

**Marguerite McLean**

080247-SU

**From:** Trina Collins [TCollins@RSBAttorneys.com]  
**Sent:** Tuesday, December 02, 2008 4:43 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Avy Crawford; jphoy@uiwater.com; pcflynn@uiwater.com; dswain@milianswain.com; Frankden@nettally.com; Martin Friedman; Christian W. Marcelli; Trina Collins  
**Subject:** Filing in Docket No. 080247-SU; Utilities, Inc. of Eagle Ridge's Application for Increase in Wastewater Rates in Lee County, Florida  
**Importance:** High  
**Attachments:** PSC Clerk 08 (AOM Notice of Interim Rate Increase).ltr.12-02-2008(4).pdf

- a. Martin S. Friedman, Esq.  
 Christian W. Marcelli, Esq.  
 Rose, Sundstrom & Bentley, LLP  
 Sanlando Center  
 2180 W. State Road 434, Suite 2118  
 Longwood, FL 32779  
 Phone: (407) 830-6331  
 Fax: (407) 830-8522  
 Email: [mfriedman@rsbattorneys.com](mailto:mfriedman@rsbattorneys.com)  
[cmarcelli@rsbattorneys.com](mailto:cmarcelli@rsbattorneys.com)
- b. Docket No.: 080247-SU; Utilities, Inc. of Eagle Ridge's Application for Increase in Wastewater Rates in Lee County, Florida – Filing the Notice of Filing of the Affidavit of Mailing and the Affidavit of Mailing evidencing that the Notice of Interim Rate Increase has been sent to the customers of Utilities, Inc. of Eagle Ridge.
- c. Utilities, Inc. of Eagle Ridge.
- d. 5 Pages.
- e. Letter to Commission Clerk 1 page; Notice of Filing – 1 page; Affidavit of Mailing – 1 page; Notice of Interim Rate Increase 2 pages.

DOCUMENT NUMBER-DATE

11110 DEC-2 8

FPSC-COMMISSION CLERK

12/2/2008

LAW OFFICES  
**ROSE, SUNDSTROM & BENTLEY, LLP**

2548 BLAIRSTONE PINES DRIVE  
TALLAHASSEE, FLORIDA 32301

FREDERICK L. ASCHAUER, JR.  
CHRIS H BENTLEY, P.A.  
ROBERT C. BRANNAN  
E. MARSHALL DETERDING  
JOHN R. JENKINS, P.A.  
KYLE L. KEMPER  
STEVEN T. MINDLIN, P.A.  
CHASTITY H. O'STEEN  
DAREN L. SHIPPY  
WILLIAM E. SUNDSTROM, P.A.  
DIANE D. TREMOR, P.A.  
JOHN L. WHARTON  
ROBERT M. C. ROSE (1924-2006)

(850) 877-6555  
FAX (850) 656-4029  
www.rsbatorneys.com

REPLY TO CENTRAL FLORIDA OFFICE

CENTRAL FLORIDA OFFICE  
SANLANDO CENTER  
2180 W. STATE ROAD 434, SUITE 2118  
LONGWOOD, FLORIDA 32779  
(407) 830-6331  
FAX (407) 830-8522

MARTIN S. FRIEDMAN, P.A.  
BRIAN J. STREET

CHRISTIAN W. MARCELLI, OF COUNSEL  
(LICENSED IN NEW YORK ONLY)

December 2, 2008

E-FILING

Ann Cole, Commission Clerk  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399


RE: Docket No. 080247-SU; Utilities, Inc. of Eagle Ridge's Application for Increase in  
Wastewater Rates in Lee County, Florida  
Our File No.: 30057.158

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket is a Notice of Filing of the  
Affidavit of Mailing and the Affidavit of Mailing evidencing that the Notice of Interim  
Rate Increase has been sent to the customers of Utilities, Inc. of Eagle Ridge.

Should you or the Staff have any questions regarding this filing, please do not  
hesitate to give me a call.

Very truly yours,



CHRISTIAN W. MARCELLI  
Of Counsel

CWM/tlc  
Enclosures

cc: Avy Crawford, Division of Economic Regulation (w/enclosures) (via e-mail)  
John P. Hoy, Chief Regulatory Officer (w/enclosures) (via e-mail)  
Patrick C. Flynn, Regional Director (w/enclosures) (via e-mail)  
Ms. Deborah Swain (w/enclosures) (via e-mail)  
Mr. Frank Seidman (w/enclosures) (via e-mail)

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DOCUMENT NUMBER-DATE

11110 DEC-2 8

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of  
UTILITIES, INC. OF EAGLE RIDGE  
for an increase in wastewater  
rates in Lee County, Florida

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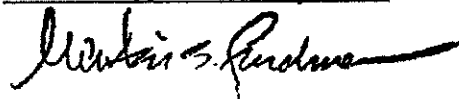
DOCKET NO. 080247-SU

NOTICE OF FILING

Applicant, UTILITIES, INC. OF EAGLE RIDGE, by and through its undersigned attorneys, hereby gives notice of filing in the above-referenced docket the Affidavit of Mailing evidencing that the Notice of Interim Rate Increase has been sent to the customers of Utilities, Inc. of Eagle Ridge.

