

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 920949-EU Date Docketed: 09/18/92 Title: Joint petition for approval of certain matters in connection with sale of assets by SEBRING UTILITIES COMMISSION to FLORIDA POWER CORPORATION. Company: Florida Power Corporation Sebring Utilities Commission

Official Filing Date: Last Day to Suspend: Expiration:

Referred to: ADM AFA (APP) CAF CMU EAG GCL LEG RAR RRR WAW

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module A19

Staff Assignments

OPR Staff M Rule
Staff Counsel M Rule
OCRs (AFA) B Salak, J Slenkewicz
(EAG) R Bass, B Berg, L Colson, J Jenkins, C Kummer, T Shea
(LEG) M Brown

Case Information

- 1. Petitioner/Appellant: The Action Group
2. Respondent/Appellee: J. Terry Deason, etc. et al.
3. Intervenor(s):
4. Court or Other Forum: Supreme Court
5. Location of Court: Tallahassee
6. Date Case Filed with Court: 1/14/93
7. Court's Case No.: 81,076
8. Nature of Action or Suit: Appeals Commission Order No. PSC-92-1468-FOF-EU, which approved certain matters in connection with the sale of assets by Sebring Utilities to Florida Power Corporation.
9. Issue(s):
10. Estimate of Further Commission Action Required:
11. Projected Closing Date: Unknown
12. Remarks/Comments:

Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel
Hearing Examiner Staff

Date filed with RAR: 01/21/93

Initials: OPR Staff Counsel

Section 3 - Chairman Completes

Assignments are as follows:

Hearing Officer(s)

Table with columns: Commissioners (ALL, DS, BR, CL, LA, JN), Hrg. Exam., Staff. BR has an X.

Prehearing Officer

Table with columns: Commissioners (DS, BR, CL, LA, JN), ADM. BR has an X.

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: [Signature] Date: 01/22/93

State of Florida



## Public Service Commission

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

---

**DATE:** January 25, 1993  
**TO:** All Interested Persons  
**FROM:** Steve Tribble, Director of Records and Reporting  
**RE:** Revised Case Assignment and Scheduling Record

---

Attached is a time schedule, entitled "Case Assignment and Scheduling Record" (CASR), which has been approved by the Chairman. It should be noted that this is a revision of an earlier CASR. Please review the schedule and note the dates designated by the Commission for completion of stages of work in the docket.

Any requests for changes in the schedule must be filed with the Division of Records and Reporting for consideration by the Commissioner assigned to rule on motions and procedural matters in the docket or by the Commission Chairman.

Persons receiving these schedules should be aware that the dates are subject to change and therefore should not rely on them exclusively, but should continue to look to the Commission's official notices and orders for firm dates of hearings and other activities.

ST/wds

attachment

PSC/RAR36 (Rev 1/93)

**Amended Copy**  
**Case Scheduling/Rescheduling Advice**

December 7, 1992 2:39pm

To: 

<input checked="" type="checkbox"/>	Commissioner Laredo
<input checked="" type="checkbox"/>	Commissioner Easley
<input checked="" type="checkbox"/>	Commissioner Clark
<input checked="" type="checkbox"/>	Commissioner Deason
<input checked="" type="checkbox"/>	Executive Director
<input checked="" type="checkbox"/>	Public Information Officer

<input checked="" type="checkbox"/>	Deputy Ex. Director/Technical
<input checked="" type="checkbox"/>	Appeals Director
<input checked="" type="checkbox"/>	Legal Director
<input checked="" type="checkbox"/>	Auditing & Financial Analysis Director
<input checked="" type="checkbox"/>	Communications Director
<input checked="" type="checkbox"/>	Consumer Affairs Director

<input checked="" type="checkbox"/>	Electric & Gas Director
<input checked="" type="checkbox"/>	Records & Reporting Director
<input checked="" type="checkbox"/>	Research Director
<input checked="" type="checkbox"/>	Water & Sewer Director
<input checked="" type="checkbox"/>	Court Reporter
<input checked="" type="checkbox"/>	Staff Contact - M. Brown

From: Office of Chairman Thomas Beard

Docket No. 920949-EU

Title: Sebring Utilities Commission  
 and  
 Florida Power Corporation

RECEIVED  
 DEC 7 1992  
 FPSC RECORDS/REPORTING

**1. Schedule Information**

Event	Former Date	New Date	Location	Time
Service Hearing				
Pre-Prehearing Conference				
Prehearing Conference				
Hearing	12/07 & 08/92	no change	122 - TLH	9:30a.m.
Special Agenda				
Other				

Remarks:

**2. Hearing/Prehearing Assignment Information:**

Former Assignments

Hearing	Commissioners						Hrg. Exam.	Staff
	ALL	BR	ES	CL	DS	LA		
		X						

New or Changed Assignments

Hearing	Commissioners						Hrg. Exam.	Staff
	ALL	BR	ES	CL	DS	LA		
		X	X					

Prehearing Officer

Commissioners				
BR	ES	CL	DS	LA
	X			

Commissioners				
BR	ES	CL	DS	LA
	X			

Remarks: Reassigned Easley back to panel.

Case Assignment and Scheduling Report

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 920949-EU      Date Docketed: 09/18/92      Title: Joint petition for approval of certain matters in connection with sale of assets by SEBRING UTILITIES COMMISSION to FLORIDA POWER CORPORATION.  
 Company: Florida Power Corporation  
Sebring Utilities Commission

Official Filing Date: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_      Expiration: \_\_\_\_\_

Referred to:                      ADM    AFA    APP    CAF    CMU    (EAG)    GCL    LEG    RAR    RRR    WAW  
 ("(") indicates OPR)              \_\_\_    X    \_\_\_    \_\_\_    \_\_\_    X    \_\_\_    X    \_\_\_    \_\_\_    \_\_\_

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module A19

Warning: This schedule is tentative and subject to revision

<u>Staff Assignments</u>	
<u>OPR Staff</u>	<u>C Kummer, R Bass, B Berg,</u> <u>L Colson, J Jenkins, T Shea</u>
<u>Staff Counsel</u>	<u>M Brown</u>
<u>OCRs (AFA)</u>	<u>B Salak, J Slemkewicz</u>
<u>( )</u>	_____
<u>( )</u>	_____
<u>( )</u>	_____

Current CASR revision level

Due Dates

	Due Dates	
	Previous	Current
2		
1. <u>Hearing 12/7-8/92</u>	SAME	12/07/92
2. <u>Transcripts Due</u>	SAME	12/09/92
3. <u>Hearing Officer's Recommended Order</u>	SAME	12/18/92
4. _____		
5. _____		
6. _____		
7. _____		
8. _____		
9. _____		
10. _____		
11. _____		
12. _____		
13. _____		
14. _____		
15. _____		
16. _____		
17. _____		
18. _____		
19. _____		
20. _____		
21. _____		
22. _____		
23. _____		
24. _____		
25. _____		
26. _____		
27. _____		
28. _____		
29. _____		
30. _____		
31. _____		
32. _____		
33. _____		
34. _____		
35. _____		
36. _____		
37. _____		
38. _____		
39. _____		

Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_      Commission Panel X  
 Hearing Examiner \_\_\_      Staff \_\_\_\_\_

Date filed with RAR: 12/01/92

Initials: OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

**CSRA**

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	BR	ES	DS	CL	LA		
	X						

- Prehearing Officer

Commissioners					ADM
BR	ES	DS	CL	LA	
X					

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: \_\_\_\_\_ *JBlax*  
 Date: ~~Pending~~ 12/2/92



Commissioners:  
THOMAS M. BEARD, CHAIRMAN  
BETTY EASLEY  
J. TERRY DEASON  
SUSAN F. CLARK  
LUIS J. LAUREDO

## State of Florida



STEVE TRIBBLE, Director  
Division of Records and Reporting  
(904) 488-8371

# Public Service Commission

## MEMORANDUM

DECEMBER 3, 1992

To: All Interested Persons  
From: Steve Tribble, Director of Records and Reporting  
Re: Original Case Assignment and Scheduling Record

---

Attached is a time schedule, entitled "Case Assignment and Scheduling Record" (CASR), which has been prepared by Commission staff members and approved by the Chairman. Please review the schedule and note the dates designated by the Commission for completion of stages of work in the docket.

Any requests for changes in the schedule must be filed with the Director of Records and Reporting for consideration by the Commissioner assigned to rule on motions and procedural matters in the docket or by the Commission Chairman.

Persons receiving these schedules should be aware that the dates are subject to change and therefore should not rely on them exclusively but should continue to look to the Commission's official notices and orders for firm dates of hearings and other activities.

ST/tb

Attachment

PSC/RAR35 (Rev 2/91)

**Amended Copy**  
**Case Scheduling/Rescheduling Advice**

December 2, 1992 1:42pm

To: 

<input checked="" type="checkbox"/>	Commissioner Laredo
<input checked="" type="checkbox"/>	Commissioner Easley
<input checked="" type="checkbox"/>	Commissioner Clark
<input checked="" type="checkbox"/>	Commissioner Deason
<input checked="" type="checkbox"/>	Executive Director
<input checked="" type="checkbox"/>	Public Information Officer

<input checked="" type="checkbox"/>	Deputy Ex. Director/Technical
<input checked="" type="checkbox"/>	Appeals Director
<input checked="" type="checkbox"/>	Legal Director
<input checked="" type="checkbox"/>	Auditing & Financial Analysis Director
<input checked="" type="checkbox"/>	Communications Director
<input checked="" type="checkbox"/>	Consumer Affairs Director

<input checked="" type="checkbox"/>	Electric & Gas Director
<input checked="" type="checkbox"/>	Records & Reporting Director
<input checked="" type="checkbox"/>	Research Director
<input checked="" type="checkbox"/>	Water & Sewer Director
<input checked="" type="checkbox"/>	Court Reporter
<input checked="" type="checkbox"/>	Staff Contact - M. Brown

From: Office of Chairman Thomas Beard

Docket No. 920949-EU

Title: Sebring Utilities Commission  
 and  
 Florida Power Corporation

DEC 2 1992

**1. Schedule Information**

Event	Former Date	New Date	Location	Time
Service Hearing				
Pre-Prehearing Conference				
Prehearing Conference				
Hearing	12/07 & 08/92	no change	122 - TLH	9:30a.m.
Special Agenda				
Other				

Remarks:

**2. Hearing/Prehearing Assignment Information:**

Former Assignments

Hearing	Commissioners						Hrg. Exam.	Staff
	ALL	BR	ES	CL	DS	LA		
		X						

New or Changed Assignments

Hearing	Commissioners						Hrg. Exam.	Staff
	ALL	BR	ES	CL	DS	LA		
		X	X					

Prehearing  
 Officer

Commissioners				
BR	ES	CL	DS	LA
	X			

Commissioners				
BR	ES	CL	DS	LA
	X			

Remarks: Reassigned Easley back to panel.

# Case Scheduling/Rescheduling Advice

December 1, 1992 4:51pm

To: <input checked="" type="checkbox"/> Commissioner Lauredo <input checked="" type="checkbox"/> Commissioner Easley <input checked="" type="checkbox"/> Commissioner Clark <input checked="" type="checkbox"/> Commissioner Deason <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Ex. Director/Technical <input checked="" type="checkbox"/> Appeals Director <input checked="" type="checkbox"/> Legal Director <input checked="" type="checkbox"/> Auditing & Financial Analysis Director <input checked="" type="checkbox"/> Communications Director <input checked="" type="checkbox"/> Consumer Affairs Director	<input checked="" type="checkbox"/> Electric & Gas Director <input checked="" type="checkbox"/> Records & Reporting Director <input checked="" type="checkbox"/> Research Director <input checked="" type="checkbox"/> Water & Sewer Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - M. Brown
--	---	--

From: Office of Chairman Thomas Beard

Docket No. 920949-EU

Title: Sebring Utilities Commission  
and  
Florida Power Corporation

DEC 1 1992

## 1. Schedule Information

Event	Former Date	New Date	Location	Time
Service Hearing				
Pre-Prehearing Conference				
Prehearing Conference				
Hearing	12/07 & 08/92	no change	122 - TLH	9:30a.m.
Special Agenda				
Other				

Remarks: \*Reassigned PHO and panel.

## 2. Hearing/Prehearing Assignment Information:

Former Assignments

	Commissioners						Hrg. Exam.	Staff
	ALL	BR	ES	CL	DS	LA		
Hearing		X	X					

New or Changed Assignments

	Commissioners						Hrg. Exam.	Staff
	ALL	BR	ES	CL	DS	LA		
		X						

Prehearing

Officer

Commissioners				
BR	ES	CL	DS	LA
	X			

Commissioners				
BR	ES	CL	DS	LA
	X			

Remarks: Reassigned Beard as Hearing Officer.

**Case Scheduling/Rescheduling Advice**

October 7, 1992 4:11pm

To: 

<input checked="" type="checkbox"/>	Commissioner Lauredo
<input checked="" type="checkbox"/>	Commissioner Easley
<input checked="" type="checkbox"/>	Commissioner Clark
<input checked="" type="checkbox"/>	Commissioner Deason
<input checked="" type="checkbox"/>	Executive Director
<input checked="" type="checkbox"/>	Public Information Officer

<input checked="" type="checkbox"/>	Deputy Ex. Director/Technical
<input checked="" type="checkbox"/>	Appeals Director
<input checked="" type="checkbox"/>	Legal Director
<input checked="" type="checkbox"/>	Auditing & Financial Analysis Director
<input checked="" type="checkbox"/>	Communications Director
<input checked="" type="checkbox"/>	Consumer Affairs Director

<input checked="" type="checkbox"/>	Electric & Gas Director
<input checked="" type="checkbox"/>	Records & Reporting Director
<input checked="" type="checkbox"/>	Research Director
<input checked="" type="checkbox"/>	Water & Sewer Director
<input checked="" type="checkbox"/>	Court Reporter
<input checked="" type="checkbox"/>	Staff Contact - M. Brown

From: Office of Chairman Thomas Beard

Docket No. 920949-EU

Title: **Sebring Utilities Commission  
and  
Florida Power Corporation**

RECEIVED  
OCT 7 1992  
FPSC-RECORDS/REPORTING

**1. Schedule Information**

Event	Former Date	New Date	Location	Time
Service Hearing (Beard)		*11/04/92	Sebring	1:00p.m.
Pre-Prehearing Conference				
Prehearing Conference	11/23/92	*11/17/92	*122 - TLH	1:00p.m.
Hearing	12/07 & 08/92	no change	122 - TLH	9:30a.m.
Special Agenda				
Other				

Remarks: \*Added a Service Hearing on 11/4/92. Changed Prehearing date and location; reassigned PHO from Beard to Easley.

**2. Hearing/Prehearing Assignment Information:**

Former Assignments

	Commissioners						Hrg. Exam.	Staff
	ALL	BR	ES	CL	DS	LA		
<u>Hearing</u>		X	X					

New or Changed Assignments

	Commissioners						Hrg. Exam.	Staff
	ALL	BR	ES	CL	DS	LA		
		X	X					

Prehearing Officer

Commissioners				
BR	ES	CL	DS	LA
X				

Commissioners				
BR	ES	CL	DS	LA
	X			

Remarks: Reassigned PHO from Beard to Easley.

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 920949-EU      Date Docketed: 09/18/92      Title: Joint petition for approval of certain matters in connection with sale of assets by SEBRING UTILITIES COMMISSION to FLORIDA POWER CORPORATION.

Company: Florida Power Corporation  
Sebring Utilities Commission

Official Filing Date: \_\_\_\_\_  
Last Day to Suspend: \_\_\_\_\_      Expiration: \_\_\_\_\_

Referred to:                      ADM    AFA    APP    CAF    CMU    (EAG)    GCL    LEG    RAR    RRR    WAW  
(") indicates OPR)              \_\_\_    X    \_\_\_    \_\_\_    \_\_\_    X    \_\_\_    X    \_\_\_    \_\_\_    \_\_\_

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module A19

Warning: This schedule is tentative and subject to revision

<u>Staff Assignments</u>	
<u>OPR Staff</u>	<u>C Kummer, R Bass, B Berg,</u> <u>L Colson, J Jenkins, T Shea</u>
<u>Staff Counsel</u>	<u>M Brown</u>
<u>OCRs (AFA)</u>	<u>B Salak, J Slemkewicz</u>
<u>( )</u>	
<u>( )</u>	
<u>( )</u>	

Current CASR revision level	Due Dates	
	Previous	Current
1		
1. Direct Testimony - Intervenors/Staff	SAME	10/20/92
2. Prehearing Statements	SAME	10/20/92
3. Testimony - Rebuttal	NONE	10/30/92
4. Draft of Prehearing Order	SAME	11/02/92
5. Customer Hearing	NONE	11/04/92
6. Prehearing Memorandum	SAME	11/16/92
7. Prehearing Order	NONE	11/16/92
8. Prehearing	11/23/92	11/17/92
9. Hearing 12/7-8/92	SAME	12/07/92
10. Transcripts Due	SAME	12/09/92
11. Standard Order	SAME	12/18/92
12.		
13.		
14.		
15.		
16.		
17.		
18.		
19.		
20.		
21.		
22.		
23.		
24.		
25.		
26.		
27.		
28.		
29.		
30.		
31.		
32.		
33.		
34.		
35.		
36.		
37.		
38.		
39.		

Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_      Commission Panel X  
Hearing Examiner \_\_\_      Staff \_\_\_\_\_

Date filed with RAR: 10/08/92

Initials: OPR \_\_\_\_\_  
Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	BR	ES	DS	CL	LA		
	X	X					

- Prehearing Officer

Commissioners					ADM
BR	ES	DS	CL	LA	
X					

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.  
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: JBI  
Date: 10/08/92

Commissioners:  
THOMAS M. BEARD, CHAIRMAN  
BETTY EASLEY  
J. TERRY DEASON  
SUSAN F. CLARK  
LUIS J. LAUREDO

## State of Florida



STEVE TRIBBLE, Director  
Division of Records and Reporting  
(904) 488-8371

# Public Service Commission

### M E M O R A N D U M

OCTOBER 10, 1992

To: All Interested Persons  
From: Steve Tribble, Director of Records and Reporting  
Re: Revised Case Assignment and Scheduling Record

---

Attached is a time schedule, entitled "Case Assignment and Scheduling Record" (CASR), which has been prepared by Commission staff members and approved by the Chairman. It should be noted that this is a revision of an earlier CASR. Please review the schedule and note the dates designated by the Commission for completion of stages of work in the docket.

Any requests for changes in the schedule must be filed with the Division of Records and Reporting for consideration by the Commissioner assigned to rule on motions and procedural matters in the docket or by the Commission Chairman.

Persons receiving these schedules should be aware that the dates are subject to change and therefore should not rely on them exclusively, but should continue to look to the Commission's official notices and orders for firm dates of hearings and other activities.

ST/tb

Attachment

PSC/RAR36 (Rev 2/91)

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 920949-EU Date Docketed: 09/18/92 Title: Joint petition for approval of certain matters in connection with sale of assets by SEBRING UTILITIES COMMISSION to FLORIDA POWER CORPORATION.  
 Company: Florida Power Corporation  
Sebring Utilities Commission

Official Filing Date: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_ Expiration: \_\_\_\_\_

Referred to: ADM AFA APP CAF CMU (EAG) GCL LEG RAR RRR WAW  
 ("(") indicates OPR) \_\_\_\_\_ X \_\_\_\_\_ \_\_\_\_\_ \_\_\_\_\_ \_\_\_\_\_ X \_\_\_\_\_ X \_\_\_\_\_ \_\_\_\_\_ \_\_\_\_\_

Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule

Program/Module A19

Warning: This schedule is tentative and subject to revision

<u>Staff Assignments</u>	
<u>OPR Staff</u>	<u>C Kummer, R Bass, B Berg,</u> <u>L Colson, J Jenkins, T Shea</u>
<u>Staff Counsel</u>	<u>M Brown</u>
<u>OCRs (AFA)</u>	<u>B Salak, J Slemkewicz</u>
( )	
( )	
( )	

Current CASR revision level

0

Due Dates

Previous Current

1. Notice of Hearing	NONE	09/23/92
2.*Order on Procedure	NONE	09/23/92
3. Direct Testimony - Petitioner	NONE	09/25/92
4. Direct Testimony - Intervenors/Staff	NONE	10/20/92
5. Prehearing Statements	NONE	10/20/92
6. Prehearing Order	NONE	11/02/92
7. Prehearing Memorandum	NONE	11/16/92
8. Prehearing	NONE	11/23/92
9. Hearing 12/7-8/92	NONE	12/07/92
10. Transcripts Due	NONE	12/09/92
11. Standard Order	NONE	12/18/92
12.		
13.		
14.		
15.		
16.		
17.		
18.		
19.		
20.		
21.		
22.		
23.		
24.		
25.		
26.		
27.		
28.		
29.		
30.		
31.		
32.		
33.		
34.		
35.		
36.		
37.		
38.		
39.		

