

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for increase in water and wastewater rates in Alachua, Brevard, DeSoto, Highlands, Lake, Lee, Marion, Orange, Palm Beach, Pasco, Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc.

DOCKET NO. 080121-WS
ORDER NO. PSC-09-0385A-FOF-WS
ISSUED: June 10, 2009

AMENDATORY ORDER

BY THE COMMISSION:

By Order No. PSC-09-0385-FOF-WS (Final Order), issued May 29, 2009, we set final water and wastewater rates for Aqua Utilities Florida, Inc. (Aqua). As part of our decision, we reduced the return on equity (ROE) for the Chuluota water system by 100 basis points. However, due to a scrivener's error, we inadvertently stated that "there shall be a 100-basis-point reduction to ROE for the Chuluota water and wastewater systems" in the second sentence of the first full paragraph on page 70 of the Final Order. To correct this error we shall strike the words "and wastewater." This sentence shall now read "In addition to the corrective measures described above in our monitoring plan, we also find there shall be a 100-basis-point reduction to ROE for the Chuluota water system."

In addition, at the bottom of page 144 of the Final Order, due to a scrivener's error, the following paragraph was inadvertently omitted from our repression discussion:

In order to monitor the effects of both the changes in revenues and rate structure, the Utility shall file monthly reports detailing the number of bills rendered, the consumption billed and the revenues billed for each system. In addition, the reports shall be prepared by customer class and meter size. The reports shall be filed with our staff, on a quarterly basis, for a period of two years beginning the first billing period after the approved rates go into effect. To the extent the Utility makes adjustments to consumption in any month during the reporting period, the utility shall file a revised monthly report for that month within 30 days of any revision.

Because this paragraph was inadvertently omitted, the ordering paragraphs setting out these requirements were also inadvertently omitted and not included in the Final Order. Accordingly, the following ordering paragraphs concerning the monthly reports shall be incorporated into the Final Order:

ORDERED that to monitor the effect of both the changes in revenues and rate structure, the Utility shall file monthly reports detailing the number of bills

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rendered, the consumption billed, and the revenues billed for each system. It is further

ORDERED that the reports shall be prepared by customer class and meter size. It is further

ORDERED that the reports shall be filed with our staff, on a quarterly basis, for a period of two years beginning the first billing period after the approved rates go into effect. It is further

ORDERED that to the extent the Utility makes adjustments to consumption in any month during the reporting period, the Utility shall file a revised monthly report for that month within 30 days of any revision.

Based on the foregoing, it is

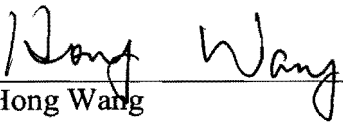
ORDERED by the Florida Public Service Commission that Order No. PSC-09-0385-FOF-WS is hereby amended to reflect only the ROE for the Chuluota water system was decreased by 100 basis points. It is further

ORDERED that Order No. PSC-09-0385-FOF-WS is amended to incorporate the additional paragraph and ordering paragraphs stated above concerning the repression monitoring reports. It is further

ORDERED that Order No. PSC-09-0385-FOF-WS is reaffirmed in all other respects.

By ORDER of the Florida Public Service Commission this 10th day of June, 2009.

ANN COLE
Commission Clerk

By: 

Hong Wang
Management Review Specialist

(S E A L)

RRJ

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.

Any party adversely affected by the Commission's final action in this matter may request:

- 1) reconsideration of the decision by filing a motion for reconsideration with the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or
- 2) 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 and/or wastewater utility by filing a notice of appeal with the Office of Commission Clerk, and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.