

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



TIMOTHY DEVLIN, DIRECTOR
DIVISION OF ECONOMIC REGULATION
(850) 413-6900

ORIGINAL

Public Service Commission

July 24, 2003

Martin S. Friedman, Esquire
Rose, Sundstrom and Bentley, LLP
650 S. North Lake Boulevard, Suite 420
Altamonte Springs, FL 32701

Re: Docket No. 030602-SU; Utilities, Inc. of Florida's Application for Approval of a Pass-Through Service Availability Charge for Bulk Wastewater Service from the City of Sanford.

Dear Mr. Friedman:

We have reviewed the minimum filing requirements (MFRs) in Docket No. 030602-SU, submitted on July 11, 2003, on behalf of Utilities, Inc. of Florida. Based on our analysis, we believe the MFRs to be deficient. The specific deficiencies are listed below:

A. FAILURE TO FILE APPLICATION PURSUANT TO RULE 25-30.565, FLORIDA ADMINISTRATIVE CODE (F.A.C.)

Applications for new or revised service availability policy or charges must be filed pursuant to Rule 25-30.565, F.A.C. Specifically, the MFRs do not comply with the provisions of Rule 25-30.565(2),(3),(4)(a), and (5), F.A.C.

B. FAILURE TO SUBMIT A FILING FEE

Pursuant to Rule 25-30.020(h), F.A.C, an applicant serving between 201 and 500 Equivalent Residential Connections (ERCs) is required to submit a filing fee of \$500 along with an application for a new or revised service availability policy or charge. The MFRs filed on July 11, 2003, do not reflect a filing fee.

C. LACK OF NOTICE

Rule 25-30.565(2), F.A.C., states that, upon filing an application for a new or revised service availability charge or policy, the utility shall provide notice pursuant to Rule 25-30.4345, F.A.C. Also, pursuant to Rule 25-30.565(4)(a), F.A.C., a copy of the notice, along with a statement describing how the notice provisions have been complied with, should be included in the MFRs. The MFRs filed on July 11, 2003, state the notice of application was only provided pursuant to Section 367.091(2), Florida Statutes.

ACS
CAF
CMF
COM
OTM
EOR
LOR
LOR
LOR
LOR
LOR
LOR

DOCUMENT NUMBER: DATE

06683 JUL 24 03

PSC - COMMISSION CLERK

Martin S. Friedman, Esquire
Page 2
July 23, 2003

Your petition will not be deemed filed until we have received the required information mentioned above. These corrections should be submitted no later than August 22, 2003.

Sincerely,



Tim Devlin
Director

TD:cb
Enclosure

cc: Division of the Commission Clerk and Administrative Services ✓
Office of the General Counsel (M.Brown)
Division of Economic Regulation (Willis,Merchant,Boutwell)