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November 21, 2008

Ms. Ann Cole, Director  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Betty Easley Conference Center, Room 110  
Tallahassee, FL 32399-0850

VIA HAND DELIVERY

RECEIVED-FPSC  
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COMMISSION CLERK

Re: *In Re: Application for increase in water and wastewater rates in Alachua, Brevard, DeSoto, Highlands, Lake, Lee, Marion, Orange, Palm Beach, Pasco, Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc., Docket No. 080121-WS*

Dear Ms. Cole:

Enclosed for filing are the original and seven (7) copies of Aqua Utilities Florida, Inc.'s ("AUF") Motion to Amend AUF's Prehearing Statement, with AUF's Amended Prehearing Statement attached thereto.

Please acknowledge receipt of this filing by stamping the extra copy of this letter "filed" and returning the copy to me. Thank you for your assistance.

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Sincerely,

HOLLAND & KNIGHT LLP

  
Gigi Rollini

GR/cb.

Enclosures

cc: Ralph Jaeger, Esq.  
Katherine Fleming, Esq.  
Caroline Klancke, Esq.  
Erik Sayler, Esq.  
Charles Beck, Esq.  
Cecilia Bradley, Esq.  
Kimberly A. Joyce, Esq.

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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Application for increase in water and )  
wastewater rates in Alachua, Brevard, DeSoto, )  
Highlands, Lake, Lee, Marion, Orange, )  
Palm Beach, Pasco, Polk, Putnam, )  
Seminole, Sumter, Volusia, and Washington )  
Counties by Aqua Utilities Florida, Inc. )  
\_\_\_\_\_)

DOCKET NO. 080121-WS

FILED: November 21, 2008

**UNOPPOSED MOTION FOR LEAVE TO  
FILE AMENDED PREHEARING STATEMENT**

Aqua Utilities Florida, Inc. ("AUF") respectfully requests that the Florida Public Service Commission ("Commission") grant it leave to file the attached Amended Prehearing Statement for AUF to include an additional witness who, while listed in the exhibit table, was inadvertently omitted from the witness table, and also to include the issues to which John Lihvarcik and Gary Prettyman may testify. In support of this unopposed Motion, AUF states the following:

1. On November 20, 2008, AUF timely filed its Prehearing Statement in the above-captioned proceeding.
2. At the close of business on November 20, 2008, AUF discovered that it had inadvertently failed to include Preston Luitweiler as a witness on its Prehearing Statement as required by Order No. PSC-085-0429-PCO-WS, and also to include the issues to which John Lihvarcik and Gary Prettyman may testify.
3. AUF seeks leave to file an Amended Prehearing Statement to include the witness and exhibit. The Prehearing Statement will not be modified, changed, or revised in any other substantive respect.
4. No party would be prejudiced by the filing of AUF's Amended Prehearing

Statement because (1) the Prehearing Statement is being filed only one business day after the original filing; and (2) the only aspect of the Prehearing Statement that will be revised is the inclusion of AUF's witness Preston Luitweiler in the witness table and a better description of those issues to which John Lihvarcik and Gary Prettyman may testify.

5. AUF has contacted all counsel in this matter and is authorized to represent that none object to this Motion.

**WHEREFORE**, AUF requests that the Commission grant AUF leave to file the attached Amended Prehearing Statement.

Respectfully submitted this 21st day of November, 2008.

**HOLLAND & KNIGHT LLP**



**D. Bruce May, Jr.**

Florida Bar No. 354473

**Gigi Rollini**

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-and-

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**Attorneys for Aqua Utilities Florida, Inc.**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was furnished by hand-delivery to **Ralph Jaeger, Esq., Katherine Fleming, Esq. Caroline Klancke, Esq., Erik Sayler, Esq., Office of General Counsel, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850;** and a true and correct copy of the foregoing was furnished by electronic transmission and U.S. Mail to **Charles Beck, Esq., Office of Public Counsel, 111 West Madison Street, Room 812, Tallahassee, Florida 32399-1400, and Cecilia Bradley, Esq., Office of the Attorney General, The Capitol – PL01, Tallahassee, FL 32399-1050,** this 21st day of November, 2008.

  
\_\_\_\_\_  
Attorney

# 5826098\_v1