Recommended assignments for hearing and/or deciding this case:  
 Full Commission \_\_\_\_\_ Commission Panel X  
 Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_  
 Date filed with RAR: 09/22/92  
 Initials: OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	BR	ES	DS	CL	LA		
	X	X					

- Prehearing Officer

Commissioners					ADM
BR	ES	DS	CL	LA	
X					

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: TB/wj  
 Date: Pending 9/25/92



Commissioners:  
THOMAS M. BEARD, CHAIRMAN  
BETTY EASLEY  
J. TERRY DEASON  
SUSAN F. CLARK  
LUIS J. LAUREDO

## State of Florida



STEVE TRIBBLE, Director  
Division of Records and Reporting  
(904) 488-8371

# Public Service Commission

### MEMORANDUM

SEPTEMBER 30, 1992

To: All Interested Persons  
From: Steve Tribble, Director of Records and Reporting  
Re: Original Case Assignment and Scheduling Record

---

Attached is a time schedule, entitled "Case Assignment and Scheduling Record" (CASR), which has been prepared by Commission staff members and approved by the Chairman. Please review the schedule and note the dates designated by the Commission for completion of stages of work in the docket.

Any requests for changes in the schedule must be filed with the Director of Records and Reporting for consideration by the Commissioner assigned to rule on motions and procedural matters in the docket or by the Commission Chairman.

Persons receiving these schedules should be aware that the dates are subject to change and therefore should not rely on them exclusively but should continue to look to the Commission's official notices and orders for firm dates of hearings and other activities.

ST/tb

Attachment

PSC/RAR35 (Rev 2/91)

# Case Scheduling/Rescheduling Advice

September 28, 1992 1:54pm

To:

<table border="1" style="border-collapse: collapse;"> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Commissioner Laredo</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Commissioner Easley</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Commissioner Clark</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Commissioner Deason</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Executive Director</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Public Information Officer</td></tr> </table>	<input checked="" type="checkbox"/>	Commissioner Laredo	<input checked="" type="checkbox"/>	Commissioner Easley	<input checked="" type="checkbox"/>	Commissioner Clark	<input checked="" type="checkbox"/>	Commissioner Deason	<input checked="" type="checkbox"/>	Executive Director	<input checked="" type="checkbox"/>	Public Information Officer	<table border="1" style="border-collapse: collapse;"> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Deputy Ex. Director/Technical</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Appeals Director</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Legal Director</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Auditing &amp; Financial Analysis Director</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Communications Director</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Consumer Affairs Director</td></tr> </table>	<input checked="" type="checkbox"/>	Deputy Ex. Director/Technical	<input checked="" type="checkbox"/>	Appeals Director	<input checked="" type="checkbox"/>	Legal Director	<input checked="" type="checkbox"/>	Auditing & Financial Analysis Director	<input checked="" type="checkbox"/>	Communications Director	<input checked="" type="checkbox"/>	Consumer Affairs Director	<table border="1" style="border-collapse: collapse;"> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Electric &amp; Gas Director</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Records &amp; Reporting Director</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Research Director</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Water &amp; Sewer Director</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Court Reporter</td></tr> <tr><td style="text-align: center;"><input checked="" type="checkbox"/></td><td>Staff Contact - M. Brown</td></tr> </table>	<input checked="" type="checkbox"/>	Electric & Gas Director	<input checked="" type="checkbox"/>	Records & Reporting Director	<input checked="" type="checkbox"/>	Research Director	<input checked="" type="checkbox"/>	Water & Sewer Director	<input checked="" type="checkbox"/>	Court Reporter	<input checked="" type="checkbox"/>	Staff Contact - M. Brown
<input checked="" type="checkbox"/>	Commissioner Laredo																																					
<input checked="" type="checkbox"/>	Commissioner Easley																																					
<input checked="" type="checkbox"/>	Commissioner Clark																																					
<input checked="" type="checkbox"/>	Commissioner Deason																																					
<input checked="" type="checkbox"/>	Executive Director																																					
<input checked="" type="checkbox"/>	Public Information Officer																																					
<input checked="" type="checkbox"/>	Deputy Ex. Director/Technical																																					
<input checked="" type="checkbox"/>	Appeals Director																																					
<input checked="" type="checkbox"/>	Legal Director																																					
<input checked="" type="checkbox"/>	Auditing & Financial Analysis Director																																					
<input checked="" type="checkbox"/>	Communications Director																																					
<input checked="" type="checkbox"/>	Consumer Affairs Director																																					
<input checked="" type="checkbox"/>	Electric & Gas Director																																					
<input checked="" type="checkbox"/>	Records & Reporting Director																																					
<input checked="" type="checkbox"/>	Research Director																																					
<input checked="" type="checkbox"/>	Water & Sewer Director																																					
<input checked="" type="checkbox"/>	Court Reporter																																					
<input checked="" type="checkbox"/>	Staff Contact - M. Brown																																					

From: Office of Chairman Thomas Beard

Docket No. 920949-EU

Title: **Sebring Utilities Commission  
and  
Florida Power Corporation**

RECEIVED

SEP 28 1992

FPSC-RECORDS/REPORTING

## 1. Schedule Information

Event	Former Date	New Date	Location	Time
Service Hearing				
Pre-Prehearing Conference				
Prehearing Conference		11/23/92	B45 - TLH	1:00p.m.
Hearing		12/ 07 & 08/92	122 - TLH	9:30a.m.
Special Agenda				
Other				

Remarks:

## 2. Hearing/Prehearing Assignment Information:

Former Assignments

	Commissioners						Hrg. Exam.	Staff
	ALL	BR	ES	CL	DS	LA		
<u>Hearing</u>								

New or Changed Assignments

	Commissioners						Hrg. Exam.	Staff
	ALL	BR	ES	CL	DS	LA		
		X	X					

Prehearing  
Officer

Commissioners				
BR	ES	CL	DS	LA

Commissioners				
BR	ES	CL	DS	LA
X				

Remarks:

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 920949-EU      Date Docketed: 09/18/92      Title: Joint petition for approval of certain matters in connection with sale of assets by SEBRING UTILITIES COMMISSION to FLORIDA POWER CORPORATION.  
 Company: Florida Power Corporation  
           Sebring Utilities Commission

Official Filing Date: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_      Expiration: \_\_\_\_\_

Referred to:                      ADM    AFA    APP    CAF    CMU    (EAG)    GCL    LEG    RAR    RRR    WAW  
 ("() " indicates OPR)            \_\_\_\_\_    \_\_\_\_\_    \_\_\_\_\_    \_\_\_\_\_    \_\_\_\_\_    \_\_\_\_\_    \_\_\_\_\_    \_\_\_\_\_    \_\_\_\_\_    \_\_\_\_\_    \_\_\_\_\_

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module    A19

Warning: This schedule is tentative and subject to revision

Staff Assignments

OPR Staff \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Staff Counsel \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

OCRs ( ) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

( ) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

( ) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

( ) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Current CASR revision level	Due Dates	
	Previous	Current
0		
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		
16.		
17.		
18.		
19.		
20.		
21.		
22.		
23.		
24.		
25.		
26.		
27.		
28.		
29.		
30.		
31.		
32.		
33.		
34.		
35.		
36.		
37.		
38.		
39.		

Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_      Commission Panel \_\_\_\_\_  
 Hearing Examiner \_\_\_\_\_      Staff \_\_\_\_\_

Date filed with RAR: \_\_\_\_\_

Initials: OPR \_\_\_\_\_  
           Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	BR	ES	DS	CL	LA		

- Prehearing Officer

Commissioners					ADM
BR	ES	DS	CL	LA	

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: \_\_\_\_\_

Date:    /    /    \_\_\_\_\_

# Public Service Commission

Docket No. 920949-EU

Contents: \_\_\_\_\_  
Correspondence File

\_\_\_\_\_  
9-17-92  
\_\_\_\_\_

State of Florida



## Public Service Commission

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

---

**DATE:** 11 Decemeber 1992  
**TO:** Steve Tribble, Director, Division of Records and Reporting  
**FROM:** Joy Kelly, Chief, Bureau of Reporting  
**RE:** Docket No. 920949-EU

---

IN RE: Joint Petition for approval of Certain Matters in connection with the sale of assets by Sebring Utilities Commission to Florida Power Corporation; 12-7-92 Hearing Volume I- ~~IX~~.

DOCUMENT No. 14254/12-8-92

The transcript for the above-described hearing has been completed and is forwarded for placement in the docket file.

Please note that Staff distribution of this transcript was made to:

Legal, AFAD, E&G

The following exhibits are being filed with this transcript:

*Exhibits 1, 2, 3, 5-16*

The following exhibits have not been furnished to the Bureau of Reporting to date and do not accompany this transcript:

*4 was skipped;*

Acknowledged by: 

CCC/pc/kes

PSC/RAR 28 (Rev 9/91)



# Public Service Commission

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

---

**DATE:** 23 November 1992  
**TO:** Steve Tribble, Director, Division of Records and Reporting  
**FROM:** Joy Kelly, Chief, Bureau of Reporting  
**RE:** Docket No. 920949-EU

---

**IN RE:** Joint Petition of Florida Power Corporation and Sebring Utilities Commission for Approval of Certain Matters in Connection with Sale of Assets by Sebring Utilities Commission to Florida Power Corporation.

DOCUMENT NO. 13657/11-20-92

The transcript for the above-described hearing has been completed and is forwarded for placement in the docket file.

Please note that Staff distribution of this transcript was made to:

Legal, AFAD, E&G

The following exhibits are being filed with this transcript:

*Exhibits 1 thru 4, 6 + 7*

The following exhibits have not been furnished to the Bureau of Reporting to date and do not accompany this transcript.

*Exhibit 5 missing*

Acknowledge by: *J. White*

JK/pc/dw

PSC/RAR 28 (Rev 10/92)



# Public Service Commission

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

---

**DATE:** 23 November 1992  
**TO:** Steve Tribble, Director, Division of Records and Reporting  
**FROM:** Joy Kelly, Chief, Bureau of Reporting  
**RE:** Docket No. 920949-EU

---

IN RE: Joint Petition for Approval of Certain Matters in Connection with the Sale of Assets by Sebring Utilities Commission to Florida Power Corporation.

DOCUMENT NO. 13592/11-18-92

The transcript for the above-described hearing has been completed and is forwarded for placement in the docket file.

Please note that Staff distribution of this transcript was made to:

Legal, AFAD, E&G

The following exhibits are being filed with this transcript:

NONE

The following exhibits have not been furnished to the Bureau of Reporting to date and do not accompany this transcript.

NONE

Acknowledge by: J. Whedden

JK/pc/dw

PSC/RAR 28 (Rev 10/92)



---

MHS MAIL 4/27/93 11:15am  
TO: SSIMMONS @ PSC (Sandy Simmons)  
FROM: NFISHER @ PSC (Nanette Fisher)  
FWD: Ssimmons  
FWD TO: NFISHER @ PSC (Nanette Fisher)  
CC:  
SUBJECT: <None>  
MESSAGE-ID: 2316DD2B8175B9D1 VIA-HOST: PSC.PSC

---

MESSAGE:

I found some more reassignments - guess I missed these before, but picked these up in new run.

920520-EQ -- Cypress Energy Partners (Litigation)  
Reassign to Deason as Hearing Officer, all to vote from Deason/Easley. Deason was prehearing officer on docket

920949-EU -- Florida Power Corporation (Litigation)  
Reassign to Beard as Hearing Officer, all to vote from Beard/Easley. Beard was prehearing officer on docket

910179-TL -- GTE Florida Incorporation (Litigation)  
Reassign PHO from Easley to Deason. All to vote

920195-TL -- Quincy Telephone Company (Active/Monitor status)  
Reassign PHO from Easley to Deason. All to vote.

Of course, I suppose when they come back from the court, we may have to decide whether or not Laredo or Johnson can vote, if they didn't vote on original docket. We'll worry about that later.

Comments by Ssimmons  
Changes have been made!

---

Commissioners:  
J. TERRY DEASON, CHAIRMAN  
THOMAS M. BEARD  
SUSAN F. CLARK  
LUIS J. LAUREDO  
JULIA L. JOHNSON

State of Florida



STEVE TRIBBLE, Director  
Division of Records and Reporting  
(904) 488-8371

Public Service Commission

RECEIVE OF THE FLORIDA PUBLIC SERVICE COMMISSION

TRANSCRIPT OF RECORD IN THE MATTER OF:

THE ACTION GROUP  
-vs-  
FLORIDA PUBLIC SERVICE COMMISSION, et al.

VOLUMES I-VII

CASE NO. 81,076  
DOCKET NO. 920949-EU

**FILED**

SID J. WHITE

FEB 10 1993

CLERK, SUPREME COURT

By

Chief Deputy Clerk

CLERK, SUPREME COURT

2/10/93  
-----  
DATE

RETURN TO KAY FLYNN, RAR.

Commissioners:  
J. TERRY DEASON, CHAIRMAN  
THOMAS M. BEARD  
SUSAN F. CLARK  
LUIS J. LAUREDO  
JULIA L. JOHNSON

State of Florida



*ST*  
SITVI TRIBBLE, Director  
Division of Records and Reporting  
(904) 488-8371

Public Service Commission

January 26, 1993

Mr. John R. Bush  
Bush, Ross, Gardner, Warren, and Rudy  
220 South Franklin Street  
Tampa, Florida 33601

Re: Docket No. 920949-EU - The Action Group vs.  
Florida Public Service Commission, et al.

Dear Mr. Bush:

Enclosed is a copy of the index of the above-referenced docket on appeal. Please look the index over and let me know if you have any questions regarding the contents of the record.

I have also enclosed an invoice reflecting charges for preparation of the record. You should forward a check in the amount indicated, made payable to the Florida Public Service Commission, at your earliest convenience.

Sincerely,

*Kay Flynn*

Kay Flynn, Chief  
Bureau of Records

Enclosure  
cc: David Smith  
Parties of Record

## FLORIDA PUBLIC SERVICE COMMISSION

Date: 1206707

101 East Gaines Street  
Tallahassee, Florida 32399-0850

81849

This Number must appear on  
all checks or correspondence  
regarding this invoice.

To:

[ John R. Bush  
Bush Law Firm  
220 South Franklin Street  
Tampa, Florida 33601 ]

Date Paid \_\_\_\_\_ PSC Signature \_\_\_\_\_

Amount Paid \_\_\_\_\_  Check  Cash

Check # \_\_\_\_\_

QUANTITY	DESCRIPTION	PRICE	AMOUNT
216 pgs.	Copied and verified in Docket 920949-EU on appeal	@\$1.00	\$216.00
30	Index entries	@\$1000	30.00
1	Certificate of Director, RAR	@\$4.00	4.00
<b>TOTAL</b>			<b>\$250.00</b>

Commissioners:

J. TERRY DEASON, CHAIRMAN  
THOMAS M. BEARD  
SUSAN P. CLARK  
LUIS J. LAUREDO  
JULIA L. JOHNSON

State of Florida



SITIVE TRIBBLE, Director  
Division of Records and Reporting  
(904) 488-8371

Public Service Commission

January 14, 1993

Sid J. White, Clerk  
Supreme Court of Florida  
Supreme Court Building  
Tallahassee, Florida 32301

Re: Docket No. 920949-EU - Action Group  
vs. Florida Public Service Commission

Dear Mr. White:

Enclosed is a certified copy of a Notice of Appeal of Order No. PSC-92-1468-FOF-EU, filed on behalf of the Action Group on January 13, 1993. I am also forwarding, by separate letter, a copy of a notice of appeal of this order by Delmar England.

It is my understanding that the index of record should be served on the parties to this proceeding on or before March 4, 1993.

Sincerely,

*Kay Flynn*  
Kay Flynn, Chief  
Bureau of Records

Enclosure

cc: Marsha Rule  
John R. Bush  
Parties of Record

State of Florida

Commissioners:

J. TERRY DEASON, CHAIRMAN  
THOMAS M. BEARD  
SUSAN F. CLARK  
LUIS J. LAURIDO  
JULIA L. JOHNSON



STEVE TRIBBLE, Director  
Division of Records and Reporting  
(904) 488-8371

Public Service Commission

January 14, 1993

Sid J. White, Clerk  
Supreme Court of Florida  
Supreme Court Building  
Tallahassee, Florida 32301

Re: Docket No. 920949-EU - Delmar England  
vs. Florida Public Service Commission

Dear Mr. White:

Enclosed is a certified copy of a Notice of Appeal, filed by Delmar England on January 12, 1993. Also enclosed is a copy of Order No. PSC-92-1468-FOF-EU, the order on appeal.

It is my understanding that the index of record should be served on the parties to this proceeding on or before March 3, 1993.

Sincerely,

A handwritten signature in cursive script that reads "Kay Flynn".

Kay Flynn, Chief  
Bureau of Records

Enclosure

cc: Marsha Rule  
Delmar England  
Parties of Record

**Requisition for Photocopying and Mailing**

Date 1 / 17 / 92

Number of Originals 13

Copies Per Original \_\_\_\_\_

Requested By [Signature]

**Item Presented**

\_\_\_\_\_ Agenda For (Date) \_\_\_\_\_ Order No. 11-411 In Docket No. \_\_\_\_\_

\_\_\_\_\_ Notice of \_\_\_\_\_ For (Date) \_\_\_\_\_ In Docket No. \_\_\_\_\_

\_\_\_\_\_ Other \_\_\_\_\_

**Special Handling Instructions**

**Distribution/Mailing**

Number	Distributed/Mailed To	Number	Distribution/Mailed To
_____	Commission Offices	_____	_____
<u>13</u>	Docket Mailing List	_____	_____
<u>(1)</u>	_____	_____	_____

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

**Print Shop Verification**

Job Number 174 Verified By [Signature]

Date and Time Completed 1/17 Job Checked For Correctness and Quality (Initial) \_\_\_\_\_

**Mail Room Verification**

Date Mailed 1/18/92 Verified By [Signature]



State of Florida

Commissioners:  
THOMAS M. BEARD, CHAIRMAN  
BETTY EASLEY  
J. TERRY DEASON  
SUSAN F. CLARK  
LUIS J. LAUREDO



DIVISION OF CONSUMER AFFAIRS  
GEORGE HANNA  
DIRECTOR  
(904) 488-7238  
TOLL FREE 1-800-342-3552

## Public Service Commission

DATE: December 10, 1992

TO : Mr. Garl Penrod  
1801 Colmar Avenue  
Sebring, FL 33870

### TO SPEED OUR REPLY

We are using this informal way to handle your inquiry and hope that you agree that a prompt response is more important than formality. Please refer to the item checked below for our reply.

- Your letter is being made a part of the docket file in this case so your comments will be available for review by everyone. Docket # 920949, Sebring Utilities Commission.

If you should have any questions, please let me know.

Sincerely,

A handwritten signature in cursive script that reads "George Hanna".

George B. Hanna, Director  
Division of Consumer Affairs

GBH:sah  
cc: Docket File, Records and Reporting

State of Florida

Commissioners:

THOMAS M. BEARD, CHAIRMAN  
BETTY EASLEY  
J. TERRY DEASON  
SUSAN F. CLARK  
LUIS J. LAUREDO



DIVISION OF CONSUMER AFFAIRS  
GEORGE HANNA  
DIRECTOR  
(904) 488-7238  
TOLL FREE: 1-800-342-3552

## Public Service Commission

DATE: December 10, 1992

TO : Mr. & Mrs. Gerald Nelson  
4450 Desoto Road, Lot 119  
Sebring, FL 33870

### TO SPEED OUR REPLY

We are using this informal way to handle your inquiry and hope that you agree that a prompt response is more important than formality. Please refer to the item checked below for our reply.



Your letter is being made a part of the docket file in this case so your comments will be available for review by everyone. Docket # 920949, Sebring Utilities Commission.

If you should have any questions, please let me know.

Sincerely,

A handwritten signature in cursive script that reads "George Hanna".

