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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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IN RE: Investigation of possible)
overearnings by **Sanlando Utilities**)
Corporation in Seminole County)

Docket No. 980670-WS

RECORDS AND
REPORTING

MOTION TO CLOSE DOCKET NO. 980670-WS

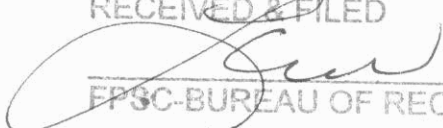
SANLANDO UTILITIES CORPORATION, by and through its undersigned attorneys moves this Commission for the entry of an Order closing Docket No. 980670-WS and in support thereof states:

1. On September 11, 1997, Sanlando (then under prior ownership) filed an Application for Approval of a Reuse Project Plan and to Increase Wastewater Rates. This reuse plan was required by the SJRWMD and DEP.

2. In April, 1998, the Staff issued a recommendation that the reuse project plan be approved but that due to the Staff's position that Sanlando was overearning, it was recommending no increase in wastewater rates. It is obvious that the prior owners of Sanlando were unwilling to make the substantial investment required by the proposed reuse plan without a rate increase. In

response to this unwillingness, the Staff recommended that the Commission initiate an overearnings investigation. That investigation was initiated in Docket No. 980670-WS. The prior

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FPSC-RECORDS/REPORTING

owners then transferred majority organizational control to Utilities, Inc.

3. By Order No. PSC-00-0111-PAA-WS, this Commission ordered Sanlando to book a credit to CIAC for the overearning for 1997 and 1998 and deferred addressing 1999 overearnings pending a further audit and analysis.

4. On March 10, 2000, Sanlando filed an Amended Application for Approval of Reuse Project Plan in Docket No. 971186-SU. That filing reflects a proposed capital expenditure on a reuse plan of almost \$6,000,000. In addition, Sanlando expects to have to fund a cleanup of Cove Lake at a cost of approximately \$500,000. The operating costs of the reuse system will be over \$410,000 annually. Sanlando has begun expending these funds which will offset any alleged overearnings in the year 2000.

5. Sanlando proposes that it book any 1999 overearning as CIAC consistent with this Commission's prior actions and that this Docket be closed.

WHEREFORE, Sanlando requests this Commission enter an Order:

1. Requiring Sanlando to book any 1999 overearnings as CIAC;
and
2. As of January 1, 2000, that no earning be held subject to refund; and

3. Terminating the corporate undertaking, and
4. Upon determination of 1999 overearnings, to close this Docket.

Respectfully submitted this
13th day of March, 2000, by:

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(850) 877-6555



MARTIN S. FRIEDMAN
For the Firm

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Motion to Close Docket has been forwarded by U.S. Mail to Jennifer Brubaker, Esquire, Florida Public Service Commission, Legal Division, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850 and Steve Reilly, Office of Public Counsel, 111 West Madison Street, #812, Tallahassee, Florida 32399-1400 this 13th day of March, 2000.



MARTIN S. FRIEDMAN

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