

## Ruth Nettles

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**From:** Trina Collins [TCollins@RSBattorneys.com]  
**Sent:** Friday, January 15, 2010 1:08 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** smlubertozi@uiwater.com; keweeks@uiwater.com; pcflynn@uiwater.com; jdwilliams@uiwater.com; frankdenjup@att.net; dswain@milianswain.com; Bart Fletcher; Caroline Klancke; Martin Friedman; Christian W. Marcelli; Trina Collins  
**Subject:** Filing in Docket No.: 090381-SU; Application of Utilities, Inc. of Longwood for an Increase in Wastewater Rates in Seminole County, Florida  
**Importance:** High  
**Attachments:** PSC Clerk 08 (AOM Initial Customer Notice and Notice of Interim Rate Increase).ltr.pdf

- a. Martin S. Friedman, Esq.  
Christian W. Marcelli, Esq.  
Rose, Sundstrom & Bentley, LLP  
Sanlando Center  
2180 W. State Road 434, Suite 2118  
Longwood, FL 32779  
Phone: (407) 830-6331  
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Email: [cmarcelli@rsbattorneys.com](mailto:cmarcelli@rsbattorneys.com)
- b. Docket No. 090381-SU; Application of Utilities, Inc. of Longwood for an Increase in Wastewater Rates in Seminole County, Florida - Filing Utilities, Inc. of Longwood's Notice of Filing the Affidavit of Mailing evidencing that the attached Initial Customer Notice and the Notice of Interim Rate Increase has been mailed to the Utility's customers.
- c. Utilities, Inc. of Longwood
- d. 7 Pages.
- e. Letter to Commission Clerk - 1 page; Notice of Filing - 1 page; Affidavit of Mailing - 1 page; Initial Customer Notice and Notice of Interim Rates - 4 pages.

DOCUMENT NUMBER-DATE

00387 JAN 15 09

FPSC-COMMISSION CLERK

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REPLY TO CENTRAL FLORIDA OFFICE

January 15, 2010

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E-FILING

Ann Cole, Commission Clerk  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

RE: Docket No.: 090381-SU; Application of Utilities, Inc. of Longwood for an Increase in Wastewater Rates in Seminole County, Florida  
Our File No. 30057.176

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket is Utilities, Inc. of Longwood's Notice of Filing the Affidavit of Mailing evidencing that the attached Initial Customer Notice and the Notice of Interim Rate Increase has been mailed to the Utility's customers.

Should you or the Staff have any questions regarding this matter, please do not hesitate to give me a call.

Very truly yours,



CHRISTIAN W. MARCELLI  
For the Firm

CWM/tlc  
Enclosures

cc: Steve M. Lubertozzi, Executive Director of Regulatory Acctg and Affairs (w/encs.) (via e-mail)  
Kirsten E. Weeks, Manager of Regulatory Accounting (w/enclosures) (via e-mail)  
Patrick C. Flynn, Regional Director (w/enclosures) (via e-mail)  
John Williams, Director of Government Affairs (w/enclosures) (via e-mail)  
Mr. Frank Seidman (w/enclosures) (via e-mail)  
Ms. Deborah Swain (w/enclosures) (via e-mail)  
Bart Fletcher, Division of Economic Regulation (w/enclosures) (via e-mail)  
Caroline Klancke, Esquire, Office of General Counsel (w/enclosures) (via e-mail)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of  
UTILITIES, INC. OF LONGWOOD  
for an increase in wastewater  
rates in Seminole County, Florida

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DOCKET NO.: 090381-SU

NOTICE OF FILING

Applicant, UTILITIES, INC. OF LONGWOOD, by and through its undersigned attorneys, hereby gives notice of filing in the above-referenced docket the Affidavit of Mailing evidencing that the Initial Customer Notice and the Notice of Interim Rate Increase has been mailed to the customers of Utilities, Inc. of Longwood.