George B. Hanna, Director  
Division of Consumer Affairs

GBH:sah

cc: Docket File, Records and Reporting

Requisition for Photocopying and Mailing

Date 12 / 2 / 92 Scan  
 Number of Originals 22 Copies Per Original 57  
 Requested By Ruth

Item Presented \_\_\_\_\_  
 \_\_\_\_\_ Agenda For (Date) \_\_\_\_\_ Order No. 92-1379 In Docket No. 92-947  
 \_\_\_\_\_ Notice of \_\_\_\_\_ For (Date) \_\_\_\_\_ In Docket No. \_\_\_\_\_  
 \_\_\_\_\_ Other \_\_\_\_\_

Special Handling Instructions \_\_\_\_\_  
 \_\_\_\_\_

Distribution/Mailing		Distribution/Mailing	
Number	Distributed/Mailed To	Number	Distribution/Mailed To
<u>46</u>	<u>Commission Offices</u>	_____	_____
<u>10</u>	<u>Docket Mailing List</u>	_____	_____
_____	_____	_____	_____

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification \_\_\_\_\_  
 Job Number 15 Verified By W.S.  
 Date and Time Completed 12 2 Job Checked For Correctness and Quality (Initial) \_\_\_\_\_

Mail Room Verification \_\_\_\_\_  
 Date Mailed 12-2-92 Verified By JBM



**Florida  
Power**  
CORPORATION



James P. Fama  
SENIOR COUNSEL

November 30, 1992

Mr. Steve Tribble, Director  
Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32399-0850

Re: Docket No. 920949-EU  
Our File No. 9200264

Dear Mr. Tribble:

Enclosed for filing in the above-referenced docket are the original Supplement to Deposition Exhibit No. 1 and late-filed Deposition Exhibit 2 to be associated with the deposition of Henry I. Southwick taken on November 10, 1992.

Please acknowledge receipt of filing by returning the enclosed copy of this cover letter.

Sincerely yours,

James P. Fama

JPF:mkv  
Enclosure

cc: D. Bruce May, Esquire  
Martha Carter-Brown, Esquire  
Lee L. Willis, Esquire

RECEIVED  
NOV 25 1992



STATE OF FLORIDA

FPSC-RECORDS / REPORTING

## Public Service Commission

THOMAS M. BEARD  
CHAIRMAN

November 24, 1992

101 EAST GAINES STREET  
TALLAHASSEE, FL 32399-0851  
(904) 488-6943

Mr. Delmar England  
5106 Cricket Drive  
Sebring, FL 33870

Dear Mr. England:

Thank you for your letter of November 11, 1992. As you know, I cannot comment on the substantive aspects of a pending case, but I do want to clarify one procedural matter.

Commission Rule 25-22.039 permits persons who have a substantial interest in a proceeding before the Commission to petition to intervene in that proceeding up to five days before the hearing. Since the hearing in this case will be held on December 7-8, you will have until December 2 to intervene and participate in the hearing, if you choose. The Commission does not have jurisdiction over individuals who have not become parties to the case, and therefore the Commission cannot act upon requests to stay or other procedural motions from those individuals.

It appears from Mr. Jackson's October 27, 1992, letter to you that at least since October 12, 1992 you have had access to all pertinent documents in this case. That is the date by which the Commission required Florida Power Corporation to notify all Sebring and FPC customers that information relating to the case would be available at the utilities' local offices. If you have been denied access to the documents since then, please let us know and we will see that you are provided that access.

I am placing a copy of your letter in the docket file, where it will be available to all interested parties.

Sincerely,

A handwritten signature in black ink, appearing to read "Tom Beard", written over a horizontal line.

Thomas M. Beard  
Chairman

TMB:leg

92D949-E4

cc: Records and Reporting (Docket ~~920494~~ EU)  
Parties of Record

**DOCKET NO. 920949-EU**

**PARTIES OF RECORD**

**FLORIDA POWER CORPORATION**

JAMES P. FAMA, Senior Counsel  
Florida Power Corporation  
Post Office Box 14042  
St. Petersburg, Florida 33733

**SEBRING UTILITIES COMMISSION**

D. BRUCE MAY, Esquire  
LARRY P. STEVENSON, Esquire  
Holland & Knight  
Post Office Drawer 810  
Tallahassee, Florida 32302

ANDREW B. JACKSON  
150 North Commerce Avenue  
Sebring, Florida 33870

**CITIZENS FOR UTILITY RATE EQUITY**

JAMES FLYNN  
2503 Par Road  
Post Office Box 1623  
Sebring, Florida 33871

**THE ACTION GROUP**

HAROLD E. SEAMAN, Chairman  
2145 Fiesta Way  
Sebring, Florida 33872

**CONCERNED CITIZENS OF SEBRING**

ROBERT G. POLLARD, Chairman  
810 North Ridgewood Drive  
Sebring, Florida 33870

**TAMPA ELECTRIC COMPANY**

LEE L. WILLIS, Esquire  
JAMES D. BEASLEY, Esquire  
Ausley, McMullen, McGehee,  
Carothers and Proctor  
Post Office Box 391  
Tallahassee, Florida 32302

Delmar England  
5106 Cricket Drive  
Sebring, Fla. 33870

Nov. 11, 1992

Thomas M. Beard, Chairman  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Fla. 32399-0851

Re: Sebring Hearing - SUC-FPC "sale."

Dear Mr. Beard:

I attended the Nov. 4, 1992 hearing in Sebring, but because I had been denied access to pertinent documents, precluding examination and preparation of argument, I did not address the Commission. From the position that legality necessarily precedes and supercedes discretionary choice, it was my intent to severely question the legality of the SUC-FPC "sale proposal." As you are aware, this intent has been subverted by SUC's unlawful act.

In my letter of Oct. 15, 1992, I requested a stay of proceeding and hearing dates reset to afford me the time to resolve the matter and get back the lost time caused by the denial of access to public documents. This request was denied by act, if not by word. Again, I protest the illegality and intend to vigorously pursue the matter if and when required.

Nevertheless, in the interest of clarity, there are some observations and comments I wish to offer in regard to the hearing and testimony.

At the outset of the hearing, you stated that you were not here to talk about the city's purchase of the SUC water system. However, the city's contingent purchase of the SUC water system and the taking on of a substantial portion of the SUC electric debt is so entwined with the rest of the SUC-FPC proposal that to exclude it is to admit serious distortions and fall prey to numerous misconceptions.



Speaker, Wayne Thomann, stated that the 24 million debt the city proposes to take on with the purchase of the SUC water system calls for a water rate increase of \$17 per month per customer. While this is a little higher than my conservative \$13.50 calculation, there is no doubt that the claims of savings that exclude a realistic water rate increase are deceiving and portend fiscal disaster. (Not to mention that SUC's water system and SUC's financial matters are outside of PSC jurisdiction.)

FPC's full page propaganda ad claims a savings of \$13+ for customers within the city limits. The decrease in electric charges is directly due to the transfer of part of the electric debt to the water system. Include the realistic \$13.50 to \$17+ increase in water rates and we can easily project that the customer will pay more for electricity AND water than before "help" arrived.

Several times during the hearing, you heard how SUC rates adversely affect property values and rentals. Some are under the impression that if FPC buys SUC, the name change will work miracles. What they do not consider is that the claims are false and in a very short time, instead of a potential customer asking if you are on SUC, they will simply ask: Which Florida Power are you on? Florida Power regular? Or Florida Power plus?

A few speakers were obviously taken in by the false claims of savings and intimidated by the threat of still another SUC electric rate raise. Thus, in advocating the "sale", they imagined they sought the better of alternatives. A label change is not an alternative.

The 12th speaker, Marvin Kahn, claimed that FPC's offer is absurdly low. I believe he used the term, steal, several times. He claimed that it should be over a hundred million. I do not have sufficient data to make an evaluation, but you will have to admit that a 17 million offer for a business that grosses over 16 million annually does seem a bit conservative.

FPC claims that the 17 million is depreciated book value and by law that is all they can offer. Don't you find it somewhat incongruent that they are so gung ho on this law while ignoring dozens of other laws that don't suit their plans?

The first speaker, Al Johnson, protested the fact that he is charged SUC rates for FPC service. I understand this for I and about 350 others are in an identical situation. This is not a situation of being in SUC territory, receiving SUC service and being billed for SUC service. It is a division of customers in a given geographical area with two rates applied to one service -FPC service.

In the state of Florida, Florida Power Corporation has a million plus customers to which they furnish electricity. Over one million are billed at the FPC rate for this service while some 350 or so of us are billed at the SUC rate. Notwithstanding the fact that this is implicitly approved by PSC Order NO. 23823, I submit that this is neither moral, logical, nor legal. Since I will be sending some very definitive material on this matter in a few day, I won't dwell on it now.

I trust that I have helped to clarify the issues and facts in some measure.

Sincerely,

P.S. The Special Report flyer distributed by the PSC at the Sebring hearing is heavily biased and grossly misleading. It implies that the sale proposal has something to do with a "more than 45 years" territorial feud between SUC and FPC. It implies that the PSC has been involved in these disputes for 10 these many years. Funny, I could find no records showing PSC involvement in SUC and FPC territorial matters in the Sebring area beyond 1985.

If we do away with song and dance, smoke and mirrors, and all else that obscures the truth, what is clearly revealed is the fact that this deal is not for the benefit of consumers. Its strictly for AMBAC, SUC and FPC. AMBAC holds on to 3 million with no risk. SUC disappears from a bad reputation, and FPC walks away with the gold mine while the customers get the shaft. What's new?

MEMORANDUM

November 24, 1992

**RECEIVED**  
NOV 25 1992

FPSC-RECORDS/REPORTING

TO : DIVISION OF RECORDS AND REPORTING (TRIBBLE)  
FROM : DIVISION OF LEGAL SERVICES (BROWN) *MCB*  
RE : DOCKET NO. 920949-EU

---

Please place the attached documents in the correspondence side of the Sebring file.

MCB:bmi  
Attachment

**920949m1.mcb**

RECEIVED  
NOV 23 1992

FPSC-RECORDS / REPORTING

321 Hemlock Avenue  
Sebring, Florida 46703  
November 11, 1992

Florida Public Service Commission  
RECEIVED  
NOV 24 1992  
LEGAL BY 3111

RECEIVED  
NOV 23 1992

FPSC-RECORDS / REPORTING

FLORIDA SERVICE COMMISSION  
Office of Public Information  
101 East Gaines Street  
Tallahassee, Florida 32399-0867

Gentlemen:

Re: DOCKET NUMBER 920949-EU

Sebring Utility is a business. When a business doesn't raise enough funds to cover expenses over time the business fails and bankruptcy is the result.

When bond holders loan money to a business they understand the risk as creditors in lieu of interest payments. They share loss or gain. What bond holder in any other business but SUC can change the market forces and manipulate customers as we are being manipulated?

We are being held hostage by rates, we have been ignored when SUC borrowed money and now we are being held responsible for their mismanagement and adding insult to injury to pay the bondholders for making a poor investment!

The P.S.C. has an obligation to both sides. They, the bond holders, need to share some of the expense either through default or, if not, then the price of the utility being sold to whomever must be increased.

What part does the insurance of ABAC which insured \$90.8 millions of the bonds against default for \$1.7 million premium play in this scenario?

It is time to consider the customer important and let the bondholder share some of the cost rather than try to shift all the cost to us even though it is a monopoly. Let SUC file for bankruptcy and suffer the consequences even though they have a specious contract.

Sincerely

*Robert Vachon*

Robert Vachon  
385-6095

giving this to Fla is stupid ~~paying~~ 22 a month is no good setting the  
the water works for four times it should be city of sebring abt they ~~seems~~ the  
water price 22 - what have we gah grow up. why not put the

names of the people  
who own these Bond  
in the paper. i have  
they got to  
or  
to my  
Friends

● much money  
Dumb.

# Sebring Utilities Commission

Docket #920949-EU  
Sebring, Florida  
November 4, 1992

● you know your  
going to make  
your decision on  
what you want not  
the people want the

Name art Sargent Phone 813-471-1399  
Address 1318 J. Holmes Rd.  
Sebring Fla 33872

If you want to let the Public Service Commission know how you feel about the utility's case, please fill out this comment form and return it by mail. It will be placed in the correspondence file of this docket.

## CUSTOMER COMMENTS

why I lay games!  
Bankruptcy is the only  
way. the last meet I went to  
they gave employees 1 1/2 days  
and 1 extra day off. what  
are they like U. S. government.  
if you dont have money give  
it away - anyway that lady  
atty ~~he~~ that ask all those  
Dumb question at your hearing, is  
sure a dilly of why do you less  
Clea. and why do other you less  
Clea its odd that you useless  
Clea. is she completely  
dumb or what. if gas was  
20.00 per gal. would you use  
less gas. Please give this to  
her. maybe it will wise her up

Fold and tape -- see back for address

good over 100.  
very

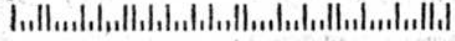


at Sargent  
1318 Holmes Rd  
Sebring FL 33872

12 NOV  
1992



Florida Public Service Commission  
Office of Public Information  
101 East Gaines Street  
Tallahassee, Florida  
32399-0867



FOLD HERE

TAPE

FOLD HERE

RECEIVED  
NOV 23 1992  
FPSC-RECORDS / REPORTING

I got such a great kick out you  
telling about the great school they  
attend on the other side of this paper.  
if you go into a horse Barn, close  
that make you a horse. if you  
finish last in class of 100 ~~it's~~  
Doctors what do they call you  
Doctor grow up. ~~the~~ these people  
aint the best or they would have  
Better job. for 40 years we put  
in Furnaces. the Dumb people, we  
work for the Professor, one job.  
I said for a Professor's mother she said my  
son will put a cement slab for furnace  
if his wife tell him what day it is  
I an other Professor call gas co had bad  
odor, in ~~the~~ <sup>the</sup> house. they told it wasn't gas  
and to call me. I went over. <sup>albert</sup> his house  
drain went to septic tank then out of tank  
over a bank ~~to~~ and stuck out in the air.  
town into creek below. now just beca  
you went to some great school, means nothing  
over a bank ~~to~~ they ha

# FPSC COMMISSIONERS

## Tom Beard

Commissioner Beard was appointed by Governor Martinez in 1987 to serve the remainder of a term. He was reappointed to a four-year term beginning in January 1990, and is currently serving a two-year term as PSC Chairman. Before his appointment, Chairman Beard was the personnel manager for Clay Electric Cooperative. Beard holds a master's degree in education from the University of Florida.

## Susan Clark

Susan F. Clark was named Commissioner by Governor Lawton Chiles in 1991, to serve the remainder of a term ending on Jan. 1, 1995. Before her appointment, Commissioner Clark served as the PSC's general counsel since 1988. She joined the PSC in the Appeals Division in 1980 and was division director from 1983-1988. A 1974 graduate of the University of Florida law school, Clark previously worked in the State's Senate legal services office, and served as staff attorney for three years for the House and Senate Joint Administrative Procedures Committee.

## J. Terry Deason

Commissioner Deason was appointed and took office in February 1991. Prior to his appointment, he served as Chief Regulatory Analyst in the Office of Public Counsel, where he was responsible for the coordination of accounting and financial analysis used in cases before the PSC. From 1981 to 1987, Deason served as Executive Assistant to PSC Commissioner Jerry Gunter. He also previously served as legislative analyst for the Public Counsel's office. He holds a BS and a Master's of Accounting degree, both from Florida State University.

## Betty Easley

Commissioner Easley was appointed by Governor Bob Martinez and took office in January 1989. Prior to her appointment, she served as Director of Intergovernmental Affairs in the Office of the Governor until she became Assistant Secretary of State. She also served in the Florida House of Representatives from 1972 until 1986. Easley has a bachelor's degree in public administration from Eckerd College.

## Luis J. Laredo

Luis J. Laredo was appointed to the Florida Public Service Commission by Governor Lawton Chiles in January 1992 to serve an unexpired term ending in January 1994. Laredo is president of Occidental Group, a Miami-based corporation with interests in aviation and international trade. At the time of his appointment, Laredo was an elected Trustee of the Village of Key Biscayne. He has previously served as Director of International Development for the Florida Department of Commerce and senior vice president for the Export-Import Bank of the United States. He also served on the Florida International Affairs Commission. Commissioner Laredo holds a B.A. degree from Columbia University and attended Georgetown Law School.

The PSC and its staff are always ready to answer questions about the regulation of public utilities. These companies operate under tariffs and rules which are on file with the Commission and also are open to public inspection at company offices.

Consumers should, however, seek information on rules, service, and rates directly from the utility. Most questions will be answered and complaints satisfactorily settled. If not, the Commission's Consumer Affairs Division is available to investigate the matter.

If you have a problem regarding your service, billing, or rates, first attempt to resolve it with the company. Then give that company adequate time to correct the problem. If you are still not satisfied, call the Consumer Affairs Division of the Florida Public Service Commission in Tallahassee. The toll-free number is 1-800-342-3552. A complaint analyst will be glad to help you. Or, write: PSC Division of Consumer Affairs, 101 East Gaines Street, Tallahassee, Florida 32399-0867.

*those great question Susan Clark was this lady that ask  
J. Terry Deason a bunch  
less idea.  
great  
Friends of the Governor*





STATE OF FLORIDA

## Public Service Commission

THOMAS M. BEARD  
CHAIRMAN

101 EAST GAINES STREET  
TALLAHASSEE, FL 32399-0851  
(904) 488-6943

November 24, 1992

RECEIVED  
NOV 25 1992

FPSC-RECORDS / REPORTING

Mrs. Robert L. Rice  
555 SE Lakeview Drive  
Sebring, FL 33870

Dear Mrs. Rice:

Thank you for your letter concerning the proposed sale of the Sebring Utilities System to Florida Power Corporation. Since this matter is pending before the Commission, I cannot comment on any issue in the case. I will assure you that the Commission is very concerned about all ratepayers involved, both those of Florida Power Corporation and those currently served by Sebring Utilities Commission. We will endeavor to insure that all customers are treated as fairly as possible in whatever decision is made.

I am placing a copy of your letter in the docket file, where it will be available to all interested parties.

Sincerely,

A handwritten signature in black ink, appearing to read "T. M. Beard".

Thomas M. Beard  
Chairman

TMB:eag

920949

cc: Records and Reporting (Docket ~~920494-FL~~)

92-552

Mrs. Robert L. Rice  
555 SE Lakeview Drive  
Sebring, Florida 33870

Nov. 13 1992

tel. 813 385 7916

Thomas Beard, chairman  
Florida Public Service Commission  
Office of Public Information  
101 E. Gaines st.  
Tallahassee, Fl.  
32399.0867  
Docket No. 920949.EU

Dear Sir:

We appreciate the fact that the chairman of the Florida Public Service Commission came to Sebring to conduct the hearing on our Sebring Utilities possible sale to Florida Power Corp.

I am one of those who oppose the sale on the grounds that they are not an acceptable suitor because they have not offered enough money and the fact that considerable unfairness will exist if the sale goes through.

Florida Power is offering their base rate for the long haul beginning December 1993 of \$74.58 plus a transition fee of \$21.80, making a total base rate of \$96.38 for payers. This still will be the highest rate of any utility in the state of Florida. I believe St. Cloud is close at \$96, also Havana at \$94. But for Sebring Utilities payers it would be much more since in order to make the deal with FPC, Sebring City Council agreed to buy back the water system of SUC (which they already own) and float a \$21,500,000 bond issue to pay for it. This new loan actually will be much more since it will include a few millions to bring the water system up to date and expand it. This loan would go on for 30 years., the one with FPC, 15 years. Guesses as to the increase in water rates have ranged as high as \$17 per month per user

Mrs. Robert L. Rice  
555 SE Lakeview Drive  
Sebring, Florida 33870

Page 2 Rice

If I recall correctly bondholders still are owed \$85.5 million. I would think that a firm valued roughly at \$25 million for its electric and water would certainly be bankrupt with a debt of that sort and only 12,500 people to pay it.

I believe bankruptcy to be the only solution to clean up this mess and if the FPC deal is rejected that should be our city's next step.

Meanwhile the real estate market in Sebring is being badly hurt. For instance, we have a 33 unit condominium with eight apartments for sale. The last two sold went at bargain prices. A two bedroom, two bath lakefront apartment ~~sold~~ for \$37,000 unfurnished. A two bedroom one bath, 900 square feet, in mint condition, all furnished except for one bedroom, sold for \$36,000. There are ads in the newspapers pointing out a property is on FPC, not SUC.

