

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for rate)
increase in Brevard, Charlotte/)
Lee, Citrus, Clay, Duval,)
Highlands, Lake, Marion,)
Martin, Nassau, Orange,)
Osceola, Pasco, Putnam,)
Seminole, Volusia, and)
Washington Counties by SOUTHERN)
STATES UTILITIES, INC.; Collier)
County by MARCO SHORES)
UTILITIES (Deltona); Hernando)
County by SPRING HILL UTILITIES)
(Deltona); and Volusia County)
by DELTONA LAKES UTILITIES)
(Deltona))

DOCKET NO. 920199-WS
ORDER NO. PSC-92-0832-FOF-WS
ISSUED: 08/18/92

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
J. TERRY DEASON
BETTY EASLEY
LUIS J. LAUREDO

ORDER SUSPENDING RATES AND SCHEDULES

BY THE COMMISSION:

Southern States Utilities, Inc. and Deltona Utilities, Inc. (collectively referred to as SSUI or utility) is a Class A utility operating in various counties in the State of Florida. SSUI has filed an application to increase its rates and charges for 127 water and wastewater systems located in Brevard, Charlotte/Lee, Citrus, Clay, Duval, Highlands, Lake, Marion, Martin, Nassau, Orange, Osceola, Pasco, Putnam, Seminole, Volusia, Washington, Collier, and Hernando Counties. According to the utility's minimum filing requirements (MFRs), the total revenue for the water systems filed in this application for 1991 was \$12,319,321, and the net operating income was \$1,616,165. The total annual revenue for the wastewater systems filed in this application for 1991 was \$6,669,468, and the net operating revenue was \$324,177. For the systems involved in this rate application, the utility serves a total of 75,055 water customers and 25,966 wastewater customers.

DOCUMENT NUMBER-DATE

09250 AUG 18 1992

PSC-RECORDS/REPORTING

On May 11, 1992, the utility filed its application for a rate increase. We determined that the utility's filing did not meet the MFRs because the utility failed to include all the required information. On June 17, 1992, the utility submitted the additional information required, and that date was established as the official date of filing. The test year for final rate determination is the historical twelve-month period ended December 31, 1991, for both interim and final rate determinations. The utility requests that this case be scheduled for a formal hearing and not be processed pursuant to the proposed agency action process, set forth in Section 367.081(8), Florida Statutes.

Pursuant to Section 367.081(6), Florida Statutes, the utility may implement its proposed rates within 60 days of filing unless the Commission first acts to withhold consent to those rates. The utility's request for interim water and wastewater rates will be considered separately at the Agenda Conference scheduled on August 18, 1992. The utility has waived the 60-day time period prescribed by Section 367.082, Florida Statutes, in order to accommodate the Commission calendar.

According to our initial review of the filing, the utility has made substantial changes to its plant since its last rate case before this Commission. In addition, the utility has proposed numerous adjustments to the rate base, capital structure, and operating statements. Upon consideration of the above, we find it reasonable and necessary to require further amplification, corroboration, and explanation of data filed, as well as, cross-examination on testimony filed by the utility. We, therefore, find it appropriate to suspend the proposed rates and schedules.

It is, therefore,

ORDERED by the Florida Public Service Commission that the rates and schedules proposed by Southern States Utilities, Inc., Marco Shores Utilities (Deltona), Spring Hill Utilities (Deltona), and Deltona Lakes Utilities (Deltona) are hereby suspended in accordance with Section 367.081(6), Florida Statutes.

By ORDER of the Florida Public Service Commission this 18th day of August, 1992.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)
CB/MJF

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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 25-22.038(2), 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.