Respectfully submitted this 15<sup>th</sup> day of  
January, 2010, by:

ROSE, SUNDSTROM & BENTLEY, LLP  
Sanlando Center  
2180 W. State Road 434, Suite 2118  
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MARTIN S. FRIEDMAN  
— CHRISTIAN W. MARCELLI  
For the Firm

DOCUMENT NUMBER-DATE  
0387 JAN 15 2010  
FPSC-COMMISSION CLERK

**AFFIDAVIT OF MAILING**

STATE OF ILLINOIS

COUNTY OF COOK

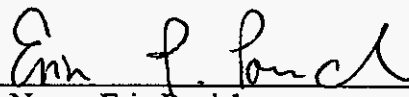
Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared John P. Hoy, who, after being duly sworn on oath, did depose on oath and say that he is the Chief Operating Officer of Utilities, Inc., the sole shareholder of Utilities, Inc. of Longwood, and that on January 13, 2010, he did send by regular U.S. Mail, a copy of the Initial Customer Notice and the Notice Of Interim Rate Increase, attached hereto, to all customers of the utility.

FURTHER AFFIANT SAYETH NAUGHT.

  
\_\_\_\_\_  
Print Name: John P. Hoy  
Print Title: Chief Operating Officer

Sworn to and subscribed before me this 14th day of January 2010, by John P. Hoy, who is personally known to me.



  
\_\_\_\_\_  
Print Name: Erin Povich  
NOTARY PUBLIC  
My Commission Expires: April 30, 2011

BEFORE THE PUBLIC SERVICE COMMISSION  
INITIAL CUSTOMER NOTICE AND NOTICE OF INTERIM RATES

TO THE CUSTOMERS OF  
UTILITIES, INC. OF LONGWOOD  
AND  
ALL OTHER INTERESTED PERSONS

RE: DOCKET NO. 090381-SU

APPLICATION FOR INCREASE IN WASTEWATER RATES IN  
SEMINOLE COUNTY BY UTILITIES, INC. OF LONGWOOD

January 13, 2010

**BACKGROUND**

Utilities, Inc. of Longwood (the "Utility") is a wastewater utility whose corporate offices are located at 200 Weathersfield Avenue, Altamonte Springs, Florida. The Utility's wastewater facilities are located in Seminole County, Florida.

On September 29, 2009, the Utility filed an application with the Florida Public Service Commission (the "Commission") for increased wastewater rates, fees and charges for its customers in Seminole County based on an historical test year ending December 31, 2008 for final rates, with interim rates based upon the same test year. The application is assigned Docket No. 090381-SU and November 13, 2009 was established as the official date of filing.

The Utility is requesting a rate increase because the existing rates do not provide sufficient revenues to cover the required expenses of operations on a going-forward basis nor provide an opportunity to earn a fair return on the Utility's investment in used and useful property for the public use. The rate of return on equity requested in this proceeding is 11.13%. The overall return requested (the weighted cost of debt and equity) is 7.09%. According to the Utility's books, Utilities, Inc. of Longwood states that its current overall rate of return without a rate increase is 1.30%. The Utility's rates were last reviewed in Docket No. 871059-SU, which culminated in Order No. 20779, issued February 20, 1989, nearly 21 years ago.

The Utility's rate base was last established by Order No. PSC-96-0448-FOF-SU, issued in Docket No. 950959-SU on March 29, 1996. The Utility has incurred substantial additional operating costs and made significant capital investments since that time. Copies of the Minimum Filing Requirements (MFRs), the Rate Case Synopsis, and the Utility's complete application will be available for inspection at the following locations:

Seminole County Public Library 580 Greenway Blvd. Lake Mary, Florida 32746	Office Hours: Monday - Thursday 9:00 a.m. to 9:00 p.m. Friday - Saturday 9:00 a.m. to 5:00 p.m. Sunday 1:00 p.m. to 5:00 p.m.
Utilities, Inc. of Longwood 200 Weathersfield Avenue Altamonte Springs, FL 32714	Office Hours: Monday through Friday 8:00 a.m. to 4:30 p.m.

The test period for setting rates is the historical average thirteen-month period ended December 31, 2008.