The homeowners in this area who are especially incensed over the unfairness of the proposed sale plan to FPC are those who a while ago were arbitrarily put under SUC instead of FPC in a division of territory.

Again, thank you for your fine conduct of a rather explosive meeting.

Sincerely,

Rose Mallory Rice  
former editor Sebring News

*Rose Mallory Rice*



STATE OF FLORIDA

## Public Service Commission

THOMAS M. BEARD  
CHAIRMAN

101 EAST GAINES STREET  
TALLAHASSEE, FL 32399-0851  
(904) 488-6943

November 23, 1992

Mrs. Betty J. Frisby  
721 9th Avenue  
Sebring, Florida 33872

Dear Mrs. Frisby:

Thank you for your recent letter concerning the hearing in Sebring on November 4, 1992. I am glad we were able to rearrange the schedule to come to Sebring.

I will place your letter and the enclosed comments in the record where it will be available to all interested parties.

Sincerely,

A handwritten signature in black ink, appearing to read "T. M. Beard", with a large, sweeping flourish extending to the right.

Thomas M. Beard  
Chairman

TMB:brf

cc: Records and Reporting (Docket 920949-EU)

92-554

721 9th Avenue  
Sebring, Fl. 33872  
November 5, 1992

Mr. Thomas Beard  
etcher Building  
101 E Gaines St.,  
Tallahassee, Fl. 32399

Dear Mr. Beard,

Thank you so much for your letter of October 21st and for holding a meeting here in Sebring for the unhappy customers of Sebring Utilities Commission.

Please forgive me as I am one of the group who booed Mrs. Faircloth. That was very uncalled for and I am sorry.

As you can see I have enclosed all the Letters to the Editor appearing in our papers for the last few weeks re: SUC.

One speaker was asked what he does to conserve energy. He didn't mention fluorescent lights(sp). They are quite expensive here but I have slowly been purchasing them to try to save. I also have a timer on my hot water heater and for a while had it set to turn on for two hours in the morning and two in the evening. Now I just have it set for three hours in the A.M. I wash all clothes in cold water plus doing all the things mentioned in the meeting yesterday to save energy.

Now and then when I am not feeling well I will turn on the air conditioner. I live alone and still my bill runs over \$100. a month. A year ago October I was gone on a vacation for three weeks out of the month. I didn't use one single gallon of water during the short time I was home that month but my electricity bill was \$65.00.

This morning I heard (gossip) that SUC was already sold and that there was nothing we could do about it. I hope that is wrong. I told the woman who mentioned that to me that she and her husband must have SUC Bonds and she denied it

Mr. Beard, you seem like a very fair man. If there is anything you can do in your power to help us it will really be appreciated.

I too, am a person who wants to sell my home. I have a son in Tallahassee and one in Ocala. They both want me to move near them and I want to get out of here even tho it is a lovely place to live and to retire.

Shall I write to "60 Minutes" about this situation? Do you think it would do any good? Thank you for any help you can possible give us.

Sincerely,

*Betty J. Frisby*  
(Mrs.) Betty J. Frisby



STATE OF FLORIDA

## Public Service Commission

THOMAS M. BEARD  
CHAIRMAN

101 EAST GAINES STREET  
TALLAHASSEE, FL 32399-0851  
(904) 488-6943

November 23, 1992

Mr. and Mrs. John G. Bryer  
2509 N.E. Lakeview Drive  
Sebring, Florida 33870

Dear Mr. and Mrs. Bryer:

Thank you for your recent letter concerning the hearing in Sebring on November 4, 1992. I am glad we were able to rearrange the schedule to come to Sebring.

I will place your letter and the enclosed comments in the record where it will be available to all interested parties.

Sincerely,

A handwritten signature in black ink, appearing to read "T. M. Beard", with a large, stylized flourish at the end.

Thomas M. Beard  
Chairman

TMB:brf

cc: Records and Reporting (Docket 920949-EU)

92-556

2509 N.E. Lakeview Dr.  
Sebring, Fl. 33870

November 6, 1992

Thomas M. Beard, Chairman  
PUBLIC SERVICE COMMISSION  
101 East Gaines Street  
Tallahassee, Florida 32399-0867

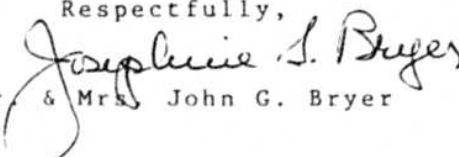
Dear Sir:

Re: Docket #920949-EU  
Sebring Utilities Commission

First, thank you for the acknowledgement of our recent letter to the Commission regarding SUC problems. Second, we appreciated the courteous attention you people gave to the ratepayers attending the preliminary hearing of complaints and ideas here in Sebring.

Enclosed is a copy of our further thoughts on the problems of Sebring Utilities for your continued sharp attention. We were happy to note your raised eyebrows at mention by someone of the 'buy back' by the City of the water system, and we understand this is not under your control; however we were in hopes this information might emphasize the bad situation ratepayers are up against if this happens. It seems that all utilities serving a town should be under the control of a watch-dog commission such as yours.

Thank you.

Respectfully,  
  
Mr. & Mrs. John G. Bryer



November 5, 1992

TO:

FLORIDA PUBLIC SERVICE COMMISSION  
SEBRING UTILITIES COMMISSION  
SEBRING TOWN COUNCIL  
SEBRING NEWS-SUN

After listening thru the preliminary hearing before Florida's Public Service Commission representatives at the Sebring Civic Center yesterday, it would seem Sebring Utilities Commission AND the Sebring Town Council have two reasonable alternatives to use in solving their problem:

1. (As suggested recently in a 'letter to the Editor' of News-Sun) Sell SUC electric systems to either Florida Power or TECO for \$1.00 PLUS takeover of the entire SUC indebtedness.
2. Opt for Bankruptcy.

Re: No. 1: We have heard little conversation about what the revenue from ratepayers amounts to annually. IT HAS VALUE. On the basis of figures bandied about yesterday, any buyer of the system is in fact well set up with guaranteed income from a long established, growing AND CAPTIVE consumer group....12,500 Plus of them...and increasing once this problem is solved. A buyer has the option to refinance the indebtedness at today's low interest rates and save big dollars. The City of Sebring would retain ownership of its water and sewer systems, and could feel at ease if necessary to float a small bond to up-grade the present system. Then contract to have these services along with the garb[age] professionally managed.

Re: No. 2: The other alternative "Bankruptcy" is a dirty word in many peoples' minds; however, in view of the past black history of mismanagement, with ratepayers at the mercy of SUC, ratepayers' protests in favor of bankruptcy are justified. It is hard to believe a Judge would not put the system into the capable hands of either Florida Power or TECO so that abused ratepayers would get a fair shake and have the security of Florida Public Service Commission's watchful eye.

Since it is not a question of making a profit on this sale, but rather

Page 2 of 2

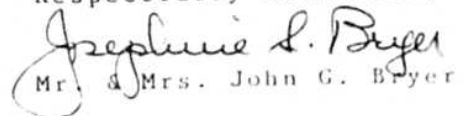
a desperate effort to rid ourselves of this horrendous burden and the attached stigma thereof, it would seem either choice could solve the problem without hurting ratepayers further.

For the City to 'buy back' its own water system at three (3) times book value just to help put the sale together means floating another big bond, higher water and sewer rates, which - together with the monthly transition fee payback to Florida Power - leaves ratepayers again no better off, and perhaps even worse, and outside Florida Public Service Commission's jurisdiction.

It makes very good sense for Florida Power to take over the electric system in question because of the present blending of the two services in this area; however it should not be accomplished at the further expense of already damaged ratepayers. The problem has been because they were answerable to no one, there has been no accountability from SUC even prior to the Phillips Plant construction, even after hired consultants advised against its building as in their findings they determined the plant would be out-moded before completion - and yet SUC went ahead.

We feel No. 1 option should be given study, and if that is a 'no go', definitely take up option No. 2.

Respectrully submitted,

  
Mr. & Mrs. John G. Byer



STATE OF FLORIDA

## Public Service Commission

THOMAS M. BEARD  
CHAIRMAN

101 EAST GAINES STREET  
TALLAHASSEE, FL 32399-0851  
(904) 488-6943

November 23, 1992

Mr. William H. Jernigan, DVM  
Sebring Animal Hospital  
3425 U.S. 27 South  
Sebring, Florida 33870

Dear Dr. Jernigan:

Thank you for your letter of November 5, 1992, concerning the hearing in Sebring on November 4, 1992. I am glad we were able to rearrange the schedule to come to Sebring and I am sorry that we missed you.

We convened the first session at 1 p.m. and heard from a number of citizens. As stated in the notice, we convened again at 5 p.m. and stayed until all citizens were heard. In order to make sure that everyone had an ample opportunity to appear, we waited until 6 p.m. before adjourning the hearing and heading back to Tallahassee.

As you requested, I will place your letter and the enclosed comments in the record where it will be available to all interested parties.

Sincerely,

A handwritten signature in black ink, appearing to read "T. M. Beard".

Thomas M. Beard  
Chairman

TMB:brf

cc: Records and Reporting (Docket 920949-EU)

92-557

SEBRING ANIMAL HOSPITAL  
WILLIAM H. JERNIGAN, D.V.M.  
W. LAWRENCE JERNIGAN, D.V.M.  
3425 U.S. 27 SOUTH  
SEBRING, FLORIDA 33870  
385-6147 - 453-7751

November 5, 1992

Florida Public Service Commission  
Office of Public Information  
101 East Gaines Street  
Tallahassee, FL 32399-0867

Attn: Thomas Beard, Chairman

Docket No. 920949-EU

Dear Mr. Beard,

I would like to thank you for holding a hearing here in Sebring for the convenience of local people. I showed up at 7:00 PM for the evening session and found that no one was around. Enclosed is a copy of the comments I wanted to make. I understand Florida Power had a dozen people or more present. With the full page advertisement in The Sebring News I hope you recognize the obvious fact of how much they want this sale to go through as it now stands. They must really think its a bargain.

Sincerely,

  
William H. Jernigan, DVM

SEBRING ANIMAL HOSPITAL  
WILLIAM H. JERNIGAN, D.V.M.  
W. LAWRENCE JERNIGAN, D.V.M.  
3425 U.S. 27 SOUTH  
SEBRING, FLORIDA 33870  
—  
385-6147 - 453-7751

Dear Sir,

I am here under the assumption that PSC exists to protect the rights of the citizens and consumers of the State of Florida and not just to approve and disapprove various agreements arrived at between various entities and corporations under your jurisdiction.

We are dealing with a very emotional and politicized situation involving a city council whose complexion can be changed in an election or two.

I feel very strongly that the real cause of this financial crisis is the Legislature of the State of Florida. They changed the rules very shortly after contracts were signed to build the Phillips Power Plant and allowed cheap cross state lines power to come in from Georgia. This made the feasibility studies for selling surplus power totally irrelevant which has resulted in the financial crisis of these recent years.

I mention these things merely to say that there is an extra burden on the PSC and its staff to ascertain with no doubts whatsoever that the best interests of the rate-payers of Sebring Utilities Commission are considered - not the interests of Sebring City Council, Florida Power Corporation, Sebring Utilities, or any group closely associated with any of these entities.

There are basically two primary points I wish to make.

The first involves the fact that I do not believe that enough money is being offered for the SUC system. There is no allowance for the existence of a going business. There were reports of this value being as high as 14 million dollars in some of the public meetings this last year. In making estimates by accountants for projections like this you can always bet that they are on the conservative side for safety. There certainly is a very strong value in some 12,700 meters out there currently grinding out dollars.

Let me at this time say that the purpose of Florida Power Corporation's existence is to make money for their stockholders. The lawyers and other personnel, some of whom are present here tonight, spend their full working time toward the benefit of Florida Power Corporation. I have not yet seen any figures offered by them that were not drastically skewed toward the low side. An example of this is the offer for the delivery system itself for a little over 10 million dollars. When a great deal of clamor and a questioning by outsiders occurred it was discovered that the figure should be 17 million. I guess you can't blame them for trying to buy just as cheap as they can.

I would say to you - ask the question what would it take to establish this present system from scratch today to put it in real perspective. Keep in mind that a lot of the depreciation schedules are various book keeping practices that have been established for dealing with the IRS for tax purposes. The basic reason for depreciation in a business is to allow for maintenance and repair

over a period of years and many times the schedules are not a real world figure. Those 12,700 meters out there are fully operable and ready to crank out dollars today.

The second point I would like to address is that nowhere has the public been made aware of any alternatives than selling to Florida Power. I feel that the Public Service Commission should insist that there should be a bonafide evaluation of what the costs would be in current up to date figures for the restructuring of the total package. I have been told that there is a strong possibility that the transition fee as estimated would be within a dollar or so of what it would cost to restructure the whole package. Ask yourself why the city is willing to go with a 21 million dollar restructuring of the water system which is several times what the water system is worth.

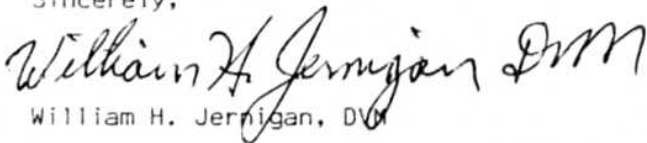
The last figures that were presented were in response to a question I asked at one of the public meetings and since that time the Mall has come on line bringing a much larger electric usage. Also in the meantime, interests rates are at an extremely low point.

If the PSC truly has the interests of the rate-payers at heart you will be concerned with the bottom line - not just the electric charges. Lets don't get like the Federal Government and play shell games with deficit financing and forget that the water system will be paying a substantial part of the electrical system debt.

There is a very strong piece of advice that Tampa Electric left when they bought the Phillips Power Plant at half price. They withdrew from any further bidding on the distribution system and said that we would be better off keeping the system and perhaps contracting with a management company to operate the system.

In closing it will be a shame if the PSC does not address these concerns and allow our remaining assets to be virtually given away - we then still have to pay for them and at the end of this time we will have nothing.

Sincerely,

A handwritten signature in cursive script that reads "William H. Jernigan DM". The signature is written in dark ink and is positioned above the typed name.

William H. Jernigan, DM



STATE OF FLORIDA

## Public Service Commission

THOMAS M. BEARD  
CHAIRMAN

101 EAST GAINES STREET  
TALLAHASSEE, FL 32399-0851  
(904) 488-6943

November 23, 1992

Ms. Ruth E. Handley  
Superintendent of Schools  
Highlands County School Board  
426 School Street  
Sebring, Florida 33870-4098

Dear Ms. Handley:

I have received your letter of November 3, 1992, concerning the sale of Sebring Utilites to Florida Power Corporation.

Since this matter is currently before the Commission, I cannot comment on any aspect of the case; however, the Commission will carefully weigh all of the evidence before making a decision.

Thank you for taking the time to express your concerns to the Commission in this matter. I am placing a copy of your letter in the docket file so that it will be available to all interested parties.

Sincerely,

Thomas M. Beard  
Chairman

TMB:brf

cc: Records and Reporting (Docket 920949-EU)



# Highlands County School Board

92-558

426 School Street • Sebring, FL 33870-4098 • (813) 382-1121 • Fax (813) 362-3240

Ruth E. Handley  
Superintendent

Peter H. Pollard  
Chairman  
Margaret Turnbull  
Vice Chairman

Robert L. Fitzgerald  
Gwen Sanders-Hill  
Bill Gene Smith

## COVER SHEET

FL-PEND

Date November 3, 1992

PLEASE DELIVER THE FOLLOWING PAGES TO:

Tom Beard, Chairman

Public Service Commission

FROM: Ruth E. Handley, Superintendent of Schools

Highlands County School Board

Total number of pages 2 (including cover sheet)

If you do not receive all the pages please call back.

PHONE # (813) 382-1121 Ext. 227 (Elaine or Sarah)

FAX # (813) 382-3240

SUNCOM # 742-1121 (Florida)

COMMENTS: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_





# Highlands County School Board

426 School Street • Sebring, FL 33870-4098 • (813) 382-1121 • Fax (813)382-3240 • TDD (813) 382-3693

Ruth E. Handley  
Superintendent

Peter H. Pollard  
Chairman  
Margaret Turnbull  
Vice Chairman  
Robert L. Fitzgerald  
Gwen Sanders-Hill  
Bill Gene Smith

November 3, 1992

Mr. Tom Beard, Chairman  
Public Service Commission  
101 East Gaines Street  
Tallahassee, FL 32399

RE: #920949 - EU

Dear Mr. Beard:

This letter is to advise you of a major saving in utility costs if the proposed sale of Sebring Utilities to Florida Power Corporation is consummated. As the guardian of limited tax dollars to provide public education to the children of Highlands County, I am endorsing and encouraging the sale of Sebring Utilities to Florida Power Corporation.

In an October 22, 1992, analysis of projected monthly and annual savings, Florida Power estimated extensive reductions of School Board costs. Independent studies by my staff have verified that, based on last fiscal year's total electrical usage cost of \$1,183,821, the Board can expect an average saving of 8% to 11% or about \$100,000.

In light of such a major possible saving, I feel obligated to advise you of this benefit to local taxpayers. Money saved on utility costs can be applied to meet the needs of children in the classroom.

Please approve the sale as proposed.

Sincerely,

Ruth E. Handley  
Superintendent of Schools

/sgt



STATE OF FLORIDA

## Public Service Commission

THOMAS M. BEARD  
CHAIRMAN

101 EAST GAINES STREET  
TALLAHASSEE, FL 32399-0851  
(904) 488-6943

November 24, 1992

Mr. William E. Carlson  
3521 U.S. 27 So.  
Sebring, FL 33870

Dear Mr. Carlson:

Thank you for your letter concerning the proposed sale of the Sebring Utilities System to Florida Power Corporation. Since this matter is pending before the Commission, I cannot comment on any issue in the case. I will assure you that the Commission is very concerned about all ratepayers involved, both those of Florida Power Corporation and those currently served by Sebring Utilities Commission. We will endeavor to insure that all customers are treated as fairly as possible in whatever decision is made.

I am placing a copy of your letter in the docket file, where it will be available to all interested parties.

Sincerely,

A handwritten signature in black ink, appearing to read "T.M. Beard", written over a horizontal line.

Thomas M. Beard  
Chairman

TMB:eag

cc: Records and Reporting (Docket 920494-EU)

92-535

NOVEMBER 6 1992

THOMAS BEARD, CHAIRMAN  
FLORIDA PUBLIC SERVICE COMM  
101 E GAINES ST  
TALLAHASSEE FL 32399-0867

DEAR MR BEARD:

I AM A SEBRING UTILITIES COMMISSION CUSTOMER AND AM WRITING YOU IN REGARD TO THE PENDING SALE TO FLORIDA POWER CORPORATION. THIS IS COVERED UNDER YOUR DOCKET NUMBER 920949-EU.

IT IS MY UNDERSTANDING THAT A SALE OF THIS NATURE WOULD INCLUDE THE DEPRECIATED BOOK VALUE OF ALL ASSETS PLUS TWO TO FOUR TIMES THE ANNUAL REVENUE OF THE SELLING UTILITY. THE DEPRECIATED BOOK VALUE IS 17.8 MILLION. THE FOLLOWING IS THE ANNUAL REVENUE FOR THE LAST THREE YEARS:

1989	16.7 MILLION
1990	15.9 MILLION
1991	16.8 MILLION

ACCORDING TO THE INFORMATION ABOVE IT SEEMS TO ME THAT THE SELLING PRICE OF THIS UTILITY TO FLORIDA POWER SHOULD BE A MINIMUM OF 51.4 MILLION. THIS WOULD ELIMINATE ANY TRANSITION FEE FOR THE NEXT 15 YEARS WHICH WOULD ALLOW THE RATEPAYERS TO BE ON THE SAME LEVEL AS THE PRESENT FLORIDA POWER CUSTOMERS.

IF THIS IS NORMAL PRACTICE AND YOU HAVE THE RESOURCES TO RESEARCH THIS INFORMATION THEN I WOULD SUGGEST THAT CONSIDERATION BE GIVEN TO HAVE FLORIDA POWER CORPORATION PAY THE GOING RATE FOR SEBRING UTILITIES AND NOT TAKE IT OFF OUR HANDS AS IF WE ARE HAVING A FIRE SALE.

