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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re Initiation of limited)
proceeding to restructure)
wastewater rates for Florida)
Water Service Corporation's)
Tropical Isles service area in)
St. Lucia County)

DOCKET NO. 970409-SU

FILED: _____, 2000

PETITION FOR FORMAL HEARING

by

Tropical Isles Homeowners Association by
Clark SchAAF, Vice-Pres (Petitioner), pursuant to the provisions of Order No.

PSC-00-0526-PAA-SU; Rule 25-22.029 and Rule 28-106.201, Florida Administrative Code; Chapter 120 and Chapter 367, Florida Statutes, petitions the Florida Public Service Commission (Commission) as follows:

1. This Petition is intended to conform with the provisions of Rule 28-106.201(2),

F.A.C.

2. The agency affected by this Petition is the Florida Public Service Commission,

2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. The Agency's docket number is Docket No. 970409-SU.

3. Petitioner's name and address is *TINA, c/o Mrs. Curran, Pres*
528 THAMES BUFF RIDGE
FORT PIERCE, FL. 34982 The Petitioner's substantial interest is affected because

he is a customer of the above captioned utility, and because the referenced order overstates the utility's rate base and operating expenses, resulting in recurring monthly rates in excess of what Florida Law permits.

4. Petitioner received notice of the proposed agency decision by receipt of a copy of PSC-00-0526-PAA-SU, issued March 13, 2000.

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Done 4/05/00

DOCUMENT NUMBER-DATE

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5. Petitioner disputes the following issues of material fact that the Proposed Agency Action purportedly resolves adversely to Petitioner:

The operating expenses of the utility are overstated;

The rate base of the utility is overstated by failure to charge CIAC for all additional customers;

The rate base of the utility is overstated by failure to recognize the negative acquisition adjustment;

The percentage of used and useful plant and collection system is overstated because of the inaccurate flow measurement at the wastewater treatment plant;

The recurring rates approved therein are excessive.

6. Petitioner reiterates the items immediately above as the ultimate facts and the specific facts that warrant reversal or modification of the Proposed Agency Action.

7. Chapter 367, Florida statutes (1999) provides that each utility subject to the jurisdiction of the commission shall be permitted only to recover its reasonably incurred costs and obtain only a fair return upon the investment insofar as those costs incurred and investment necessary to the provision of utility service to the public.

8. Petitioner wishes and demands that the Commission order an immediate reduction in the rates charged by Florida Water Service Corporation (Tropical Isles wastewater system), and Petitioner demands a formal, evidentiary hearing under the auspices of Sections 120.569 and 120.57(1), Fla. Stat.

Wherefore, Petitioner demands the relief identified in the body of this petition, relies upon the allegations as set forth therein, demands a formal hearing under Sections 120.569 and 120.57(1), F. S., and petitions for such other relief as may be appropriate in the premises.

Respectfully Submitted

Clark B. Schaefer
Vice President, TWA

Customer of Florida Water Service Corporation
(Tropical Isles wastewater system)

CERTIFICATE OF SERVICE
DOCKET NO. 970409-SB

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail, hand-delivery or overnight delivery, to the following parties on this _____ day of _____

2006

Esq.
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re Initiation of limited)
proceeding to restructure)
wastewater rates for Florida)
Water Service Corporation's)
Tropical Isles service area in)
St. Lucie County)

DOCKET NO. 970409-SU

FILED: _____, 2000

PETITION FOR FORMAL HEARING

by

TROPICAL ISLES HOMEOWNERS ASSOCIATION

Clarke Schopf, Vice President (Petitioner), pursuant to the provisions of

Order No. PSC-00-0526-PAA-SU, Rule 25-22.029 and Rule 28-106.201, Florida Administrative Code, Chapter 120 and Chapter 367, Florida Statutes, petitions the Florida Public Service Commission (Commission) as follows:

1. This Petition is intended to conform with the provisions of Rule 28-106.201(2), F.A.C.
2. The agency affected by this Petition is the Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. The Agency's docket number is Docket No. 970409-SU.
3. Petitioner's name and address is: T I H A % Wm Concanan, Pres.
528 Thomas Bluff Lodge, #
Fort Pierce, Florida 34982. The Petitioner's substantial interest is affected because he is a customer of the above captioned utility, and because the referenced order results in recurring monthly rates in excess of what Florida Law permits.
4. Petitioner received notice of the proposed agency decision by receipt of a copy of PSC-00-0526-PAA-SU, issued March 13, 2000.
5. Petitioner disputes the following issues of material fact that the Proposed Agency Action purportedly resolves adversely to Petitioner:

It is not appropriate to restructure the rates from a flat rate to a rate structure of base facility and gallonage charges.


6. Petitioner reiterates the items immediately above as the ultimate facts and the specific facts that warrant reversal or modification of the Proposed Agency Action.

7. Chapter 367, Florida Statutes (1999) requires reversal or modification of the Proposed Agency Action.

8. Petitioner wishes and demands that the Commission order that the existing flat rate structure remain in effect for the Florida Water Service Corporation (Tropical Isles wastewater system), and Petitioner demands a formal, evidentiary hearing under the auspices of Sections 120.569 and 120.57(1), Fla. Stat.

WHEREFORE, Petitioner demands the relief identified in the body of this Petition, relies upon the allegations as set forth therein, demands a formal hearing under Sections 120.569 and 120.57(1), F.S., and petitions for such other relief as may be appropriate in the premises.

Respectfully submitted



VICE PRESIDENT, WIAA

Customer of Florida Water Service Corporation
(Tropical Isles wastewater system)

CERTIFICATE OF SERVICE
DOCKET NO. 970409-SU

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail, hand-delivery or overnight delivery to the following parties on this _____ day of _____, 2000.

_____, Esq.
Fla. Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

