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REPLY TO:
P.O. BOX 10095
TALLAHASSEE, FL 32302-2095

March 25, 1997

Ms. Blanca Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 961364-WS, Waiver of the 15-month
Requirement in Section 367.0841(4)(d), Florida
Statutes

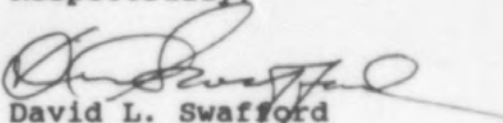
Dear Ms. Bayo:

This office represents Lindrick Service Corporation in the
above-referenced docket before the Commission.

Pursuant to the attached fax copy of a letter from Joe Borda,
President of Lindrick Service Corporation, to the Commission's
Director of the Division of Records and Reporting, our client is
waiving the requirements of Section 367.0841(4)(d), Florida
Statutes.

If anything additional is needed regarding this matter, please
advise.

Respectfully,


David L. Swafford
Special Consultant

ACK _____
AFA 1 _____
APP _____
CAF _____
CMU _____
CTR _____
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LEG T _____
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SEC I _____
WAS _____
OTH _____

DLS/tmz
Enclosure

DOCUMENT NUMBER-DATE

03159 MAR 26 5

FPSC-RECORDS/REPORTING

JOSEPH R. BORDA
Borda Engineers & Energy Consultants
One South Centre Street
Merchantville, NJ 08109

March 14, 1997

Blanca Bayo, Director
Division of Records and Reporting
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 961364-WS, Waiver of the 15-month
Requirement in Section 367.0841(4)(d), Florida
Statutes

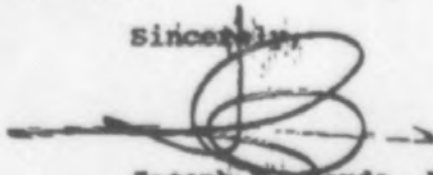
Dear Ms. Bayo:

At a meeting with Commission staff members and two
representatives of the Office of Public Counsel held on February
26, 1997, Lindrick Service Corporation (utility) agreed that it
would submit in writing a waiver of the requirements of Section
367.081(4)(d), Florida Statutes. That section allows the
Commission to order a refund, with interest, of any increase in
rates implemented pursuant to that section, if the Commission
determines, within 15 months of the filing of the annual report for
the year in which the increase occurs, that the utility has
exceeded the range of its last authorized rate of return on equity.

To give the utility and staff time to completely address the
question of whether the utility is overearning, the utility agrees
that the Commission should be given an additional 12 months in
which to make its determination whether the utility is exceeding
its last authorized rate of return. Therefore, the utility
specifically waives the 15-month requirement and agrees that the
Commission shall now have 27 months from the date of the filing of
the annual report to make its determination. Based on this waiver,
the two price indexes and pass throughs implemented in 1995 shall
still be subject to refund for this additional period.

If you have any questions, or if I can be of any further
assistance, please contact me.

Sincerely,



Joseph R. Borda, President
Lindrick Service Corporation

JRB/tmz

cc: Marshall Willis
Ralph [unclear] NUMBER-DATE

03159 MAR 26 5

FPSC-RECORDS/REPORTING

Post-It* Fax Note	7671	Date	# of pages
To	Dave Swafford	From	Joe Borda
Co./Dept		Co	
Phone #		Phone #	609 662-5307
Fax #	(904) 222-2124	Fax #	