SINCERELY,



WILLIAM E CARLSON  
3531 U S 27 SO  
SEBRING FL 33870  
813 382-4141

CC: FILE

SUC.WPS

Requisition for Photocopying and Mailing

Date 11 / 12 / 92

Number of Originals 1

Copies Per Original 56

Requested By Ruth

Item Presented

Agenda For (Date) \_\_\_\_\_ Order No. 7-1271 In Docket No. 92

Notice of \_\_\_\_\_ For (Date) \_\_\_\_\_ In Docket No. \_\_\_\_\_

Other \_\_\_\_\_

Special Handling Instructions

Distribution/Mailing

Number	Distributed/Mailed To
<u>12</u>	Commission Offices
	Docket Mailing List

Number	Distribution/Mailed To

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number 115 Verified By \_\_\_\_\_

Date and Time Completed 11-12 Job Checked For Correctness and Quality (Initial) RL

Mail Room Verification

Date Mailed 11/12 Verified By AG

Requisition for Photocopying and Mailing

Date 11 / 12 / 92

Number of Originals 1

Copies Per Original 51

Requested By [Signature]

Item Presented

Agenda For (Date) \_\_\_\_\_ Order No. 1305 In Docket No. 92001-81  
 Notice of \_\_\_\_\_ For (Date) \_\_\_\_\_ In Docket No. \_\_\_\_\_  
 Other \_\_\_\_\_

Special Handling Instructions

Distribution/Mailing

Number	Distributed/Mailed To	Number	Distribution/Mailed To
<u>30</u>	<u>Commission Offices</u>	_____	_____
<u>17</u>	<u>Docket Mailing List</u>	_____	_____
_____	_____	_____	_____

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number \_\_\_\_\_ Verified By \_\_\_\_\_  
 Date and Time Completed \_\_\_\_\_ Job Checked For Correctness and Quality (Initial) \_\_\_\_\_

Mail Room Verification

Date Mailed 11-13-92 Verified By [Signature]

DATE: November 13, 1992

TO : Mr. & Mrs. Donald Kitzinger  
4343-181 W. Schumacher Road  
Sebring, FL 33872

**TO SPEED OUR REPLY**

We are using this informal way to handle your inquiry and hope that you agree that a prompt response is more important than formality. Please refer to the item checked below for our reply.



Your letter is being made a part of the docket file in this case so your comments will be available for review by everyone. Docket # 920949, Sebring Utilities Commission.

If you should have any questions, please let me know.

Sincerely,



George B. Hanna, Director  
Division of Consumer Affairs

GBH:sah

cc: Docket File, Records and Reporting

41064L

November 9, 1992

4343-181 W. Schumacher Road  
Sebring, Fl. 33872

Phone: 813-471-6078

Public Service Commission  
Office of Public Information  
101 E. Gaines Street  
Tallahassee, Fl. 32399-0867

Re: Docket No. 920949-EU

Gentlemen:

I have written on this subject once before a couple weeks ago, but after attending the informational meeting on November 4, 1992, I have further comments:

I note from the Special Report, Volume 5, Number 42, November 1992, which was handed to us at the meeting, that ~~that~~ "As part of the agreement with Florida Power, Sebring Utilities and the City have entered into an agreement for the purchase and sale of the water system, under which Sebring will sell its water system to the City for \$21.5 million. The agreement is contingent upon Commission approval of Florida Power's purchase of the electric system ....." Why must the water system sale be part of the sale to Florida Power? As was brought up at the meeting, and was published in the Sebring News Sun, the \$21.5 million for the water system is 2-3-4 times more than the water system is worth. It has also been published that to bring the system up to par more monies will have to become available, therefore putting all of us into more debt and raising the water rates putting all of us in still the most expensive utility bills in many counties and most probably the State.

Then, with respect to the Sebring Village Mobile Park situation where some of us are paying Florida Power and others Sebring Utilities, even though we all get power from Florida Power, it is the most frustrating situation we have ever encountered. I'm sure that some time ago a division was made as to where the cut-off for the different utility systems would be, that was a very bad choice and should be rectified and made a top priority.

I can see the complexity of the whole situation, but hope that you people will come up with an equitable decision.

Sincerely yours,  
*Mrs. Donald Kitzinger*  
Mr. & Mrs. Donald Kitzinger

By: Mrs. Donald Kitzinger





**Florida  
Power**  
CORPORATION

November 13, 1992

**James P. Fama**  
SENIOR COUNSEL

Mr. Steven C. Tribble, Director  
Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32399-0870

NOV 13 1992  
RECORDS REPORTING

Re: Docket No. 920949-EU

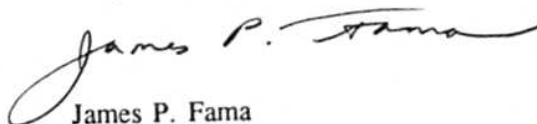
Dear Mr. Tribble:

Enclosed for filing in the above-referenced docket is the following documents to be associated with the Deposition of Florida Power Corporation Witness Samuel F. Nixon, Jr.

1. FPC Late Filed Deposition Exhibit No. 1 - Treasury Notes Yield Curve Analysis (FPC Witness, Nixon).

Please acknowledge receipt of the above filing on the enclosed copy of this letter and return to the undersigned. Thank you for your assistance.

Very truly yours,

  
James P. Fama

JPF:mkv  
Enclosure

cc: Martha Carter Brown, Esquire (w/enclosure)  
D. Bruce May, Esquire (w/enclosure)  
CURE (w/enclosure)  
Action Group (w/enclosure)  
Concerned Citizens of Sebring (w/enclosure)

*Forwarded  
\* Ct Retros*





**Florida  
Power**  
CORPORATION

November 6, 1992

**James P. Fama**  
SENIOR COUNSEL

Mr. Steven C. Tribble, Director  
Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32399-0870

Re: Docket No. 920949-EU

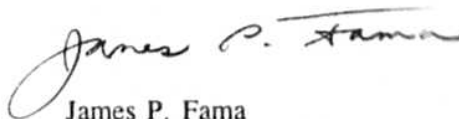
Dear Mr. Tribble:

Enclosed for filing in the above-referenced docket are the following documents to be associated with the Deposition of Florida Power Corporation Witness Pete Dagostino:

1. FPC Late Filed Deposition Exhibit No. 1 - FPC Customer Name/Address List in Sebring (FPC Witness P. Dagostino)
2. FPC Late Filed Deposition Exhibit No. 2 - Rate Comparison (FPC Witness P. Dagostino)
3. FPC Late Filed Deposition Exhibit No. 3 - New Operating Center Costs (FPC Witness P. Dagostino)
4. FPC Late Filed Deposition Exhibit No. 4 - Map of Sebring/FPC Territory

Please acknowledge receipt of the above filing on the enclosed copy of this letter and return to the undersigned. Thank you for your assistance.

Very truly yours,

  
James P. Fama

JPF:ams  
Enclosures

cc: Martha Carter Brown, Esquire (w/enclosures)  
D. Bruce May, Esquire (w/enclosures)  
CURE  
Action Group

*Forwarded  
to CT Retn*

Requisition for Photocopying and Mailing

Date 10 / 20 / 92

Number of Originals 1 Copies Per Original 40

Requested By MURKIN 10F

Item Presented

Agenda For (Date) \_\_\_\_\_ Order No. 92-1231 In Docket No. 92-1231

Notice of \_\_\_\_\_ For (Date) \_\_\_\_\_ In Docket No. \_\_\_\_\_

Other \_\_\_\_\_

Special Handling Instructions

Distribution/Mailing

Number	Distributed/Mailed To	Number	Distribution/Mailed To
<u>24</u>	<u>Commission Offices</u>	_____	_____
<u>7</u>	<u>Docket Mailing List</u>	_____	_____
_____	_____	_____	_____

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number 24 Verified By [Signature]

Date and Time Completed \_\_\_\_\_ Job Checked For Correctness and Quality (Initial) \_\_\_\_\_

Mail Room Verification

Date Mailed 11-2-92 Verified By [Signature]

Requisition for Photocopying and Mailing

Date 1 / 12 / 92

Number of Originals 1

Copies Per Original 46

Requested By RUTH WF

Item Presented

Agenda For (Date) \_\_\_\_\_ Order No. 12-1233 In Docket No. \_\_\_\_\_

Notice of \_\_\_\_\_ For (Date) \_\_\_\_\_ In Docket No. \_\_\_\_\_

Other \_\_\_\_\_

Special Handling Instructions

Distribution/Mailing

Number	Distributed/Mailed To
_____	Commission Offices
_____	Docket Mailing List
_____	_____

Number	Distribution/Mailed To
_____	_____
_____	_____
_____	_____

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number R10 Verified By \_\_\_\_\_

Date and Time Completed \_\_\_\_\_ Job Checked For Correctness and Quality (Initial) \_\_\_\_\_

Mail Room Verification

Date Mailed 11-2-92 Verified By [Signature]

**Citizens for Utility Rate Equity**  
P. O. Box 1623 Sebring, FL 33871

**Chairman**  
James Flynn

**Co-Chairman**  
Don Darling

**Secretary**  
Nancy Hawk

**Treasurer**  
Dave Greenslade

October 27, 1992

Public Service Commission  
Office of Consumer Affairs  
101 E. Gaines Street  
Tallahassee FL 32399-0867

RECEIVED  
NOV - 5 1992  
FPSC-RECORDS REPORTING

RE: Docket No. 920949-EU

To Whom It May Concern:

As the principals of Citizens for Utility Rate Equity, ("CURE"), a non-profit, unincorporated, grass roots organization, we unanimously concur and state that we hereby authorize

James Flynn, Chairman

to be the representative on behalf of CURE, regarding CURE's position with respect to the sale of the Sebring electric distribution system to Florida Power.

Respectfully Submitted,

CITIZENS FOR UTILITY RATE EQUITY "CURE"

Don Darling  
Keste J. Reinbolt  
Elizabeth B. Van Bauden  
William Van Bauden Jr.  
Jan D. Sear  
Jane Nargelovic

John Nargelovic  
Charlotte Asher  
Francis J. Darling  
R. L. Smith  
Leo Ruby Rouse  
Bill Carson

Florida Power and Light Company  
RECEIVED  
NOV 2 1992  
LEGAL DIVISION



STATE OF FLORIDA

## Public Service Commission

THOMAS M. BEARD  
CHAIRMAN

October 27, 1992

101 EAST GAINES STREET  
TALLAHASSEE, FL 32399-0851  
(904) 488-6943

Mr. Al Johnson  
4343-200W Schumacher Road  
Sebring, Florida 33872

OCT 29 1992

Dear Mr. Johnson:

Thank you for your letter concerning the purchase of Sebring Utilities system by Florida Power Corporation.

Since this matter is pending before the Commission, I cannot comment on any issue involved in the case. However, I will conduct a public meeting in Sebring on November 4, 1992, at the Sebring Civic Center, to hear input from citizens in the affected area. Two sessions will be held, one beginning at 1:00 p.m. and a second session beginning at 5:00 p.m. The meeting will be as informal as possible and no attorney is required to participate. A transcript of the meeting will be made and will become part of the docketed record.

If you plan to participate, please plan to arrive at the beginning of a session, since the meetings will be adjourned when all present have been heard. I am placing a copy of your letter in the docket file where it will be available to all interested parties.

Sincerely,

A handwritten signature in black ink, appearing to read "T.M. Beard", written over a horizontal line.

Thomas M. Beard  
Chairman

TMB:eag

cc: Records and Reporting (Docket 920949-EU)

Chairman Thomas Beard  
Public Utilities Commission

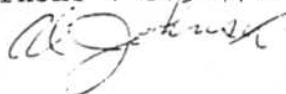
02-465

Dear Sir

I am writing this letter about the flagrant disregard of the 366-02 of the Public Utilities chapter 366 definition of Public Utilities by SUC. We are Florida Power and we pay SUC rates. We say it's not fair & want relief from the exorbitant rates, so we will be equal to Florida Power rates which is also in the park. We have never been able to get the right answer. Enclosed you will find a copy of the order issued by your office, but after over a year the park residents are 1/3 F.P. & 2/3 SUC. Every new home that comes in enjoys F.P. low rates. We are looking forward to your coming to Sebring around Nov. 4th. We want to apologize for not having an attorney, but we are all retired and to be honest, can't afford one. We will have the appropriate witnesses & receipts. Hoping this will give us a chance to be heard & Thanking you in advance. We are the residents of Sebring Village 4545 Schumacher Rd. Sebring Fl. 33872. We have between 300 & 400 in our park & we are proud of it. Looking forward to an answer  
I am

Respectfully

Al Johnson  
4545-200W Schumacher Rd.  
Sebring, Fl. 33872  
Phone 1-813-471-1125



RECEIVED  
Florida Public Utilities Commission

OCT 21 1992

ELECTRIC AND

# Florida Power signs utility deal — with a catch

By KEVIN BOUFFARD  
Tribune Staff Writer

SEBRING — Florida Power Corp. officials have signed a contract to buy Sebring Utilities, but the deal has a 90-day time bomb.

The Sebring Utilities Commission approved the company's proposed contract at a special meeting Monday. The city council is scheduled to consider the contract at its regular 6:30 p.m. meeting on Sept. 15. Council approval is likely, Councilwoman Pat Wilk said on Tuesday.

The contract must also be approved by the state Public Service Commission (PSC). A petition for approval will be filed by Sept. 20, said Andrew Jackson, attorney for the utility commission. Therein lies the time bomb.

The contract provides the PSC must appoint a hearing officer within 90 days of the petition's filing and that the hearing officer must rule favorably on the contract's provisions within that same 90 days.

If no hearing officer is appointed or there is no ruling within 90 days, Florida Power and Sebring Utilities have the next 30 days to

decide whether to back out of the deal.

Robert Christ, a PSC attorney, doubted that the 90-day deadline could be met.

"It would be an extremely fast track," Christ said on Tuesday. "That's not a very long period of time, and I don't understand their thinking on [the 90-day deadline]."

The PSC is not bound to act on that timetable simply because it is part of the sales contract, Christ added. Only PSC Chairman Thomas Beard or the full commission have the authority to appoint a hearing officer, he said.

John Martz, the Avon Park district manager for Florida Power, played down Christ's remarks on Tuesday. Other PSC staff members have told company officials the 90-day schedule was realistic, added Martz, who said he could not identify those PSC officials because he has not dealt with them directly.

This is the second time around for a Florida Power sales contract. The utility commission and city

See UTILITY, Page 8

## Utility deal includes time bomb

From Page 1  
Council approved a deal in July, but Florida Power's executive board of directors refused to sign the contract until a last-minute glitch was worked out.

The Florida Power board questioned how the PSC would treat the wholesale electric power contract that Tampa Electric Co. (TECO) has with Sebring Utilities. TECO provides all of Sebring's power and has insisted the remaining 18 years of the contract be honored by Florida Power once it buys the system.

The glitch involves the difference between the rates TECO charges for production costs under its Sebring contract — about \$27 per 1,000 kilowatt hours — and the \$21 per 1,000 kilowatts that Florida Power charges to its customers. That \$6 difference adds up to more than \$1 million a year based on current usage.

Florida Power officials argued that PSC may not allow it to spread the difference over its entire 1 million customers. That would mean Florida Power stockholders would pick up the \$1 million tab over the next 18 years, company officials said.

The new contract allows Florida Power to back out of the deal if the PSC rules against the company on the production cost issue.

The new contract also provides that Sebring Utilities can back out of the deal if the PSC rules the \$6 difference should be added to the proposed "transition fee."

If the PSC approves the contract, Florida Power would be allowed to charge a transition fee estimated at almost \$22 per 1,000 kilowatt hours.

Money from the fee would pay off a \$38 million loan Florida Power would make at closing of the sale. Sale of Sebring Utilities' assets — including the city's \$21.5 million purchase of the water system — would leave the utility about \$38 million shy of the cash needed to pay off its \$91 million debt.



## Letters

### Support for sale should be heard

Editor:

It's the eleventh hour — does the public service commission know that you're fed up with being saddled with the highest electric rates in Florida?

This may be your last opportunity to have your voice heard. You don't have to make the trip to Tallahassee to attend the hearing on the SUC/FPC sale. Your letter of concern can explain to the Public Service Commission that you as a rate payer would like the rate relief this sale would accomplish.

To be silent means that you're content with being number one in the State of Florida (in electric rates). To be silent means that if the sale falls through, you're willing to pay up to \$151 per 1000 KWH to comply with the bond covenants. Forget the flowery oratory and just explain to the PSC that it is in the best interest of the rate payers to sell the remaining electrical assets to FPC. This will result in immediate rate relief, the opportunity to participate in the load management program and the regulation of rates. We need to be regulated by the PSC and a sale to FPC will afford us this opportunity.

Your letter should be addressed to the Public Service Commission, Office of Consumer Affairs, 101 E. Gaines Street, Tallahassee, FL 32399-0867 and refer to docket No. 920949-EU.

Come on, Sebring, we finally have a chance to see that Sebring gets out of the electric utility business. The clock is ticking and the midnight hour is approaching. The PSC needs your input and encouragement now!

Nancy L. Hawk  
Sebring

### SUC 'extortion' fee is too much to bear

Editor:

I've been out of circulation for a spell (R & R TDY St. Elsewhere) so the articles relating to the tug-of-war between Florida Power vs SUC and the rate payers. No strike the latter. I don't recall the rate payers ever being mentioned throughout all the meetings between the two utilities. I assumed we would be considered an asset. We must be a non-entity. I know one thing. To me the Sebring Utility is a liability. So much for that.

Back to the articles. The one headed "SUC Sale Supporters Gain 1,000 Signatures" by Kimberly Waller was interesting but kind of confusing. No, not the way it was

written Kimberly. Mike Carr has me confused. I see we have a new group. A few more groups and the old axiom of "United, we stand, divided we fall" will be true. I have a few opinions of my own regarding the sale. I think it is written that everyone has that right.

1. I wouldn't think of grappling with any one of your 1,000 supporters who back the sale of Sebring Utilities to Florida Power with the transition fee included. Grappling is one rough sport man! I mailed my letter like any concerned citizen should. I was for the sale, but I was against hanging that 15-year "extortion" fee around our necks.

Not so much for myself but for the young residents who have too much pulling them under already.

2. Do you really consider 1,000 a good portion of a community of 12,000 or there about? Aw! Come on. Your group's motto, "We Can Live with it." That's great! Try selling that to a young married couple with kids to fee, clothe and get them through high school, at least. I've talked to a few that not only don't have a job but stand a good chance of losing their homes. I have always felt that we, the rate payers, are, as far as Sebring Utilities are con-

See LETTERS, page 26

cerned, a non-entity. An invisible asset. This is not mentioned in your letter, naturally; but if any business, Sebring Utilities is a business, had an estimated time of arrival that was in orbit they would have taken route 86 to Bankrupt City. Back to your letter. You mention all the other "squeaky wheels." I assume you mean all residents who are opposed to the sale in total should go before the PSC and say "we don't want the sale." Are they holding the hearing locally?

If so, I would like to know. I'm not exactly a "squeaky wheel." Maybe a mite creaky but if the hearing is held locally I could probably make it, but if held in Tallahassee — no way, Jose. One other thing. You say your way is the most honorable. "Pick up the tab." One definition of honorable is "having a sense of right or wrong: Characterized by honesty and integrity." You threw me a curve there. By that do you mean all who oppose the sale are dishonorable? As I mentioned at the start, I've been out of circulation. Maybe it's best I stay out. Like the old Abbott and Costello game of "Who's on first? I don't have the slightest idea. But I'm sure there'll be some bases stolen.

John L. Spear  
Sebring



The Everyday feeling in Sebring, Fl.

### SUC surcharge won't be paid

Editor:  
Florida Public Service Commission:

To Whom It May Concern:  
I am a Disabled Veteran and would like to be heard about Sebring Utilities and Florida Power Corp.

I'm on two machines plus oxygen 24 hours a day, I contacted Sebring Utilities about my situation which was advised by the Veterans Administration.

I was taken off liquid oxygen and put on a concentrator, which runs on electric 24 hours a day. I called SUC about the cost of running the machine, gave them the voltage and amp. After figuring the cost my electric bill would run me \$78 more a month, as it is my bill had jumped from \$80 or \$90 to \$170 which includes water, sewer and garbage. The other machine, a Pulmair which I use four times a day for one hour each time. Also electric wheelchair four hours a day or longer.

I am against the PSC approving this sale, which is my reason for writing:

1. I'm not going to pay that extra \$22 or \$28 charged by FPL to pay the bondholders.

2. I have no intention of paying someone else's debt. They don't pay my debts. I shall continue to pay my electric but will put any cost of debt in escrow and let them take me to court, or sit in jail; this will cost them more.

