

**Ruth Nettles**

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**From:** Trina Collins [TCollins@RSBattorneys.com]  
**Sent:** Tuesday, July 21, 2009 4:32 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** jphoy@uiwater.com; pcflynn@uiwater.com; Martin Friedman; Christian W. Marcelli; Trina Collins  
**Subject:** Filing in Docket No. 090349-WS; Cypress Lakes Utilities, Inc.'s Application for a Limited Proceeding Water and Wastewater Rate Increase in Polk County, Florida  
**Importance:** High  
**Attachments:** PSC Clerk 03 (Filing Affidavit of Publication).ltr.07-21-2009(2).pdf

- a. Martin S. Friedman, Esq.  
Christian W. Marcelli, Esq.  
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Sanlando Center  
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- b. Docket No. 090349-WS; Cypress Lakes Utilities, Inc.'s Application for a Limited Proceeding Water and Wastewater Rate Increase in Polk County, Florida - Filing Cypress Lakes Utilities, Inc.'s Notice of Filing and Affidavit of Publication of the Notice of Application.
- c. Cypress Lakes Utilities, Inc.
- d. 3 Pages.
- e. Letter to Commission Clerk - 1 page; Notice of Filing 1 page; Affidavit of Publication - 1 page.

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REPLY TO CENTRAL FLORIDA OFFICE

July 21, 2009

MARTIN S. FRIEDMAN, P.A.  
CHRISTIAN W. MARCELLI  
BRIAN J. STREET

E-FILING

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

Re: Docket No. 090349-WS; Cypress Lakes Utilities, Inc.'s Application for a Limited Proceeding Water and Wastewater Rate Increase in Polk County, Florida  
Our File No. 30057.182

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket is Cypress Lakes Utilities, Inc.'s Notice of Filing and Affidavit of Publication evidencing that the attached Notice of Application has been published.

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  
For the Firm

CWM/tlc  
Enclosures

cc: John P. Hoy, Chief Regulatory Officer (w/enclosures) (via e-mail)  
Patrick C. Flynn, Regional Director (w/enclosures) (via e-mail)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of  
CYPRESS LAKES UTILITIES, INC.  
for a limited proceeding in  
Polk County, Florida

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DOCKET NO. 090349-WS

NOTICE OF FILING

CYPRESS LAKES UTILITIES, INC., hereby gives notice of filing in the above-referenced docket an Affidavit of Publication evidencing the Notice of Application was published once in a newspaper of general circulation in the territory in accordance with Section 367.071, Florida Statutes, and Rule 25-30.030, Florida Administrative Code.

Respectfully submitted on this 21<sup>st</sup> day of  
July, 2009, by:

ROSE, SUNDSTROM & BENTLEY, LLP  
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2180 W. State Road 434, Suite 2118  
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By:   
CHRISTIAN W. MARCELLI  
For the Firm

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DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

AFFIDAVIT OF PUBLICATION  
**The Polk County Democrat**

Published Semi-Weekly  
Bartow, Polk County, Florida

Case No.  
STATE OF FLORIDA

COUNTY OF POLK:

Before the undersigned authority personally appeared Shirley J. Whitaker, who on oath says that he or she is Classified Manager of The Polk County Democrat, a newspaper published at Bartow in Polk County, Florida; that the attached copy of advertisement, being a Notice of Application in the matter of Cypress Lakes Utilities, Inc, was published in said newspaper in the issues of July 4, 2009.

Affiant further says that The Polk County Democrat is a newspaper published at Bartow, in said Polk County, Florida, and that the said newspaper has heretofore been continuously published in said Polk County, Florida, each Wednesday and Saturday and has been entered as periodicals matter at the post office in Bartow, in said Polk County, Florida, for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Signed Shirley J. Whitaker

Sworn to and subscribed before me this 21st day of July, 2009, by Shirley J. Whitaker, who is personally known to me.

C. Joanne Taylor  
(Signature of Notary Public)  
C. Joanne Taylor  
Notary Public

#2250079



**NOTICE OF APPLICATION**  
Cypress Lakes Utilities, Inc.  
NOTICE IS HEREBY GIVEN on this 4th day of July, 2009, pursuant to Rule 25-30.146, Florida Administrative Code, that Cypress Lakes Utilities, Inc., has filed a Petition for a limited proceeding rate increase for water and wastewater with the Florida Public Service Commission. The purpose of this limited proceeding is for the Utility to (1) recover the cost of the modifications to the Utility's wastewater treatment plant, (2) to recover the cost of Project Phoenix, the Utility's modernization of its information, customer service and computer systems, (3) to recover the cost of the supply main upgrade, and (4) to recover the costs of increases in property tax and sludge hauling. A copy of the Petition and Minimum Filing Requirements ("MFRs") filed by the Utility will be available for inspection at the following locations:  
Lakeland Public Library  
300 E. Main Road  
Lakeland, FL 33801  
Reading Room:  
Monday through Thursday:  
8:00 a.m. to 6:00 p.m.  
Friday and Saturday:  
8:00 a.m. to 2:00 p.m.  
Sunday: 4:30 p.m. to 5 p.m.  
Cypress Lakes Utilities, Inc.  
200 WeatherShokl Avenue  
Alamo Springs, FL 32714  
Office Hours:  
Monday through Friday:  
8:00 a.m. to 4:30 p.m.  
Complaints regarding service may be made to the Commission's Division of Consumer Affairs at 1-800-342-3552. Any objections to the Application must be made in writing and filed with the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, with a copy to Christian W. Marcell, Esquire, Rose, Sudstrom & Bentley, LLP, 2180 W. State Road 434, Suite 2118, Longwood, FL 32779. The objection must state the grounds for the objection with particularity.  
July 4, 2009-2250079