

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for approval of amendment to  
tariff sheets for miscellaneous service charges  
in Polk County by Four Points Utility Corp.

DOCKET NO. 120286-WS  
ORDER NO. PSC-13-0066-PCO-WS  
ISSUED: January 29, 2013

The following Commissioners participated in the disposition of this matter:

RONALD A. BRISÉ, Chairman  
LISA POLAK EDGAR  
ART GRAHAM  
EDUARDO E. BALBIS  
JULIE I. BROWN

ORDER SUSPENDING TARIFF

BY THE COMMISSION:

Four Points Utility Corp. (Four Points or Utility) is a Class C water and wastewater utility in Davenport, Florida located in northeast Polk County in the Southwest Florida Water Management District. The Utility provides water and wastewater service to the 214 residential customers and 1 general service customer in the Island Club West Resort and Spa development. Four Points' 2011 annual report indicates that the Utility had combined gross operating revenues of \$169,940 and a net operating loss of \$109,635.

On November 13, 2012, the Utility filed an application for approval of a tariff amendment to charge customers who opt to pay their water bill by debit or credit card. Four Points filed the tariff sheet for this request on November 28, 2012. We have jurisdiction pursuant to Section 367.091(6), Florida Statutes (F.S.).

Pursuant to Section 367.091(6), F.S., we may withhold consent to operation of any or all portions of new rate schedules by a vote to that effect within 60 days, giving a reason or statement of good cause for withholding its consent. We find that the tariff shall be suspended to allow sufficient time to review the application and gather all pertinent information necessary to reach an informed decision concerning the proposed tariff amendment. This reason constitutes good cause to suspend the tariff consistent with the requirements of Section 367.091(6), F.S.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Four Points Utility Corp.'s proposed tariff amendment to charge customers who opt to pay their water bill by debit or credit card shall be suspended. It is further

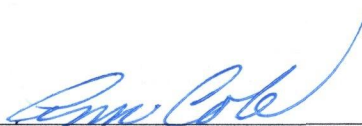
ORDERED that this docket shall remain open.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

By ORDER of the Florida Public Service Commission this 29th day of January, 2013.



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ANN COLE  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399  
(850) 413-6770  
www.floridapsc.com

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

MTL

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; 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 or wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, 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.