3. You, the PSC, just approved a raise which goes into effect Oct. 1, 1992 plus increases twice in 1993, which will also increase our electric bill over and above what these two have agreed upon.

4. The bondholders have been getting interest during these past two years of negotiation and with insurance covering the bonds. I am in favor of bankruptcy by this utility co. SUC has never taken in account that customers have rights too. We never approved the debt they have placed upon us. I'm sure you wouldn't want to pay someone else's debt, now we will be at the mercy of FPC.

5. I feel that you should hold your meeting in Sebring, and get the truth about how SUC is handling the business between the utilities and their customers. There are many of us senior citizens who cannot afford this situation, if anyone thinks they can make it on \$800 a month S.S. and pay rent, medical, electric and food and other bills I'd like to know how. Just before Oct. all the utilities go up plus phone and cable plus the raises for the commissioners, I have been following this for a couple of years and it seems when Oct. comes around PSC has already approved the raises. The increase in Social Sec. Cola doesn't cover any of our increases so by Jan. 1, we have gained nothing and lost plenty.

I truly hope that you will see that we don't need this sale and ask that you the commissioners block this sale from going through. Perhaps an injunction against one or two of the parties would hold up and go to the courts for final action.

Thank you for any consideration shown in this matter.

Fred O. Weinbrandt  
Sebring

### Local PSC hearing asked by customers

Editor:  
To The Public Service Commission:

As rate payers since 1977 who have had no voice in the operation or management of Sebring Utilities, but rather have been captive under

the gross mismanagement by the "select" few commissioners who — until just recently — had cleverly set themselves up as a self-perpetuating group without accountability to anyone, we feel we have been ruthlessly abused and manipulated for too long.

We know we have been "invited" to the hearing scheduled end of year in Tallahassee. Three hundred miles of travel to attend is impossible for 95 percent of the rate payers; so here we are again, without even the chance to listen in.

In view of all the unsavory circumstances of this case, we believe you must agree that such a hearing must be an open one and take place in Sebring. In the prime interest of bondholders who all hold insured paper (no doubt tax exempt), the rate payer has been shoved into the back forty. Enough is more than enough.

Bankruptcy, with a forced sale to a reputable and experienced company answerable to the state's Public Service Commission, would seem to be in the best interest of the rate payers.

Please convene in Sebring, Fla.  
Mr. & Mrs. John G. Brye  
Sebring

# Customers persuade PSC to convene local hearing

## Date set Nov. 4 at the City Hall

■ By **KIMBERLY WALLER**  
*The News-Sun*

SEBRING — Sebring residents won't have to travel to Tallahassee to take a stand for or against the proposed sale of Sebring Utilities' electric system to Florida Power and the monthly transition fee that goes along with it.

Continued inquiries from Sebring residents have persuaded the Public Service Commission to hold a customer hearing here in Sebring on Nov. 4, a PSC spokesperson said.

Meanwhile, Sebring City Council members and Sebring Utilities Commissioners have set aside the night of Oct. 22 for a workshop to come up with alternative ways to do away with the municipal utility's overriding debt should the Florida Power deal fail.

That meeting is scheduled to take place at 5:30 in council's chambers at City Hall.

The customer hearing will start at 1 p.m., at the Sebring Civic Center and will last "as long as it takes," PSC attorney Martha Brown said.

Brown said the idea is to allow those who are able to come during the day a chance to air their concerns, then break for dinner and reconvene, to give those who work during the day a chance to speak on the matter.

PSC chairman Thomas Beard, members of the PSC staff and a court reporter will attend the meeting.

Beard and PSC commissioner Betty Easley form the panel assigned to make a final ruling in the case.

The final hearing has been set for Dec. 7 and 8.

Brown said the testimony recorded at the customer hearing will go right into the case file and will likely hold a considerable amount of weight.

At a recent customer hearing regarding a territorial dispute, she said, the commission "relied fairly heavily" on the testimony customers gave to make a final decision.

See PSC, page 9A

day, October 11, 1992

## PSC

Continued from page 1A

For those who want to speak at the hearing, Brown said they should write out or outline what they plan to say in advance if necessary, but her primary advice was to "speak truthfully and be straightforward."

The attorney said those who wish to speak will be sworn in and are required to give testimony under oath. They will also be subject to cross-examination by the PSC staff and other parties involved.

The chairman of a local group opposed to the proposed sale said the local hearing was a good idea, but said "we aren't going to stop

there."

Action Group Chairman Harold Seaman sent a letter to Brown Oct. 5 that notified her that his group plans to formally intervene in the hearing process. That would mean sending representatives to all preliminary hearings, and meeting all filing deadlines for testimony.

In the letter, Seaman asked Brown to send "a copy of the case schedule, dates, deadlines, and preliminary hearings." He also asked her to furnish him with all necessary instructions.

"We have nothing against Florida Power Corp. and would welcome them to furnish our electric current," Seaman wrote. "However, we

do not want to pay the SUC debt in order for this to happen. We are opposed to the surcharge. We do not owe this debt."

If the PSC panel approves the surcharge, Sebring Utilities rate payers could be asked to pay an additional \$22 per 1,000 kilowatt hours on top of Florida Power's regular rates for 15 years.

The so-called "transition rate" would pay off what Florida Power plans to loan Sebring Utilities after the sale to dissolve the \$38 million debt expected to be left over if the electric distribution system goes for \$17.8 million and the city of Sebring purchases the water system at \$21.5 million.

# Work begins to sell Sebring electric system

By KEVIN BOUFFARD  
Tribune Staff Writer

SEBRING — The Sebring Utilities Commission raised the curtain Wednesday on what may be a long-running drama to dissolve the municipal utility and sell its electric system to Florida Power Corp.

"To me the show has just opened," utility Commissioner Janice Shoemaker said. "It's the first act. The show has just begun."

Act I concluded with the commission unanimously approving the contract to sell its electric system to Florida Power for roughly \$54 million. Last week the commission approved a related contract to sell the water system to the city of Sebring for \$21.5 million.

The contract provides that Florida Power will pay more than \$17 million for Sebring Utilities' electric

distribution system, including wires, utility poles and transformers. About \$37 million will come as a "transition loan" to pay off the local utility's debt.

Sebring Utilities' current customers will repay that loan through a "transition fee" tacked onto their monthly electric bills over the next 15 years. The fee would be about \$21.80 a month for the average customer, Florida Power officials estimate.

Act II involves city council approval of both contracts. Council President Ellene Fields said Wednesday she is confident the council will approve the deal when it meets on July 21.

Act III is scheduled for Aug. 3 when the Florida Power board of directors must approve the contract. John Martz, Florida Power's district manager in Avon Park, said

the company management is pleased with the contract and would recommend board approval. Martz said he could not speak for the board.

The cliffhanger comes in Act IV, when the Florida Power contract goes to the state Public Services Commission (PSC) for approval.

The PSC also must approve the transition rate plan, which is not a sure thing, said Jerry Warren, an engineering consultant for Sebring Utilities. State law prohibits discriminatory utility rates, he added, and some may argue the transition rate is discriminatory.

Any person affected by the transition rate may challenge it before the PSC.

Wednesday's vote ended three years of talks with Florida Power about selling the electric system.

The utility commission agreed to begin sales negotiations with the company last October.

## PSC to take testimony on sale of utility

By KEVIN BOUFFARD  
Tallahassee Staff Writer

SEBRING — A member of the state Public Service Commission will be in Sebring within the next two months to take public testimony on the proposed Sebring Utilities sale, commission Chairman Thomas Beard said Tuesday.

One of the two PSC commissioners scheduled to rule on the sale — Beard or Commissioner Betty Easley — will be chairman of the public hearing, Beard added.

A court reporter also will be present to

transcribe the testimony, Beard said, and it will become part of the record for the formal hearing Dec. 7 and 8 in Tallahassee. Beard is trying to free up his calendar for a Nov. 4 hearing, he added, but a definite date, time and place have not been set.

Beard and Easley must approve several provisions of the contract to sell Sebring Utilities electric system to Florida Power



Beard

Corp. The PSC regulates all Florida's private investor-owned utilities.

Meanwhile Bob Pollard, president of Concerned Citizens of Sebring, said his group will not likely intervene at the PSC against the sale. Concerned Citizens is one of two local groups that earlier announced plans to try to block the sale before the PSC.

Pollard said Concerned Citizens has been unable to raise enough money to hire an attorney to represent it before the PSC.

"It's an attorney's game," he added. "Without an attorney, the chances of success are slim and none."

One Tallahassee law firm with experience before the PSC wanted a \$10,000 retainer up front, Pollard said, "and that was just to start." The charge for an hour of an attorney's time was as high as \$150, he said.

Martha Brown, a PSC attorney, said on Tuesday no group has intervened formally against the proposed sale to Florida Power. However groups or individuals have until Oct. 20 to notify the commission of their intentions to intervene for or against the sale.

"We'll be in there, and we'll meet the

# Sebring Utilities Commission

TERRILL L. MORRIS  
CHAIRMAN

J. NED HANCOCK  
VICE CHAIRMAN

CLIFFORD R. RHOADES  
SECRETARY

321 Mango Street  
Post Office Box 971  
SEBRING, FLORIDA 33871-0971

Telephone: (813) 385-0191 • Fax: (813) 385-8272

BARNEY C. HART  
ASSISTANT SECRETARY

JOE E. CALHOUN  
GENERAL MANAGER

October 1990  
February, 1991

Dear Customer:

We are taking this opportunity to make you aware of an order issued by the Florida Public Service Commission affecting certain customers of Sebring Utilities Commission and Florida Power Corporation.

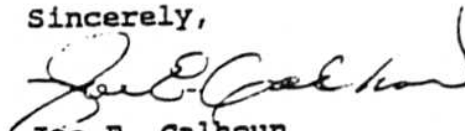
Under the terms of the order, both utilities will remove duplicating electrical facilities from the service area of the other utility in certain areas of Highlands County. This will be accomplished with as little inconvenience to you as possible.

You will continue, at this time, to be a customer of Sebring Utilities, even though the facilities used to provide your service will be owned by Florida Power Corporation. You will continue receiving monthly billing from Sebring Utilities and should continue to direct all inquiries and service related problems to Sebring Utilities.

Sebring Utilities and Florida Power plan to complete this project within the next few months.

If you have any questions or need more information, please call Al Moretz at 385-0191.

Sincerely,



Joe E. Calhoun  
General Manager

JEC/sja

*Progress Through Service*

Warning!

Do not be misled by the proposed sale of Sebring Utilities electric facilities to Florida Power Corporation. This proposal proposes to change nothing except the letterhead on your bill. Your electric rate will remain basically the same.

In Sebring Village, SUC has no facilities and provides no service. but collects electric usage revenue. Is this legal? In Sebring Village, all electric consumers are served by Florida Power Corporation, but some are billed by SUC and some by FPC. Is this legal? If you are billed by SUC, you pay 55.6% more for Florida Power service than those receiving the same service from the same source, but billed by FPC.

If your monthly SUC bill is:	Billed by FPC it would be app.	A monthly difference of:	A yearly difference of:
\$50 -----	\$32.13-----	\$17.87-----	\$ 214.44
100 -----	64.27 -----	35.73-----	428.76
150 -----	96.40-----	53.60-----	643.20
200 -----	128.53-----	71.47-----	857.65
250 -----	160.67-----	89.93-----	1071.96
300 -----	192.80-----	107.20-----	1286.40

Victims' investment in a lawsuit challenging the legality of this rate discrimination could end the direct added cost and property devaluation. Look at the figures. Can you afford not to challenge?

For more information, Call Delmar England 655-2811



BUSH ROSS GARDNER WARREN & RUDY, P.A.

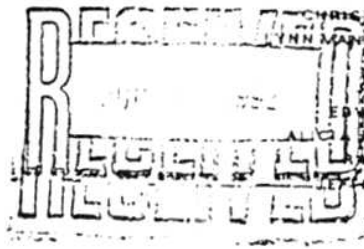
ATTORNEYS AT LAW  
220 SOUTH FRANKLIN STREET  
TAMPA, FLORIDA 33602

(813) 224-9255

TELECOPIER (813) 223-9620

June 18, 1992

PAUL L. HUEY  
DAVID M. JEFFRIES  
PATRICIA LABARTA  
CHRISTINE M. POLANS  
LYNN MANNING RAMEY  
BREMYP P. ROSS  
JOHN F. RUDY, II  
EDWARD O. SAVITZ  
J. SCHUMACHER  
ANDY K. STERNS  
JERRY W. WARREN



AHLON H. BARLOW, III  
CHRISTOPHER A. BOSTIC  
JOHN R. BUSH  
JAMES O. DAVIS, III  
SAMUEL B. DOLCIMASCOLO  
ANDY V. E. ENGLAND  
STEPHEN GARDNER  
JOHN N. GIORDANO  
EFFREY P. GREENBERG  
RICHARD B. HADLOW  
SARA A. HOPPE

Thomas M. Wohl  
President-C.E.O.  
Home Savings Bank, F.S.B.  
P.O. Box 2168  
Hollywood, FL 33022

Re: Proposed Agreement for Purchase and Sale of Electric  
System between FPC and SUCH  
Our File No. WOHL-4

Dear Tom:

I apologize for our slow response, but we have taken a very careful look at the situation. While I cannot predict that the supreme court will agree with me, its decisions indicate that FPC's proposed overpayment (\$38 million) for the T&D system is not a "prudent managerial decision for used and useful equipment." Moreover, the price component of FPC's financing costs is another factor which would suggest that FPC will have difficulties obtaining authorization by the PSC.

On the other hand, while it appears that we have a very good position, do you really want to assert it? As we discussed on the telephone, you will sleep on it and get back to me. In the meantime, I have enclosed a first draft of my letter to Florida Power Corporation.

Very truly yours,

  
John R. Bush

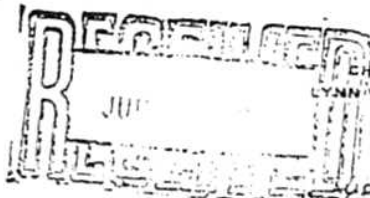
JRB/jsr  
enclosure  
15090.01

BUSH ROSS GARDNER WARREN & RUDY, P.A.

ATTORNEYS AT LAW  
220 SOUTH FRANKLIN STREET  
TAMPA, FLORIDA 33602

(813) 224-9255

TELECOPIER (813) 223-9620



PAUL L. HUEY  
DAVID M. JEFFRIES  
PATRICIA LABARTA  
CHRISTINE M. POLANS  
LYNN J. HYNING RAMEY  
JEREMY P. ROSS  
JOHN F. RUDY, II  
EDWARD O. SAVITZ  
LUCIA J. SCHUMACHER  
RANDY K. STERN  
JEFFREY W. WARREN

MAHLON H. BARLOW, III  
TERRANCE A. BOSTIC  
JOHN R. BUSH  
JAMES O. DAVIS, III  
SAMUEL B. GOLCIMASCOLO  
WENDY V. E. ENGLAND  
J. STEPHEN GARDNER  
JOHN N. GIORDANO  
JEFFREY P. GREENBERG  
RICHARD B. HADLOW  
LISA A. HOPPE

June 18, 1992

Florida Power Corporation  
P.O. Box 14042  
St. Petersburg, FL 33733

Attn: President

Re: Proposed Agreement for FPC's Purchase of SUC's  
Transmission and Distribution System

Gentlemen:

My clients have provided me with the DRAFT 12/23/91 AGREEMENT FOR PURCHASE AND SALE OF ELECTRIC SYSTEM BETWEEN FPC AND SUC. On their behalves, I respectfully submit to you that the proposed agreement is seriously flawed, and I must put you on notice that my clients will vigorously oppose any electric utilities rate that includes the "transition" amount which, in turn, includes FPC's costs incurred in obtaining financing. Moreover, my clients will vigorously oppose any rate increase that would include SUC's costs, including attorney fees, in connection with winding up its business.

Please understand that I am not a "public utilities" specialist, although I have had substantial experience in connection with rate making below the PSC level. Presumably, you will call my attention to any matter which demonstrates gross ignorance. However, it appears to my clients that the proposed transaction will, very simply, make more obscene the horrible mess in which SUC, its commissioners and counsel have placed the ratepayers.

As you probably know, the ratepayers' problems emanate from the supreme court's refusal to recognize that Sebring's Charter in no uncertain terms required SUC to obtain voter approval (by referendum) when SUC proposed to sell revenue bonds. As a result, as of 1986, SUC's revenue bond indebtedness exceeded \$130 million which was foisted upon approximately 10,000 to 12,000 ratepayers. While court decisions are decisions, and there is nothing more to be said about them, it appears to my clients that the proposed AGREEMENT FOR PURCHASE would exacerbate the existing mess. Please bear with me in the following paragraph, so that you will be able to judge whether I possess a sufficient understanding of the proposed transaction. I should be most grateful for any correction where I err.



Florida Power Corporation

June 18, 1992

Page 2

SUC's Series 1986B Bonds were retired when SUC sold its power generating machinery. At present, the Series 1986A Bonds leave SUC with an indebtedness of approximately \$76 million. SUC, City of Sebring and FPC propose to retire this \$76 million by the City's purchasing from SUC the water utility for \$21.5 million, and FPC's purchasing the transmission and distribution system for approximately \$55 million. As the T&D system is worth only \$17 million, it appears that FPC would be paying FPC approximately \$38 million more than the T&D is worth. It does not occur to me that the PSC or the supreme court would consider that such would constitute a prudent managerial decision for purposes of used and useful equipment.

Before leaving the subject of the proposed overpayment of \$38 million for the T&D, it might appear to some that such is no more than FPC's paying SUC's liability to the bondholders and then recouping that \$38 million by billing the ratepayers over a period of 15 years, approximately \$25.75 per month. As to that, my suggestion is that SUC's present liability is to the bondholders and that the ratepayers do not owe any amount to those bondholders. Thus, there is no legal basis known to me for SUC's attempt to transfer "ratepayer liability," there being no such liability. While it is true that the circuit court "validated" the bond resolution, and my clients' challenge of that decision was rejected by the supreme court in 1986, such has no relevance to the proposed transaction. In other words, the draft AGREEMENT FOR PURCHASE shows the parties' intention to eliminate altogether the revenue bond debt. Once the indebtedness to the bondholders is retired, "validation" is no longer pertinent. Therefore, the 1985' - 86 validation would be of no help to FPC in its efforts to collect its \$38 million from the ratepayers over a period of 15 years.

Although there are other problems with this proposed agreement, I should like to close this letter by focusing on the fact that Article V - Covenants of FPC, provides that the "Transition Rate" would be \$25.75 per 1,000 kwh but, in addition, an additional amount to reimburse FPC for costs incurred in obtaining financing as well as the amount determined for the purchase of the Acquired Assets. Presumably, FPC would borrow \$55 million to pay SUC. My clients do not see any reasonable or legal basis for the ratepayers' reimbursing FPC for its financing costs.

Most likely, FPC's representatives have been briefed with regard to SUC's alternatives, not the least of which are SUC's default, bankruptcy, or the ratepayers' intervening in a court proceeding at the behest of the bond trustee, said intervention for the purpose of opposing any further rate increases that would further burden the ratepayer - I have heard that SUC's are Florida's highest and that the proposed transaction would put Sebring ratepayer in first place (in the nation) for electrical costs.

Florida Power Corporation  
June 18, 1992  
Page 3

As suggested above, I welcome your reaction and constructive suggestions, including any corrections as to assumptions and points that I have made.

Very truly yours,

John R. Bush

JRB/jsr.  
15085.01

cc: FPC Attn: General Counsel  
Carlton, Fields, Ward, Emmanuel, Smith & Cutler, P.A.  
Attn: Mr. Doliner

- 366.01 Legislative declaration.
- 366.015 Interagency liaison
- 366.02 Definitions.
- 366.03 General duties of public utility.
- 366.031 Definitions; preference relating to cable television prohibited; penalties.
- 366.04 Jurisdiction of commission.
- 366.041 Rate fixing; adequacy of facilities as criterion.
- 366.05 Powers.
- 366.051 Cogeneration; small power production; commission jurisdiction.
- 366.055 Availability of, and payment for, energy reserves.
- 366.06 Rates; procedure for fixing and changing.
- 366.07 Rates; adjustment
- 366.071 Interim rates; procedure
- 366.072 Rate adjustment orders
- 366.075 Experimental and transitional rates.
- 366.076 Limited proceedings; rules on subsequent adjustments.
- 366.08 Investigations, inspections; power of commission
- 366.09 Incrimination at hearing of commission.
- 366.093 Public utility records; confidentiality.
- 366.095 Penalties
- 366.10 Judicial review
- 366.11 Certain exemptions
- 366.125 Natural gas jurisdiction limits
- 366.13 Taxes, not affected
- 366.14 Regulatory assessment fees.
- 366.80 Short title.
- 366.81 Legislative findings and intent.
- 366.82 Definition; goals; plans; programs; annual reports; energy audits.
- 366.83 Certain laws not applicable; saving clause.
- 366.84 Trust fund created; uses.
- 366.85 Responsibilities of Division of Consumer Services

**366.01 Legislative declaration.**—The regulation of public utilities as defined herein is declared to be in the public interest and this chapter shall be deemed to be an exercise of the police power of the state for the protection of the public welfare and all the provisions hereof shall be liberally construed for the accomplishment of that purpose.

