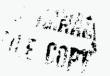
# MICHAEL B. TWOMEY

Attorney At Law P.O. Box 5256

Tallahassee, Florida 32314-5256 Tel. (904) 421-9530 • Fax (904) 421-8543

June 17, 1996



Blanca S. Bayo, Director Division of Records & Reporting Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-1400

Re:

Docket No. 950495-WS

Dear Ms. Bayo:

Enclosed please two copies of a document entitiled "Clarification of Document as Post-Hearing Statement," which states that the Post-Hearing Brief filed on behalf of my clients earlier in this docket was also intended to be entitled as the Post-Hearing Statement.

Thank you for your assistance.

Sincerely, A

	Michael B. Twomey	\ _
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DOCUMENT NUMBER-DATE 06698 JUN21 #

FPSC-RECORDS/REPORTING

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Application for rate increase for Orange-	)	
Osceola Utilities, Inc. in Osceola County,		DOCKET NO. 950495-WS
and in Bradford, Brevard, Charlotte, Citrus, Clay,	)	SERVED: June 17, 1996
Collier, Duval, Highlands, Lake, Lee, Marion,	)	
Martin, Nassau, Orange, Osceola, Pasco, Putnam,		
Seminole, St. Johns, St. Lucie, Volusia, and	)	
Washington Counties, by Southern States	)	
Utilities, Inc.	)	

CLARIFICATION OF DOCUMENT AS POST-HEARING STATEMENT AND
JOINT POST-HEARING BRIEF OF MARCO ISLAND CIVIC ASSOCIATION, INC.,
SUGARMILL WOODS CIVIC ASSOCIATION, INC., CONCERNED CITIZENS OF
LEHIGH ACRES, EAST COUNTY WATER CONTROL DISTRICT,
CITRUS COUNTY BOARD OF COUNTY COMMISSIONERS, SPRINGHILL CIVIC
ASSOCIATION, INC., HIDDEN HILLS COUNTRY CLUB HOMEOWNERS
ASSOCIATION, CITRUS PARK HOMEOWNERS ASSOCIATION AND THE
HARBOUR WOODS CIVIC ASSOCIATION

The Marco Island Civic Association, Inc. ("Marco Island"), Sugarmill Woods Civic Association, Inc. ("Sugarmill Woods"), Concerned Citizens of Lehigh Acres ("Concerned Citizens"), East County Water Control District ("East County"), Citrus County Board of County Commissioners ("Citrus County"), Spring Hill Civic Association, Inc. ("Spring Hill"), Hidden Hills Country Club Homeowners Association ("Hidden Hills"), Citrus Park Homeowners Association ("Citrus Park") and the Harbour Woods Civic Association ("Harbour Woods"), who shall be referred to collectively as the ("Consumer Parties") by and through their undersigned attorneys, file the following clarification to state that the Joint Post-Hearing Brief of the Consumer Parties was intended as the Post-Hearing Statement as well as the Post-Hearing Brief notwithstanding the lack of that wording in the title. With respect to the clarification, the Consumer Parties state the following:

DOCUMENT NUMBER-DATE

06698 JUN218

- 1. To the extent that it was not clear, the Post-Hearing Brief of the Consumer Parties was intended as their Post-Hearing Statement as well. It was, and it is, the intent of the Consumer Parties to readopt all of the positions taken in their Pre-Hearing Statement, to include adopting the positions of the Office of the Public Counsel on those issues where no position was taken in the Prehearing Statement.
- 2. Additionally, the Consumer Parties have attached a <u>Corrected Last Page</u> to reflect that Citrus County Attorney Larry Haag was on the Post-Hearing Brief and Post-Hearing Statement with the undersigned.

Respectfully submitted,

Michael B. Twomey

Attorney for the Consumer Parties

(904) 421-9530

## **Corrected Last Page to include Citrus County Attorney**

#### **CONCLUSION**

For the reasons stated above, as well as for the reasons contained in the brief of the Office of the Public Counsel, the Commission should reduce the revenue requirement of SSU to the lowest possible level and then approve rates for SSU on a stand-alone, cost-based, rate structure.

Respectfully submitted,

/s/ Michael B. Twomey
Michael B. Twomey
Attorney for the Consumer Parties
P.O. Box 5256
Tallahassee, Florida 32314-5256
(904) 421-9530

And

/s/ Michael B. Twomey
Larry M. Haag
County Attorney
111 West Main Street
Suite B
Inverness, Florida 34450

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and accurate copy of the foregoing has been furnished by

U.S. Mail this 17 th day of June, 1996 to the following persons:

Brian Armstrong, Esquire General Counsel Southern States Utilities, Inc. 1000 Color Place Apopka, Florida 32703

Kenneth A. Hoffman, Esquire Rutledge, Ecenia, Underwood, Purnell & Hoffman, P.A. Post Office Box 551 Tallahassee, Florida 32302

Lila A. Jaber, Esquire Division of Legal Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0862

Charles J. Beck, Esquire Harold McLean, Esquire Office of the Public Counsel c/o The Florida Legislature 111 West Madison Street, Suite 812 Tallahassee, Florida 32399-1400 Arthur I. Jacobs, Esquire Post Office Box 1110 Fernandina Beach, Florida 32035-1110

Joseph A. McGlothlin, Esquire McWhirter, Reeves, McGlothlin, Davidson, Rief & Bakas, P.A. 117 S. Gadsden Street Tallahassee, Florida 32301

Darol H.M. Carr, Esquire Farr, Farr, Emerich, Sifrit, Hackett and Carr, P.A. P.O. Box 2159 Port Charlotte, Florida 33949

/s/ Michael B. Twomey
Attorney