central States Water Resources, LLC

OGC File No. 26-1468

July 8, 2026

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cc: Michelle Knight, OGC

FDEP – Damien Andino, Jill Farris

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