History.—s. 1, ch. 26545, 1951; s. 3, ch. 75-168, s. 1, ch. 77-457, s. 16, ch. 80-35, s. 2, ch. 81-318, ss. 20, 22, ch. 89-292.  
\*Note.—Repealed effective October 1, 1999, by s. 22, ch. 89-292, and scheduled for review pursuant to s. 11.61.

**366.015 Interagency liaison.**—The commission is directed to provide for, and assume primary responsibility for, establishing and maintaining continuous liaison with all other appropriate state and federal agencies whose policy decisions and rulemaking authority affect those utilities over which the commission has primary regulatory jurisdiction. This liaison shall be conducted at the policymaking levels as well as the department, division, or bureau levels. Active participation in other agen-

cies' public hearings is encouraged to transmit the commission's policy positions and information requirements, in order to provide for more efficient regulation.

History.—s. 8, ch. 74-198, s. 3, ch. 76-168, s. 1, ch. 77-457, ss. 1, 16, ch. 80-35, s. 2, ch. 81-318, ss. 20, 22, ch. 89-292.  
\*Note.—Repealed effective October 1, 1999, by s. 22, ch. 89-292, and scheduled for review pursuant to s. 11.61.

**366.02 Definitions.**—As used in this chapter:

(1) **"Public utility"** means every person, corporation, partnership, association, or other legal entity and their lessees, trustees, or receivers supplying electricity or gas (natural, manufactured, or similar gaseous substance) to or for the public within this state; but the term "public utility" as used herein does not include either a cooperative now or hereafter organized and existing under the Rural Electric Cooperative Law of the state; a municipality or any agency thereof; any dependent or independent special natural gas district; any natural gas pipeline transmission company making only sales or transportation delivery of natural gas at wholesale and to direct industrial consumers; or a person supplying liquefied petroleum gas, in either liquid or gaseous form, irrespective of the method of distribution or delivery, unless such person also supplies electricity or manufactured or natural gas.

(2) **"Electric utility"** means any municipal electric utility, investor-owned electric utility, or rural electric cooperative which owns, maintains, or operates an electric generation, transmission, or distribution system within the state.

(3) **"Commission"** means the Florida Public Service Commission.

History.—s. 2, ch. 26545, 1951; s. 3, ch. 76-168; s. 1, ch. 77-457; ss. 2, 16, ch. 80-35, s. 2, ch. 81-318, ss. 1, 20, 22, ch. 89-292.

\*Note.—Repealed effective October 1, 1999, by s. 22, ch. 89-292, and scheduled for review pursuant to s. 11.61.

**366.03 General duties of public utility.**—Each public utility shall furnish to each person applying therefor reasonably sufficient, adequate, and efficient service upon terms as required by the commission. No public utility shall be required to furnish electricity or gas for resale except that a public utility may be required to furnish gas for containerized resale. All rates and charges made, demanded, or received by any public utility for any service rendered, or to be rendered by it, and each rule and regulation of such public utility, shall be fair and reasonable. No public utility shall make or give any undue or unreasonable preference or advantage to any person or locality, or subject the same to any undue or unreasonable prejudice or disadvantage in any respect.

History.—s. 3, ch. 26545, 1951; s. 3, ch. 76-168; s. 1, ch. 77-457; s. 16, ch. 80-35, s. 2, ch. 81-318, ss. 1, 15, ch. 82-25, ss. 20, 22, ch. 89-292.  
\*Note.—Repealed effective October 1, 1999, by s. 22, ch. 89-292, and scheduled for review pursuant to s. 11.61.

**366.031 Definitions; preference relating to cable television prohibited; penalties.**—

(1) As used in this section, the term:

(a) **"Affiliate,"** when used in relation to any person, means another person who owns or controls, is owned or controlled by, or is under common ownership or control with, such person.



STATEMENT DATE 09-21-92

DELINQUENT 5:00 P.M. 10-12-92



SERVICE ADDRESS

ACCOUNT NUMBER

4343 SCHUMACHER RD (LT 13 BL 0299304-17963501

ELECTRIC &amp; WATER

SEWER, GARBAGE, AND TAXE

RATE	METER NUMBER	BILLING PERIOD			METER READINGS		MULT.	ENERGY/WATER CONSUMED
		FROM	TO	DAYS	PREVIOUS	PRESENT		
2 -01	651178	08-18-92	09-17-92	30	53624	54556	1	932 KWH
1 -11	36173542	08-18-92	09-17-92	30	318	323	1	5000 GAL

PREVIOUS BALANCE \$ 121.73  
PAYMENTS \$ 121.73

Paid 9/23/92 \$ 121.73 Ck. 119

OUTSTANDING CHARGES \$ .00

## RESIDENTIAL ELECTRIC SERVICE - 112 -01

DURING THE CURRENT BILLING PERIOD YOU USED AN AVERAGE OF 31 KWH PER DAY. FOR THE SAME PERIOD LAST YEAR YOU USED AN AVERAGE OF 37 KWH PER DAY. YOUR ELECTRICAL USAGE HAS DECREASED BY 1 KWH PER DAY.

CUSTOMER CHARGE \$ 9.80  
ENERGY CHARGE 932 @ .097000 \$ 90.90

**ELECTRIC CHARGE**

\$ 100.81

## WATER SERVICE - 3/4" &amp; SMALLER 121 -11

CUSTOMER CHARGE \$ 8.20  
FLOW CHARGE 5000 @ .00204 \$ 10.20

**WATER CHARGE**

\$ 18.40

2.50% STATE GROSS RECEIPTS TAX \$ 2.52

**OTHER CHARGE**

\$ 2.52

## CITY OF SEBRING CHARGES:

As a service to City of Sebring, the city charges are billed and collected by the Sebring Utilities. Make checks payable to "Sebring Utilities".

**CITY CHARGES****AMOUNT DUE**

SEBRING UTILITIES \$ 121.73  
CITY OF SEBRING  
TOTAL AMOUNT DUE \$ 121.73

TO INSURE PROPER CREDIT, PLEASE DETACH AND RETURN BOTTOM STUB WITH YOUR REMITTANCE



STATEMENT OF ELECTRIC SERVICE  
 SEPTEMBER 1992  
 SERVICE ADDRESS: 135 W 11TH ST F-42  
 ACCOUNT NUMBER: 51 1430 52322

FAURELLI CAROL A  
 4343 SCHUMACHER RD  
 #135 W  
 SEBRING FL 33872

METER RATE	METER NUMBER	FROM	BILLING PERIOD		DAYS	METER READINGS		ENERGY CONSUMED
			TO			PREVIOUS	PRESENT	
SL-1	5373705	8-18-92	9-16-92		29	07050 ACTUAL	08132 ACTUAL	1082 KWH

RECT ALL INQUIRIES TO: (813)453-3157  
 600 WEST MAIN STREET  
 AVON PARK, FL 33825  
 BRINGING IMPAIRED/TDD USERS ONLY 1-800-783-3324  
 NEXT READ DATE ON OR ABOUT OCTOBER 15

**RSL-1 91 RESIDENTIAL LOAD MANAGEMENT**

CUSTOMER CHARGE	5.32	
ENERGY CHARGE		
1082 KWH @ 4.227¢	45.74	
FUEL CHARGE		
1082 KWH @ 2.079¢	22.49	
<b>* TOTAL ELECTRIC COST</b>		<b>73.55</b>
LOAD MANAGEMENT CREDIT		10.50 CR
INTERIM RATE ADJUSTMENT		1.65
GROSS RECEIPTS TAX INCREASE		<u>1.66</u>
<b>TOTAL DUE THIS STATEMENT</b>		<b>\$65.36</b>

DEPOSIT ON ACCOUNT - NONE -  
 DELINQUENT AFTER 5:00 P.M. OCT 09 92

----- ENERGY USE -----  
 MONTHLY AVG. ELECTRIC USE - 37 KWH/DAY  
 MONTHLY AVG. ELECTRIC COST - \$2.54

PLEASE BRING ENTIRE BILL WHEN PAYING IN PERSON



ROBERT CLARK

STATEMENT OF UTILITIES



STATEMENT DATE

09-21-92

DELINQUENT 5:00 P.M.

10-12-92

SERVICE ADDRESS

ACCOUNT NUMBER

CTRIC & WATER 4343 SCHUMACHER (LOT 2W) 0269301-17383092 SEWER, GARBAGE, AND TAX

TE	METER NUMBER	BILLING PERIOD			METER READINGS		MULT.	ENERGY/WATER CONSUMED
		FROM	TO	DAYS	PREVIOUS	PRESENT		
-01	156754	08-18-92	09-17-92	30	49160	50328	1	1100 kWh
-11	33313433	08-18-92	09-17-92	30	293	296	1	3000 GAL
PREVIOUS BALANCE								\$ 182.71
PAYMENTS								\$ 111.00
* YOUR LEVEL PAYMENT PLAN BALANCE ----->							OUTSTANDING CHARGES	\$ 71.71

URING THE CURRENT BILLING PERIOD...  
 I USED AN AVERAGE OF 39  
 WH PER DAY.  
 R THE SAME PERIOD LAST YEAR YOU  
 ED AN AVERAGE OF 41  
 WH PER DAY.  
 UR ELECTRICAL USAGE  
 S DECREASED  
 WH PER DAY

RESIDENTIAL ELECTRIC SERVICE - 112 -01  
 CUSTOMER CHARGE \$ 9.85  
 ENERGY CHARGE 1160 @ .097000 \$ 113.22

4123.07

ELECTRIC CHARGE

2.50% STATE GROSS RECEIPTS TAX \$ 3.08

123.07  
3.08

126.15

YOUR LEVEL PAYMENT PLAN BALANCE IS \$ 71.71 SEBRING CITY OF  
 YOUR CURRENT CHARGES THIS MONTH ARE \$ 126.15 TOTAL AMOUNT  
 PLEASE REMIT YOUR LEVEL PAYMENT OF \$ 111.00

\$ 63.08 Higher  
 or  
 90%  
 Higher  
 103

TO INSURE PROPER CREDIT PLEASE DETACH AND RETURN BOTTOM STUB WITH YOUR BILL





STATEMENT OF ELECTRIC SERVICE

SEPTEMBER 1992

RIDINGS WILLIAM C  
4343-139W SCHUMACHER  
SEBRING FL 33872

~~PHONE NUMBER~~ ~~ACCOUNT NUMBER~~

139 W 10TH ST LOT F-4 51 1430 52382

METER RATE	NUMBER	BILLING PERIOD			METER READINGS		ENERGY CONSUMED
		FROM	TO	DAYS	PREVIOUS	PRESENT	
L-1	5354297	8-18-92	9-16-92	29	17597 ACTUAL	18644 ACTUAL	1047 KWH

FOR ALL INQUIRIES TO: (813)453-3157  
 600 WEST MAIN STREET  
 AVON PARK, FL 33825  
 FOR HEARING IMPAIRED/TDD USERS ONLY 1-800-763-3324  
 NEXT READ DATE ON OR ABOUT OCTOBER 15

RSL-1 91 RESIDENTIAL LOAD MANAGEMENT

CUSTOMER CHARGE	5.32
ENERGY CHARGE	44.26
1047 KWH @ 4.227¢	
FUEL CHARGE	21.77
1047 KWH @ 2.079¢	
<b>* TOTAL ELECTRIC COST</b>	<b>71.35</b>
LOAD MANAGEMENT CREDIT	10.50 C¢
INTERIM RATE ADJUSTMENT	1.60
GROSS RECEIPTS TAX INCREASE	.64
<b>TOTAL DUE THIS STATEMENT</b>	<b>\$63.09</b>
DEPOSIT ON ACCOUNT - NONE -	
DELINQUENT AFTER 5:00 P.M. OCT 09 92	

#741  
10-1-92

ENERGY USE

DAILY AVG. ELECTRIC USE	36 KWH/DAY
SAME MONTH LAST YEAR	38 KWH/DAY
DAILY AVG. ELECTRIC COST	\$2.46



# STATEMENT OF UTILITIES



STATEMENT DATE

11-20-91

DELINQUENT 5 00 P M

12-10-91

SERVICE ADDRESS

ACCOUNT NUMBER

ELECTRIC &amp; WATER 4343 SCHUMACHER RD (LT 016) 0267588-17783554 SEWER, GARBAGE AND

METER	METER NUMBER	BILLING PERIOD			METER READINGS		MULT.	ENERGY/WATER CONSUMED
		FROM	TO	DAYS	PREVIOUS	PRESENT		
-01	869405	10-17-91	11-18-91	32	62450	63434	2	974 KWH
-11	23117503	10-17-91	11-18-91	32	214	217	1	3000 GAL
							PREVIOUS BALANCE	\$ 123.09
							PAYMENTS	\$ 123.09
							OUTSTANDING CHARGES	\$ 0.00

URING THE CURRENT BILLING PERIOD  
 DU USED AN AVERAGE OF 24  
 WH PER DAY.  
 OR THE SAME PERIOD LAST YEAR YOU  
 SED AN AVERAGE OF 27  
 WH PER DAY.  
 OUR ELECTRICAL USAGE  
 AS INCREASED  
 4 KWH PER DAY.

RESIDENTIAL ELECTRIC SERVICE - 112 -01

CUSTOMER CHARGE

\$ 9.80

ENERGY CHARGE

949 @ .0097000 \$ 92.62

**ELECTRIC CHARGE**

\$ 102.42

WATER SERVICE - 3/4" &amp; SMALLER 121 -11

CUSTOMER CHARGE

\$ 8.20

FLOW CHARGE

3000 @ .00204 \$ 6.12

**WATER CHARGES**

\$ 14.32

2.25% STATE GROSS RECEIPTS TAX \$ 2.31

*Pr 11-21-91*  
*119.10*  
*CRH 1811*

**OTHER CHARGES**

\$ 0.00

CITY OF SEBRING CHARGES:

For a service to City of Sebring, the city charges  
 are billed and collected by the Sebring Utilities.  
 Make checks payable to "Sebring Utilities."

**CITY CHARGES****AMOUNT DUE**

SEBRING UTILITIES  
 CITY OF SEBRING  
 TOTAL AMOUNT DUE

\$ 119.10

\$ 119.10

TO INSURE PROPER CREDIT, PLEASE DETACH AND RETURN BOTTOM STUB WITH YOUR REMITTANCE





# STATEMENT OF UTILITIES



STATEMENT DATE **02-21-92** DELINQUENT 5:00 P.M. **10-1-92**  
 SERVICE ADDRESS **4343 SCHUMACHER (LOT 20w)** ACCOUNT NUMBER **0210846-17343060**

**ELECTRIC & WATER** **SEWER, GARBAGE, AND TAXES**

RATE	METER NUMBER	BILLING PERIOD			METER READINGS		MULT.	ENERGY/WATER CONSUMED
		FROM	TO	DAYS	PREVIOUS	PRESENT		
2 -01	137534	08-18-91	09-17-91	30	64294	65125	1	831 KWH
1 -11	34062050	08-18-91	09-17-91	30	403	407	1	4000 GAL

PREVIOUS BALANCE	\$	54.71
PAYMENTS	\$	54.71
OUTSTANDING CHARGES	\$	.00

DURING THE CURRENT BILLING PERIOD YOU USED AN AVERAGE OF **2<sup>RD</sup>** KWH PER DAY. FOR THE SAME PERIOD LAST YEAR YOU USED AN AVERAGE OF **2<sup>RD</sup>** KWH PER DAY. YOUR ELECTRICAL USAGE HAS **NOT CHANGED** BY \_\_\_\_\_ KWH PER DAY

**RESIDENTIAL ELECTRIC SERVICE - 112 -01**  
 CUSTOMER CHARGE \$ 9.85  
 ENERGY CHARGE 831 @ .077000 \$ 61.11

**ELECTRIC CHARGES**  
 \$ 90.96

**WATER SERVICE - 3/4" & SMALLER 121 -11**  
 CUSTOMER CHARGE \$ 8.20  
 FLOW CHARGE 4000 @ .00204 \$ 8.15

**WATER CHARGES**  
 \$ 16.36

**2.50% STATE GROSS RECEIPTS TAX \$ 2.27**

**OTHER CHARGES**  
 \$ 2.27

**CITY OF SEBRING CHARGES.**  
 As a service to City of Sebring, the city charges are billed and collected by the Sebring Utilities. Make checks payable to Sebring Utilities.

**CITY CHARGES**

	AMOUNT DUE
SEBRING UTILITIES	\$ 109.59
CITY OF SEBRING	
<b>TOTAL AMOUNT DUE</b>	<b>\$ 109.59</b>

TO INSURE PROPER CREDIT, PLEASE DETACH AND RETURN BOTTOM STUB WITH YOUR REMITTANCE



AUGUST 1992

4343-125E 11TH ST SEBRING FL 33872

SERVICE ADDRESS 125 E 11TH ST F-28

ACCOUNT NUMBER 51 1430 51802

METER RATE	METER NUMBER	BILLING PERIOD			METER READINGS		ENERGY CONSUMED
		FROM	TO	DAYS	PREVIOUS	PRESENT	
RS-1	5373668	7-15-92	8-18-92	34	02934 ACTUAL	03617 ACTUAL	683 KWH

DIRECT ALL INQUIRIES TO: (813)453-3157  
 600 WEST MAIN STREET  
 AVON PARK, FL 33825  
 HEARING IMPAIRED/TDD USERS ONLY 1-800-763-3324  
 EXT READ DATE ON OR ABOUT SEPTEMBER 16  
 REMOVE THE GUESSWORK FROM YOUR BILLS BY  
 JOINING OUR AVERAGE BILLING PLAN. ABP  
 LEVELIZES MONTHLY PAYMENTS & ELIMINATES  
 PEAK BILLING PERIODS. CONTACT US TODAY!

**RS-1 01 RESIDENTIAL SERVICE**

CUSTOMER CHARGE	5.32
ENERGY CHARGE	
683 KWH @ 4.227¢	28.87
FUEL CHARGE	
683 KWH @ 2.079¢	<u>14.20</u>
<b>* TOTAL ELECTRIC COST</b>	<b>48.39</b>
INTERIM RATE ADJUSTMENT	1.11
GROSS RECEIPTS TAX INCREASE	<u>.51</u>
<b>TOTAL DUE THIS STATEMENT</b>	<b>\$50.01</b>

DEPOSIT ON ACCOUNT - NONE -  
 DELINQUENT AFTER 5:00 P.M. SEP 09 92

----- ENERGY USE -----  
 DAILY AVG. ELECTRIC USE - 20 KWH/DAY  
 DAILY AVG. ELECTRIC COST - \$1.42

PLEASE BRING ENTIRE BILL WHEN PAYING BY PERSON  
 DETACH AND RETURN THIS SECTION WHEN MAILING PAYMENT  
 46547 1408 N4  
 30 R



ACCOUNT NUMBER  
 51 1430 51802

RICHMOND FRANK NMI  
 4343-125E 11TH ST  
 SEBRING FL 33872

Please Enter Amount Paid

<b>50.01</b>
DELINQUENT 5:00 PM THIS DATE
SEP 09 92

511430518023008000030000005001300000000000

Docket 920949-01

State of Florida



BETTY EASLEY  
COMMISSIONER

FLETCHER BUILDING  
101 EAST GAINES STREET  
TALLAHASSEE, FL 32399-0854  
(904) 488-2445

# Public Service Commission

October 14, 1992

Honorable Bert J. Harris, Jr.  
Representative  
720 U.S. Highway 27, South  
Lake Placid, Florida 33852

Dear Representative Harris:

Mr. David Swafford forwarded your letter of October 8, 1992 to this office since Commissioner Easley will be the prehearing officer on this case. While the Commission understands the importance of the proposed sale of the Sebring Utility, due to timing constraints we are unable to relocate the technical portion of these hearings to the Sebring area.