The following tentative schedule was established by the Commission for the remaining major events in the Utility's rate case:

<u>Schedule Item</u>	<u>Due Date</u>
Staff Audit Report	12/14/2009
Customer Meeting	02/17/2010
Staff's Proposed Agency Action ("PAA") Recommendation	04/08/2010
Agenda Conference on PAA Rates	04/20/2010
PAA Order	05/10/2010
Protest Period Expires	05/31/2010

**CURRENT AND PROPOSED CHARGES**

**NOTICE OF INTERIM RATES, AND CURRENT AND PROPOSED CHARGES**

On December 1, 2009, the Florida Public Service Commission approved interim water and wastewater rates for Utilities, Inc. of Longwood. The interim rates will be effective January 18, 2010. The interim rates will be collected subject to refund, pending the Florida Public Service Commission's final decision regarding final rates. If a refund is ordered, it will include interest based upon Commission-determined factors.

The current and proposed rates and charges follow. These rates are subject to change based on information gathered at the customer meeting, further Staff review, and the final decision by the Commissioners.

<b>WASTEWATER SERVICE - UTILITIES, INC. OF LONGWOOD</b>				
<u>Residential</u>	<u>Utility's Rates Prior to Filing</u>	<u>Utility's Requested Interim Rates</u>	<u>Utility's Requested Final Rates</u>	<u>Commission Approved Interim Rates</u>
Base Facility Charge all Meter Sizes:	\$34.98	\$41.01	\$39.09	\$40.31

**Wastewater Service - Utilities, Inc. of Longwood (continued)**

<u>General Service</u>	<u>Rates Prior to Filing</u>	<u>Utility's Requested Interim Rates</u>	<u>Utility Requested Final Rates</u>	<u>Commission Approved Interim Rates</u>
Base Facility Charge by Meter Size:				
5/8" x 3/4"	\$15.34	\$17.75	\$17.14	\$17.45
1"	\$38.34	\$44.35	\$42.85	\$43.60
1 1/2"	\$76.68	\$88.71	\$85.71	\$87.21
2"	\$122.69	\$141.92	\$137.14	\$139.52
3"	\$245.38	\$283.86	\$257.13	\$279.06
Consumption Charge – Per 1,000 gallons	\$2.83	\$3.32	\$3.57	\$3.26

**SERVICE AVAILABILITY CHARGES**

The Utility is not requesting any changes to its service availability charges. Even though not requested to do so, the Commission may review and adjust service availability charges.

**MISCELLANEOUS SERVICE CHARGES**

The Utility is requesting approval of NSF Check Charges, which may be levied when a customer's check is dishonored by the customer's banking institution. The Utility requests authorization to collect the full amount authorized pursuant to Chapter 832, Florida Statutes. In addition, the Utility is requesting the following changes to its miscellaneous service charges:

Type of Charge	Present Charge		Requested Charge	
	During Business Hours	After Business Hours	During Business Hours	After Business Hours
Initial Connection	\$15.00	\$15.00	\$21.00	\$42.00
Normal Reconnection	\$15.00	\$15.00	\$21.00	\$42.00
Violation Reconnection	*Actual Cost	*Actual Cost	*Actual Cost	*Actual Cost
Premises Visit (in lieu of disconnection)	\$10.00	\$10.00	N/A	N/A
Premises Visit	N/A	N/A	\$21.00	\$42.00

\*Actual Cost equals the total cost incurred for services

**MISCELLANEOUS SERVICE CHARGES (continued)**

Type of Charge	Present Charge	Requested Charge
NSF Check Charge:	N/A	Equal to the statutory amount allowed pursuant to Chapter 832, Florida Statutes.

Written comments regarding the Utility's service or the requested final rate increases may be sent to the Commission at the following address:

Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

All comments should refer to Docket No. 090381-SU, which is the docket number that has been assigned to this case. Complaints regarding service may be made to the Commission's Division of Regulatory Compliance and Consumer Assistance at the following toll-free number: 1-800-342-3552.

If you have any questions, please call the Utility's office at (800) 272-1919.

Utilities, Inc. of Longwood