

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Tariff filing by
Floralino Properties, Inc.
requesting approval of premises
visit charge for visits
requested by customers in Pasco
County.

DOCKET NO. 990763-WU
ORDER NO. PSC-99-1605-PCO-WU
ISSUED: August 16, 1999

The following Commissioners participated in the disposition of
this matter:

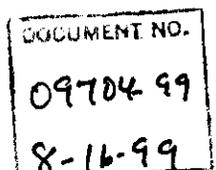
JOE GARCIA, Chairman
J. TERRY DEASON
SUSAN F. CLARK
JULIA L. JOHNSON
E. LEON JACOBS, JR.

ORDER SUSPENDING TARIFF

BY THE COMMISSION:

Floralino Properties, Inc. (Floralino or utility) is a Class C utility, providing water service to approximately 730 customers in Pasco County. The utility's existing rates were approved in a staff-assisted rate case proceeding by Order No. PSC-95-0142-FOF-WU, issued January 31, 1995, in Docket No. 940558-WU. According to its 1997 Annual Report for the twelve month period ending December 31, 1997, the utility recorded operating revenues of \$128,805 and operating expenses of \$127,313, resulting in operating income of \$1,492. The utility's service area is located in a water use caution area within the jurisdiction of the Southwest Florida Water Management District and consists of the following subdivisions: Colonial Manor; Colonial Manor Annex; Eastwood Acres; and Holiday Mall.

On June 14, 1999, the utility filed an application requesting approval of a premises visit charge for visits requested by customers in Pasco County. Pursuant to Section 367.091(5), Florida Statutes, an application to establish, increase, or change a rate or charge must be accompanied by a cost justification. Additionally, we may withhold consent to the operation of any or all portions of the new rate schedules, by a vote to that effect



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within 60 days giving a reason or statement of good cause for withholding our consent.

Section 367.091(2), Florida Statutes, states that the utility's rates, charges, and customer service policies must be contained in a tariff approved by and on file with the Commission.

We have reviewed the filing and considered the utility's proposed changes. However, we find it reasonable and necessary to require amplification and explanation of the proposals and to require production of corroborative information as necessary. Therefore, the utility's proposed tariff to collect a premises visit charge for visits requested by customers shall be suspended pending further investigation. This docket shall remain open pending our decision on whether to approve the proposed tariff.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Floralino Properties, Inc.'s proposed tariff to collect a premises visit charge for visits requested by customers is hereby suspended. It is further

ORDERED that this docket shall remain open pending the Commission's decision on whether to approve the proposed tariff.

By ORDER of the Florida Public Service Commission this 16th day of August, 1999.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(S E A L)

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.