Respectfully submitted this 2<sup>nd</sup> day of  
December, 2008, by:

ROSE, SUNDSTROM & BENTLEY, LLP  
Sanlando Center  
2180 W. State Road 434, Suite 2118  
Longwood, FL 32799  
Telephone: (407) 830-6331  
Facsimile: (407) 830-8522  
mfriedman@rsbattorneys.com  
cmarcelli@rsbattorneys.com



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MARTIN S. FRIEDMAN  
For the Firm

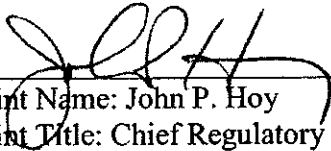
**AFFIDAVIT OF MAILING**

STATE OF ILLINOIS

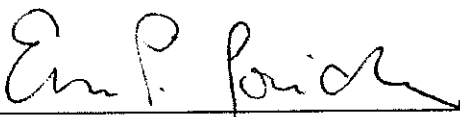
COUNTY OF COOK

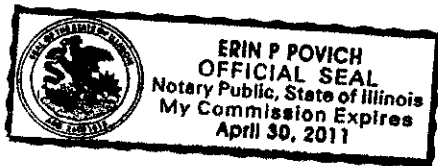
Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared John P. Hoy, who, after being duly sworn on oath, did depose on oath and say that he is the Chief Regulatory Officer of Utilities, Inc., the sole shareholder of Utilities, Inc. of Eagle Ridge, and that on November 17, 2008, he did send by regular U.S. Mail, a copy of the Notice Of Interim Rate Increase, attached hereto, to all customers of the utility.

FURTHER AFFIANT SAYETH NAUGHT.

  
\_\_\_\_\_  
Print Name: John P. Hoy  
Print Title: Chief Regulatory Officer

Sworn to and subscribed before me this 20th day of November, 2008, by John P. Hoy, who is personally known to me.

  
\_\_\_\_\_  
Print Name: Erin P Povich  
NOTARY PUBLIC  
My Commission Expires: April 30, 2011



DOCUMENT NUMBER-DATE

11110 DEC-28

FPSC-COMMISSION CLERK

## Notice of Interim Rate Increase

Utilities, Inc. of Eagle Ridge  
PSC Docket No.: 080247-SU  
Notice Issued On November 14, 2008

On October 28, 2008, the Florida Public Service Commission approved interim wastewater rates for Utilities, Inc. of Eagle Ridge. The interim rates will be collected subject to refund, pending the Florida Public Service Commission's final decision regarding final rates. If a refund is ordered, it will include interest based upon the Commission determined factors.

The rates prior to filing, the Utility's requested interim rates, and the Commission-approved interim rates are set forth in the rate schedule attached to this notice.

Effective June 1, 2001, Section 367.0816, Florida Statutes, requires that rate case expense be amortized over a period of four years. The statute further requires that the rates of a utility be reduced immediately at the conclusion of the four years by the amount of rate case expense previously included in the rates. Utilities, Inc. of Eagle Ridge was granted a rate increase by the Commission in Order No. PSC-04-1107-PAA-SU, issued on November 8, 2004 in Docket No. 030455-SU. The rates authorized by this order were implemented on November 30, 2004. The four year recovery period for rate case expense will expire on November 30, 2008.

The interim rates will be effective November 19, 2008. On December 1, 2008, the interim rates will be reduced as required by Order No. PSC-04-1107-PAA-SU, as shown on the attachment to this Notice. The rates in effect after this date are set forth in the column furthest to the right in the attached rate schedule.

Written comments regarding the Utility's service or the requested final rate increases may be sent to the Commission at the following address:

Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

All comments should refer to Docket No. 080247-SU which is the docket number that has been assigned to this case.

If you have any questions, please call the Utility's office at (800) 272-1919.

Utilities, Inc. of Eagle Ridge

**Utilities, Inc. of Eagle Ridge**

<u>Residential</u> <i>(Monthly)</i>	<u>Rates</u> <u>Prior to</u> <u>Filing</u>	<u>Utility's</u> <u>Requested</u> <u>Interim</u> <u>Rates</u>	<u>Commission</u> <u>Approved</u> <u>Interim Rates</u>	<u>Rates After Four Year</u> <u>Rate Reduction</u>
Base Facility Charge all Meter Sizes:	\$16.91	\$22.15	\$22.15	\$21.82
Gallonge Charge – Per 1,000 gallons (10,000 gallon cap)	\$3.44	\$4.51	\$4.51	\$4.44
Cross Creek Flat Rate (per unit)	\$18.42	\$24.13	\$24.13	\$23.77
<b><u>General Service</u></b>				
Base Facility Charge by Meter Size:				
5/8" x 3/4"	\$16.91	\$22.15	\$22.15	\$21.82
1"	\$42.29	\$55.41	\$55.41	\$54.58
1 1/2"	\$84.57	\$110.80	\$110.80	\$109.14
2"	\$135.31	\$177.27	\$177.27	\$174.61
3"	\$270.63	\$354.56	\$354.56	349.24
4"	\$422.86	\$554.00	\$554.00	\$545.68
6"	\$845.71	\$1,107.99	\$1,107.99	\$1,091.36
Gallonge Charge (per 1,000 gallons)	\$4.12	\$5.40	\$5.40	\$5.32