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State of Florida

Public Service Commission

2540 Shumard Oak Boulevard
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Ms. Ashley D. Roberts
Lee County Attorney's office
2115 Fifth Street, 6th Floor
Fort Myers, FL 33901

Bayshore Utilities, Inc.



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FPSC-COMMISSION CLERK

FLORIDA PUBLIC SERVICE COMMISSION

COMMISSION CONFERENCE AGENDA

CONFERENCE DATE AND TIME: Tuesday, May 22, 2012, 9:30 a.m.

LOCATION: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148

DATE ISSUED: May 11, 2012

NOTICE

Persons affected by Commission action on certain items on this agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at this conference. These items are designated by double asterisks (**) next to the agenda item number.

To participate informally, affected persons need only appear at the agenda conference and request the opportunity to address the Commission on an item listed on agenda. Informal participation is not permitted: (1) on dispositive motions and motions for reconsideration; (2) when a recommended order is taken up by the Commission; (3) in a rulemaking proceeding after the record has been closed; or (4) when the Commission considers a post-hearing recommendation on the merits of a case after the close of the record. The Commission allows informal participation at its discretion in certain types of cases (such as declaratory statements and interim rate orders) in which an order is issued based on a given set of facts without hearing.

See Rule 25-22.0021, F.A.C., concerning Agenda Conference participation and Rule 25-22.0022, F.A.C., concerning oral argument.

Agendas, staff recommendations, vote sheets, transcripts, and conference minutes are available from the PSC Web site, <http://www.floridapsc.com>, by selecting *Agenda & Hearings* and *Agenda Conferences of the FPSC*. By selecting the docket number, you can advance to the *Docket Details* page and the Document Index Listing for the particular docket. If you have any questions, contact the Office of Commission Clerk at (850) 413-6770 or e-mail the clerk at Clerk@psc.state.fl.us.

In accordance with the American with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD), Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

The Commission Conference has a live video broadcast the day of the conference, which is available from the PSC's Web site. Upon completion of the conference, the video will be available from the Web site by selecting *Agenda and Hearings* and *Audio and Video Event Coverage*.

State of Florida



Public Service Commission

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-M-E-M-O-R-A-N-D-U-M-

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12 MAY 10 AM 10:20
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DATE: May 10, 2012

TO: Office of Commission Clerk (Cole)

FROM: Office of the General Counsel (Miller) *WCSML*
Division of Economic Regulation (Cicchetti, McNulty) *WBM*

RE: Docket No. 120125-PU – Proposed amendments to Rules 25-6.097, 25-7.083, and 25-30.311, F.A.C., on customer deposits.

AGENDA: 05/22/12 – Regular Agenda – Interested Persons May Participate

COMMISSIONERS ASSIGNED: All Commissioners

PREHEARING OFFICER: Edgar

RULE STATUS: Proposal May Be Deferred

SPECIAL INSTRUCTIONS: None

FILE NAME AND LOCATION: S:\PSC\GCL\WP\120125.RCM.DOC

Case Background

Rules 25-6.097, 25-7.083, and 25-30.311, Florida Administrative Code (F.A.C.), address customer deposits for the electric utilities, gas utilities and water/wastewater utilities respectively. These rules provide a minimum annual interest rate paid on deposits. The current rates are 6 percent per year on deposits and 7 percent per year on nonresidential deposits held after 23 months of continuous service.

Staff initiated rulemaking to reduce the minimum annual interest on residential deposits from 6 percent to 2 percent per year and on nonresidential deposits from 7 percent per year or 3 percent per year for accounts held after 23 months of continuous service. Staff believes that the rule change is necessary to reflect current market rates. A notice was published in the March 2,

INVESTMENT

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FPSC-COMMISSION CLERK