

Eric Fryson

From: Dana Rudolf [drudolf@sfflaw.com]
Sent: Thursday, October 11, 2012 12:13 PM
To: Filings@psc.state.fl.us
Cc: Michele Parks
Subject: Docket No.: 120209-WS; Utilities, Inc. of Florida's Application for an Increase in Water and Wastewater Rates

Attachments: PSC Chair 02 (Response to OPC).pdf

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- b. Docket No.: 120209-WS; Utilities, Inc. of Florida's Application for an Increase in Water and Wastewater Rates
- c. Utilities, Inc. of Florida
- d. 2 page letter
- e. Letter to Chairman Brisé in response to Office of Public Counsel's October 5, 2012, letter.

DOCUMENT NUMBER-DATE

06906 OCT 11 2012

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October 8, 2012

Chairman Ronald A. Brisé
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

RE: Docket No. 120209-WS - Utilities, Inc. of Florida's Application for an Increase in
Water and Wastewater Rates
Our File No. 30057.207

Dear Chairman Brisé:

This letter is in response to the October 5, 2012, letter to you from Stephen C. Reilly of Office of Public Counsel regarding the above-referenced Docket. While I believe that my September 28, 2012, letter adequately addresses OPC's concerns, I have several additional comments. At the outset, I will point out that the Utility's requested extension of time to file the Minimum Filing Requirements is not without precedence. A similar request was made and granted in Docket No. 090462-WS.

One specific comment by OPC was the totally unsubstantiated implication that the upcoming transfer of organizational control of the Utility's "grandparent" corporation will have some impact on the filing. That sale has not yet closed, and thus, no financial implications would be reflected in the OPC's suggested September 30, 2012, test year either. As pointed out in the transfer application, the transfer will have no impact at the Utilities, Inc., and subsidiary level. If any cost savings are identified, they can be addressed in the rate case.

OPC's simplistic statement that compiling the MFR's should "simply involve taking monthly balances from the general ledger and using formulas to calculate the 13-month average" defies logic. There are informational schedules, pro forma schedules, working capital schedules, variance schedules, and all the schedules required in the C, D, E, and F sections of the MFRs. Plus, there are the vehicle records, chemical records, maps, etc., that are required to be filed which are outside an MFR. Plus, this Utility has numerous separate systems in five counties which must be addressed.

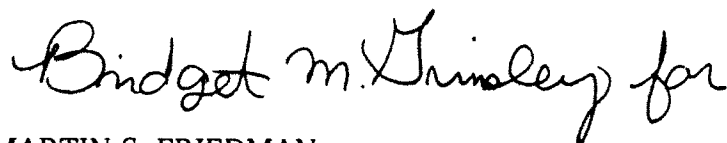
Thus, the Utility sees no legitimate reason to overrule the determination made by Staff to allow the filing of the Application and MFRs by March 29, 2013.

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Chairman Ronald A. Brisé
Florida Public Service Commission
October 9, 2012
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Should you or members of the Staff have any questions regarding this matter, please do not hesitate to contact me.

Very truly yours,



MARTIN S. FRIEDMAN
For the Firm

MSF/mp

cc: Ann Cole, Commission Clerk (via efile)
John Hoy, Chief Regulatory Officer (via email)
Erin Aquilino, Senior Regulatory Accountant (via email)
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