

Jacob Veauhn

From: Betty Leland on behalf of Office of Commissioner Graham
Sent: Wednesday, March 24, 2021 10:10 AM
To: Commissioner Correspondence
Subject: FW: Resend: UIF present a 2020 SWIM Concept; Consumer Concerns - Stop "SWIM"
Attachments: 03-23-21, FCW Memo to PSC Commissioners.pdf

Good Morning:

Please place this email in Docket 20200139.

Thanks.

*Betty Leland, Executive Assistant to
Commissioner Art Graham
Florida Public Service Commission
bleland@psc.state.fl.us
(850) 413-6024*

From: Ann Marie Ryan [mailto:amr328@hotmail.com]
Sent: Tuesday, March 23, 2021 5:21 PM
To: Office of Commissioner Graham
Subject: Resend: UIF present a 2020 SWIM Concept; Consumer Concerns - Stop "SWIM"

Corrected email address error

Sent from my iPhone

Begin forwarded message:

From: Ann Marie Ryan <amr328@hotmail.com>
Date: March 23, 2021 at 4:38:24 PM EDT
To: Commissioner.LaRosa@psc.state.fl.us, Commissioner.Fay@psc.state.fl.us,
Commissioner.Graham@psc, Commissioner.Clark@psc.state.fl.us
Cc: "Marty Friedman, Attorney" <mfriedman@deanmead.com>,
GENTRY.RICHARD@leg.state.fl.us, "Rehwinkel, Charles"
<REHWINKEL.CHARLES@leg.state.fl.us>, "Morse, Stephanie"
<MORSE.STEPHANIE@leg.state.fl.us>, Ann Marie Ryan <amr328@hotmail.com>, Gabrielle
Milch <gabbiemilch@aol.com>, rongoldsworth@gmail.com
Subject: UIF present a 2020 SWIM Concept; Consumer Concerns - Stop "SWIM"

To: PSC Commissioners
From: Ann Marie Ryan, Leader; Gabriel Milch and Ron Goldsworth, Associate Leaders
Florida Consumer Water/Wastewater Alliance
Date: March 23, 2021
Re: This request is NOT affiliated with a contested rate case..
UIF filed a 2020 SWIM concept; Consumers' Request: Stop "SWIM" rate making concept

We are requesting the Commissioners' help to STOP the 2020 Utilities, Inc. of Florida (UIF) request to approve SWIM so-called ratemaking concept. If passed, UIF and non-UIF customers statewide could be economically impacted without representation. UIF or other private utilities would not be held accountable for unverifiable charges and give the consumers no recourse or protections from unfair rate benefits to the corporations. The consumers would not have proper representation, and this could be considered discriminatory.

We would appreciate the opportunity to answer any questions you may have about our concerns to "Stop SWIM".

We **thank you** for your time and consideration,
Ann Marie Ryan, Leader
Florida Consumer Water/Wastewater Alliance



Florida Consumer Water/Wastewater (FCW) Alliance
11436 Windstar Court, New Port Richey, FL 34654
Cell (727) 267-7162 . amr328@hotmail.com

To: Florida Public Service Commission: Chairman Gary Clark,
Commissioner Andrew Giles Fay, Commissioner Art Graham, Commissioner Mike LaRosa

From: Ann Marie Ryan, Leader; Gabriel Milch and Ron Goldsworth, Associate Leaders
Florida Consumer Water/Wastewater Alliance

Date: March 23, 2021

Re: UIF filed a 2020 SWIM concept; Consumers' Request: Stop "SWIM"

We are requesting the Commissioners' help to STOP the 2020 Utilities, Inc. of Florida (UIF) request to approve SWIM so-called ratemaking concept. If passed, UIF and non-UIF customers statewide could be economically impacted without representation. UIF or other private utilities statewide would not be held accountable for unverifiable charges and give the consumers no recourse or protections from unfair rate benefits to the corporations. The consumers would not have proper representation, and this could be considered discriminatory.

SWIM (Sewer and Water Improvement Mechanism) is really a ratemaking concept. It has nothing to do with a contested rate case. By attempting to hide SWIM in the rate case, UIF is trying to keep all citizens of Florida from having the right to talk to the agency. This means both UIF and non-UIF customers are deprived of their right to communicate freely as they would be in a rulemaking. The SWIM concept is contrary to Florida Statutes which require the Commission to fix rates which are just, reasonable, compensatory, and not unfairly discriminatory. Utilities are allowed to recover the prudent expenses associated with operating and maintaining water and wastewater systems, as well as a fair return on the utility's investment.

<http://www.psc.state.fl.us/Files/PDF/Utilities/WaterAndWastewater/CustomerMeetingFAQ.pdf>

We believe this is unethical and wrong. For this reason, we are asking you to consider our position and concerns as if this is a rulemaking and not part of a rate case. We are not speaking to UIF's rates.

We are against SWIM because it would mean automatic rate increases without a single opportunity for customers to challenge or object. This is unfair, undemocratic and we believe against the law. If the Florida legislature wanted the commission to be able to add capital improvements to rate base and customer bills without a hearing it would have said so. The legislature did not say so. How daring of UIF to attempt to manipulate the ratemaking process by presuming and granting themselves freedom of responsibility from discretionary oversight. It is our belief that the PSC would not circumvent the will of the legislature and continue their tradition of following statutory and procedural policies.

We do not approve of UIF's attempt to bend the rules. We believe this mechanism is unjust and possibly unlawful. We would appreciate an opportunity to answer any questions you may have about our concerns to "STOP SWIM"!

We are including a copy of this communication to Marty Friedman and the Office of Public Counsel as a courtesy.

CC: Friedman, Marty mfriedman@deanmead.com
Gentry, Richard GENTRY.RICHARD@leg.state.fl.us
Rehwinkel, Charles REHWINKEL.CHARLES@leg.state.fl.us
Morse, Stephanie MORSE.STEPHANIE@leg.state.fl.us