

State of Florida



# Public Service Commission


CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

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

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**DATE:** March 10, 2021

**TO:** Docket File

**FROM:** Adam J. Teitzman, Commission Clerk, Office of Commission Clerk 

**RE:** Docket No. 20170141-SU - Application for increase in wastewater rates in Monroe County by K W Resort Utilities Corp.

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Please place the attached order, issued by the First District Court of Appeal on March 8, 2021, in Docket No. 20170141-SU.

FIRST DISTRICT COURT OF APPEAL  
STATE OF FLORIDA

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No. 1D18-4212

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MONROE COUNTY,

Appellant,

v.

FLORIDA PUBLIC SERVICE  
COMMISSION and KW RESORT  
UTILITIES CORP.,

Appellees.

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No. 1D18-4216

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CITIZENS OF THE STATE OF  
FLORIDA, by and through the  
Office of Public Counsel,

Appellant,

v.

FLORIDA PUBLIC SERVICE  
COMMISSION,

Appellee.

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Timely appeal of an order from the Florida Public Service Commission.  
Adam Teitzman, Judge.

March 8, 2021

PER CURIAM.

AFFIRMED.

B.L. THOMAS, OSTERHAUS, and WINOKUR, JJ., concur.

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***Not final until disposition of any timely and authorized motion under Fla. R. App. P. 9.330 or 9.331.***

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John T. LaVia and Robert Scheffel Wright of Gardner, Bist, Bowden, Bush, Dee, LaVia & Wright, P.A., Tallahassee, and Cynthia L. Hall, Assistant County Attorney of the Monroe County Attorney's Office, Key West, for Appellant, Monroe County.

J.R. Kelly, Public Counsel, Stephanie A. Morse, Associate Public Counsel, Charles J. Rehwinkel, Deputy Public Counsel, and A. Mireille Fall-Fry, Associate Public Counsel of Office of Public Counsel, Tallahassee, for Appellant the Citizens of the State of Florida.

Barton Smith and Christopher B. Deem of Smith Hawks, PL, Key West, for Appellee KW Resort Utilities Corp.

Keith C. Hetrick, General Counsel, and Samantha M. Cibula, Attorney Supervisor, and Kathryn G.W. Cowdery, Senior Attorney, and Jennifer Crawford, Florida Public Service Commission, Tallahassee, for Appellee Florida Public Service Commission.