The Commission has made arrangements to hear from the customers of the Sebring Utility concerning this proposed sale on November 4, 1992. Two customer hearings are currently scheduled for this date, one beginning at 1:00 p.m. and another beginning at 5:00 p.m., at the Sebring Civic Center. All customers who wish to address the Commission will be heard during these hearings and their comments will be made a part of the official record in this case.

Since this matter is pending before the Commission, Commissioner Easley is prohibited from discussing it, but sends her regards and hopes that you have the opportunity to attend.

Sincerely,  
*Mark R. Laux*  
Mark R. Laux  
Executive Assistant  
to Commissioner Easley

MRL:ssf

cc: Mr. David Swafford  
Docket File



# Florida House of Representatives

**Bert J. Harris, Jr.**  
Representative, 76th District

Reply to:

- 720 U.S. Highway 27 South  
Lake Placid, FL 33852  
(813) 465-7747
- 408 House Office Building  
Tallahassee, FL 32399-1300  
(904) 488-3457

## Committees

Agriculture, Chairman  
Employee & Management Relations  
Natural Resources  
Tourism, Hospitality & Economic Development

October 8, 1992

Mr. David L. Swafford, Executive Director  
Public Service Commission  
404 East Gaines Street  
Tallahassee, FL 32399-0850

Dear Mr. Swafford:

As I am sure you are aware, the Public Service Commission will soon be hearing a case regarding the Sebring Utilities.

This is a highly controversial issue in this area which will effect a large number of people in both the City of Sebring and Highlands County. Due to the potential effects this decision could have on our constituents, they are very interested in the ability to participate and/or witness the upcoming meeting.

Our constituents are requesting that, if there is anyway possible, this meeting be held locally. In writing this letter, I speak for Senator Dantzler and myself, and add our support to this request.

Your courtesy and consideration will be greatly appreciated.

Sincerely,

A handwritten signature in dark ink, appearing to read "Bert Harris", written over a horizontal line.

Bert J. Harris, Jr.  
State Representative  
District 76

Requisition for Photocopying and Mailing

Date 10 / 9 / 92

Number of Originals 1  
Requested By Ruth W

Copies Per Original 52

Item Presented

Agenda For (Date) \_\_\_\_\_ Order No. 92-1162 In Docket No. 92-944-66  
 Notice of \_\_\_\_\_ For (Date) \_\_\_\_\_ In Docket No. \_\_\_\_\_  
 Other \_\_\_\_\_

Special Handling Instructions

Distribution/Mailing

Number	Distributed/Mailed To	Number	Distribution/Mailed To
<u>97</u>	<u>Commission Offices</u>	_____	_____
<u>2</u>	<u>Docket Mailing List</u>	_____	_____
_____	_____	_____	_____

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number 31 Verified By B  
 Date and Time Completed \_\_\_\_\_ Job Checked For Correctness and Quality (Initial) \_\_\_\_\_

Mail Room Verification

Date Mailed 10/9/92 Verified By Ruth

Requestion for Photocopying and <sup>EC</sup> Mailing

Date 11 / 8 / 92

Number of Originals 2

Copies Per Original 177

Requested By Auto letter

Item Presented

Agenda For (Date) \_\_\_\_\_

Order No. \_\_\_\_\_

In Docket No. 20771 E1

Notice of mailing

For (Date) 11/7/92

In Docket No. \_\_\_\_\_

Other \_\_\_\_\_

Special Handling Instructions

Distribution/Mailing

Number

Distributed/Mailed To

Number

Distribution/Mailed To

32 Commission Offices

64 6-51-28

3 Docket Mailing List

1 NH-E

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number 8

Verified By 635

Date and Time Completed 10-8

Job Checked For Correctness and Quality (Initial) \_\_\_\_\_

Mail Room Verification

Date Mailed 11-8-92

Verified By VRM

Requestion for Photocopying and Mailing

Date 10 / 8 / 92

Number of Originals 3 Copies Per Original 177

Requested By Auto letter

Item Presented

Agenda For (Date) \_\_\_\_\_ Order No. \_\_\_\_\_ In Docket No. 920941-1

Notice of Hearing For (Date) 10/28/92 In Docket No. \_\_\_\_\_

Other \_\_\_\_\_

Special Handling Instructions

Distribution/Mailing

Number	Distributed/Mailed To	Number	Distribution/Mailed To
<u>37</u>	<u>Commission Offices</u>	<u>14</u>	<u>920941-1</u>
<u>03</u>	<u>Docket Mailing List</u>		
<u>135</u>	<u>NH-E</u>		

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number 8 Verified By WJS

Date and Time Completed 10-8 Job Checked For Correctness and Quality (Initial) \_\_\_\_\_

Mail Room Verification

Date Mailed 10-8-92 Verified By JRM

Requestion for Photocopying and Mailing

Date 10 / 8 / 92

Number of Originals 2

Copies Per Original 1776

Requested By RUTH Nettles

Item Presented

Agenda For (Date) \_\_\_\_\_

Order No. \_\_\_\_\_

In Docket No. 920147-211

Notice of Hearing

For (Date) 11-1-92

In Docket No. \_\_\_\_\_

Other \_\_\_\_\_

Special Handling Instructions

Distribution/Mailing

Number

Distributed/Mailed To

Number

Distribution/Mailed To

1  
3  
12

Commission Offices

Docket Mailing List

1115

04  
\_\_\_\_\_  
\_\_\_\_\_

105 (28)  
\_\_\_\_\_  
\_\_\_\_\_

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number \_\_\_\_\_

Verified By JS

Date and Time Completed 10-8

Job Checked For Correctness and Quality (Initial) \_\_\_\_\_

Mail Room Verification

Date Mailed 10-8-92

Verified By JEM



M E M O R A N D U M

October 8, 1992

TO : DIVISION OF RECORDS AND REPORTING (STRICKLAND)  
FROM : DIVISION OF LEGAL SERVICES (BROWN) MCB  
RE : DOCKET NO. 920949-EU

---

Don, would you please add these gentlemen to your mailing list in the Sebring case? Thanks.

MCB  
Attachment

**920949m.mcb**

RECEIVED  
OCT 8 1992  
IPSC-FIELD/CS-REPORTING

# Federation of Mobile Home Owners of Florida, Inc.

P.O. Box 5350 Largo, FL 34649-5350 813/530-7539 Fax 813/535-9427

October 5, 1992

Martha Brown, Esq.  
Florida Public Service Commission  
101 East Gaines St.  
Tallahassee, FL 32301  
Re: Case Number 920-949-Eu  
Sebring Utilities/Florida Power Corp.

Dear Ms. Brown:

This letter and notice is on behalf of a group that call ourselves the "Action Group."

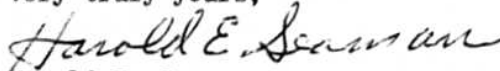
You will note in the files of the Public Service Commission a number of letters from me regarding our problems with Sebring Utilities Commission. I am District #6 President of the Federation of Mobile Home Owners of Florida, Inc. These letters were written on behalf of the mobile home residents. We now have joined hands with persons in the residential area, and call ourselves the "Action Group."

We have nothing against Florida Power Corp., and would welcome them to furnish our electric current. However, we do not want to pay the S.U.C. debt, in order for this to happen. We are opposed to the surcharge. We do not owe this debt.

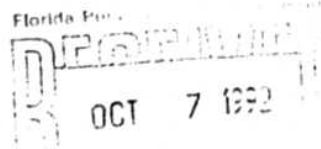
It is our intentions to intervene in this matter. We would appreciate it if the Public Service Commission would send us copies of all documents filed in the above case.

Would you also please send me a copy of the case schedule, dates, deadlines, preliminary hearings, etc. Please furnish me with all needed instructions.

Very truly yours,



Harold E. Seaman  
"Action Group" Chairman  
2145 Fiesta Way  
Sebring, FL 33872  
Ph. 813-382-7520



LEGAL DIVISION





P.O. Box 1723  
Sebring, Fla.  
Sept. 28, 1992

Florida Public Service Commission  
101 East Gaines St  
Tallahassee, Fla. 32301

(Petition)  
Sebring Utilities Power  
Case No. 920949 E.U.

To Whom It May Concern:

I am a Disabled Veteran and would like to be heard about Sebring Utilities and Fla. Power Corp.

I'm on two machines plus oxygen 24 hours a day, I contacted Sebring Utilities about my situation which was advised by the Veterans Adm. I was taken off liquid oxygen and put on a concentrator, which runs on electric 24 hrs a day. I called SU about the cost of running the machine, gave them the voltage and amp. after figuring the cost my electric bill would run me \$78.00 more a month as it is my bill had jumped from \$80 or \$90.00 to \$170.00 which includes water, sewer and garbage. The other machine, a pulmair which I use for times a day for one hour each time.

I am against the FPS Commission approving this sale, which is my reason for writing.

1. I'm not going to pay that extra \$22.00 or \$28.00 charged by FPL to pay the Bondholders.
2. I have no intention of paying some one elses debt, they don't pay my debts. I shall continue to pay my electric but will put any cost of debt in escrow and let them take me to court, or sit in jail this will cost them more.
3. You the PSC just approved a raise which goes into effect Oct. 1, 1992 plus increases twice in 1993, which will also increase our electric bill over and above what these two have agreed upon.
4. The Bond Holders have been getting interest during these past two years of negotia~~tion~~ and with insurance covering the bonds. I am in favor of Bankrupt~~ce~~ by this utility co. SUC has never taken in account that customers have rights too, we never approved the debt they have placed upon us, I'm sure you wouldn't want to pay someone else's debt, now we will be at the mercy of FPL.
5. I feel that you should hold your meeting in Sebring, and get the truth about how SUC is handling the business between the utilities and their customers. There are many of us Senior Citizens

SEBRING UTILITIES POWER CASE NO. 920949 E.U.

5. who cannot afford this situation, if anyone thinks they can make it on \$800.00 a month S.S. and pay rent, medical, electric and food and other bills I'd like to know how. Just before Oct. all the utilities go up plus phone and cable plus the raises for the commissioners, I have been following this for a couple of years and it seems when Oct comes around PSC has already approved the raises. The increase in Social Sec. Cola doesn't cover any of our increases so by Jan 1, we have gained nothing and lost plenty. I truly hope that you will see that we don't need this sale and ask that you the Commissioners block this sale from going through. Perhaps an injunction against one or two of the parties would hold up and go to the courts for final action. Thank you for any consideration shown in this matter.

Sincerely



Fred O. Weinbrandt

CC - FLORIDA POWER  
CC - SEBRING UTILITIES

The innocent people. It also request the hearing to be held  
from in Soling, after all, we, the people of  
The city are the one should be allowed to  
speak up. But the shareholders have  
file bankruptcy, they are already bank  
rupt. Why should we be asked to  
pay their debt? It is not fair to not  
do with the utility's bad debt. Let them  
because we (the customers) had nothing to  
pay the utility's management mistakes,  
It is not fair for us to have to  
have a very small social security check.  
The already high bills we pay. It only  
be a banking firm to pay on top of  
first income and it will certainly  
year. When a Soling rate pays on a  
to charged all six customers for 15 long  
near future, for the transition fee to  
This letter is about the hearing in the

Chr. M. Thomas Board  
To FSC: Comm. - Betty Eastley

Sept. 29, 1992

FSC CASE # 92-0948 F 11111

11519 OCT -2 1992

FPSC-RECORDS/REPORTING

their money, instead of taking food from our tables. They are rich anyway, it won't hurt them, like it will me. So please, take this into consideration. I don't believe in taking from the poor to give to the rich. That is not pleasing to God. Thank you for listening to a poor person.

Sincerely,  
Jean Baker



MS. NORMA J. BAKER  
2013 ORANGE BLOSSOM AVE.  
SEBRING, FL. 33870-4830

DOCUMENT NUMBER-DATE  
11519 OCT -2 1992  
FPSC-RECORDS/REPORTING



DATE 10-5-92

TO Legal

The attached is sent to you for:

- Your Information
- Further Handling
- Necessary Action
- Advice on Handling
- Response

Remarks: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Division of Records & Reporting 111

PSC

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LDG 1 w/ps
- LIM \_\_\_\_\_
- CMY \_\_\_\_\_
- RMN \_\_\_\_\_
- SIG /
- WAS /
- OTH \_\_\_\_\_

Take  
OK & SEND TO CONSIDERATION THE FOLLOWING 9/28/92

I Do NOT APPROVE OF SEBRING  
UTILITIES SELLING TO FLA. POWER-  
NOR DO I AGREE SEB. UTIL. - SELLING  
WATER TO CITY OF SEBRING - ALSO  
IT IS UNFAIR FOR US TO PAY AN  
EXTRA \$22.00 PER MONTH FOR 15 YEARS -  
THE BONDHOLDERS ARE THE WINNERS  
BUT SEE NO REASON WHY SEB. UTIL.  
SHOULD NOT GO BANKRUPT - THERE IS  
NO MONEY TO COVER DEBTS -  
Elizabeth H. Crum

To whom this may concern, 9-24-92

I need to be represented at the  
meeting # 920949 - EU. We have many  
signatures on petition in support of the  
transition rate. Please include me.

Yours truly,  
Nate Carr

26077L 7/20/92

When you LOOK AT THE SALE OF  
SEBRING UTILITIES TO FLORIDA  
POWER please consider the cust-  
omer why should we pay \$20 to  
\$25 a month for 15 years - ALSO  
why doesn't SEBRING UTILITIES  
GO BANKRUPT? They owe the custom-  
er - NOT THE BONDHOLDERS!  
Elizabeth H. Crum  
4921 Roundlake Dr.  
Sebring, FL - 33870

Post-it Routing request pad 7664

ROUTING - REQUEST

Please

<input type="checkbox"/>	READ
<input type="checkbox"/>	HANDLE
<input type="checkbox"/>	APPROVE
and	
<input type="checkbox"/>	FORWARD
<input type="checkbox"/>	RETURN
<input type="checkbox"/>	KEEP OR DISCARD
<input type="checkbox"/>	REVIEW WITH ME

To: 920949

Date \_\_\_\_\_ From \_\_\_\_\_

MS. ELIZABETH H. CRUM  
4921 ROANOK ST.  
SEBRING, FL. 33870



RECEIVED  
SEP 29 1992

FPSC RECORDS/REPORTING

PUBLIC Service Com.  
101 E. GAINES ST.  
TALLAHASSEE, FL -  
32301

Florida  
PSC  
CASE-920949-E.U.

Mike Can  
3800 Pines Ct  
Sebring, Fla. 33872



ROUTING - REQUIRED

- Please
- READ
  - HANDLE
  - APPROVE
- and
- FORWARD
  - RETURN
  - KEEP OR DISCARD
  - REVIEW WITH ME
- To: 920

Date \_\_\_\_\_ From \_\_\_\_\_

RECEIVED  
SEP 29 1992

PSC  
101 E. Gaines St.  
Tallahassee, Fla.  
32301

© USPS 1991

MS. ELIZABETH H. CRUM  
4921 ROANOK ST.  
SEBRING, FL. 33870



RECEIVED  
JUL 23 1992  
CONSUMER AFFAIRS

Public Service Commission  
TALLAHASSEE  
FLA -  
32399

Florida  
Centennial 1992

© USPS 1992

254964

7/15/92

PUBLIC SERVICE COMMISSION

To the Staff

I am Gerry Parker from Sebring. Several years ago we came to you with a sewer problem; it turned out very satisfactory. I did know the names of all the staff then, but I do not know now, so I address the letter to the PSC Staff.

I am sure you know about Sebring Utility rates. I understand the highest in the state, maybe the nation. The Sebring Utility Commission appointed by the Sebring City Council, have run up a bonded debt of approx. 90 million dollars. They built a diesel plant that did not work out economically. It bankrupted the Utility.

There are more county rate-payers than city rate-payers. I live in the county. We had no vote or voice in this decision fo build this plant. Now because of the public protest they have decided to sell (or soon will) to Fla. Pwr. The diesel plant was sold to Feco. Fla. Pwr. will not assume all the debt. There will be approx. 34 million of insured bonds, they expect the rate-payers to pay at about \$21 a month for 15 years. I have neighbors across the street now on Fla. Pwr.. Do I have to pay \$21 a month more for the same amount of electricity?

For the rest of my life; I do not agree

I think the bond interest should go in default and the bond insurer (AMBAC) should pay.

The City Council has agreed to buy the water dept. (which they already own for \$21 million, several times the book value, in order to make the sale go thru. I do not understand all this.

I am for the sale of Sebring Utilities ; but I am totally opposed this \$21 a month transition fee, to pay off the bond-holders. When this case comes to you will you please notify me of any meetings so I may attend?



Sincerely,  
G. C. Parker  
1717 Robin Ct.  
Sebring Fl 33870

## Suc sale proposal by the numbers

Outstanding debt	\$85.6 million
Water sale	-21.5 million
FPC payment	-17.8 million
Reserve fund	-10.7 million
Total	\$35.6 million

### Additional costs:

Teco invoices	\$750,000
Windup costs	\$750,000
Customer deposits	\$1.64 million
Total remaining debt to be covered by transition fee:	<b>\$38.1 million</b>

Florida Power also plans to ask the service commission to determine whether the purchase is a prudent investment, a step which will insure Florida Power's ability to include the purchase in its rate base.

C  
con  
dou  
Pot  
me  
res  
tho  
trad  
"  
Rho  
R  
cho  
e  
ll  
dn  
3 p  
mea  
a lo  
"S  
W.  
goi  
told  
Ac  
SUC  
S  
medi  
mate  
usag  
for  
n  
goes  
the  
Flori  
g  
progr  
offer  
a  
Con  
the  
board  
but s  
C  
Powe  
optio  
"I  
get th

THE FLORIDA POWER AND LIGHT COMPANY

Requestion for Photocopying and \_\_\_\_\_ing

Date 9 / 25 / 12

Number of Originals \_\_\_\_\_

Copies Per Original 176

Requested By \_\_\_\_\_

Item Presented

\_\_\_\_\_ Agenda For (Date) \_\_\_\_\_

Order No. \_\_\_\_\_

In Docket No. \_\_\_\_\_

\_\_\_\_\_ Notice of \_\_\_\_\_

For (Date) 12/20/12

In Docket No. \_\_\_\_\_

\_\_\_\_\_ Other \_\_\_\_\_

Special Handling Instructions

Distribution/Mailing

Number	Distributed/Mailed To
<u>3</u>	Commission Offices
<u>02</u>	Docket Mailing List
<u>12</u>	<u>FILE</u>

Number	Distribution/Mailed To
<u>04</u>	<u>(12/20/12)</u>
_____	_____
_____	_____

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number \_\_\_\_\_

Verified By \_\_\_\_\_

Date and Time Completed \_\_\_\_\_

Job Checked For Correctness and Quality (Initial) \_\_\_\_\_

Mail Room Verification

Date Mailed 9/28/12

Verified By WAV

Requestion for Photocopying and Mailing

Date 7 / 14 / 95

Number of Originals \_\_\_\_\_

Copies Per Original 45

Requested By \_\_\_\_\_

Item Presented

Agenda For (Date) \_\_\_\_\_ Order No. 92-1000 In Docket No. 1700

Notice of \_\_\_\_\_ For (Date) \_\_\_\_\_ In Docket No. \_\_\_\_\_

Other \_\_\_\_\_

Special Handling Instructions

Distribution/Mailing

Number	Distributed/Mailed To
45	Commission Offices
20	Docket Mailing List
_____	_____

Number	Distribution/Mailed To
_____	_____
_____	_____
_____	_____

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number \_\_\_\_\_ Verified By \_\_\_\_\_

Date and Time Completed \_\_\_\_\_ Job Checked For Correctness and Quality (Initial) \_\_\_\_\_

Mail Room Verification

Date Mailed 4/1/95 Verified By \_\_\_\_\_



Dear **Mr. Pegton:** \_\_\_\_\_ DATE **9/14/92**

RE: Docket No. **920929-WU**

This will acknowledge receipt of **request for exemption from Florida  
Public Service Commission regulation for provision  
of water service in Bradford County by GATE CONVENIENCE  
STORE #170**

which has been filed as of this date. Appropriate staff members will be advised.

STEVE TRIBBLE, Clerk

BY: **lcw**