

Marguerite McLean

From: Marguerite McLean
Sent: Wednesday, November 26, 2008 11:10 AM
To: Katherine Fleming
Cc: Theresa Walsh; Ann Cole
Subject: DN 09684-08 - DKT 080121-WS - Testimony of Kimberly H. Dismukes

ok,
per this e-mail, i will declassify confidential document 09684-08 in Docket 080121-WS and place the document in the public docket file.
thanks.

From: Katherine Fleming
Sent: Wednesday, November 26, 2008 11:05 AM
To: Marguerite McLean; Ann Cole
Cc: Theresa Walsh
Subject: FW: Testimony of Kimberly H. Dismukes
Importance: High

Marguerite,

Document no. 09684-08 is no longer confidential and can be declassified. I believe that this information is contained in the redacted copy of document no. 09685-08.

Please let me know when this information is available as we will need to update these pages in the Commissioners' notebooks.

Thank you.

COM _____
ECR _____
GCL _____
OPC _____
RCP _____
SSC _____
SGA _____
ADM _____
CLK *McLean*

From: BECK.CHARLES [mailto:BECK.CHARLES@leg.state.fl.us]
Sent: Wednesday, November 26, 2008 10:57 AM
To: Katherine Fleming
Cc: Bruce May
Subject: Testimony of Kimberly H. Dismukes

Katherine, I've attached a copy of Bruce May's letter dated November 20, 2008, which confirms that pages 49, 50, 52, and 53 of Kim Dismukes' testimony do not contain any confidential information. As stated in his letter, there is no need for confidential treatment of her testimony.

Charlie

Charlie Beck
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DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

11/26/2008

D Bruce May, Jr
850 425 5607
bruce.may@hklaw.com

November 20, 2008

Via Hand-Delivery

Charles Beck
Deputy Public Counsel
c/o The Florida Legislature
111 W Madison St, Room 812
Tallahassee, FL 32399-1400

HAND DELIVERED
4:33pm

Re: *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*

Dear Charlie:

This is to confirm an issue relative to confidentiality of an internal audit review report of Aqua Utilities Florida, Inc. which is referenced on pages 49, 50, 52 and 53 of the prefiled direct testimony of OPC witness Kimberly Dismukes. Ms. Dismukes treats this document as confidential and states that it was provided AUF in response to POD No. 12. Our records show that this document was provided to OPC in response to AUF's response to OPC's POD Nos. 12 and 184, but no confidentiality protections were requested in AUF's responses to either of those requests. This document is not confidential and there is no need for confidential treatment during the proceeding. I am copying Ralph Jaeger on this letter to confirm that the referenced document is not treated by AUF as confidential. Please let me know if you have any questions.

Sincerely,

HOLLAND & KNIGHT LLP



D. Bruce May, Jr.

:kjg

cc: Ralph Jaeger, Esq.
Kimberly A. Joyce, Esq.