

P1

To whom it may concern

On May 4th, 2010 I put in a Petition To Intervene on Docket number 090170-WU. Since then I found out that there are a number of fees and that I would need an attorney to represent me in my case at this time I can't afford the cost to fight them ( Mobile Manor Water Co. Inc.) I'm sorry for any inconvenience that I may have caused.

Thank You for your attention Sincerely Edward LeMeur

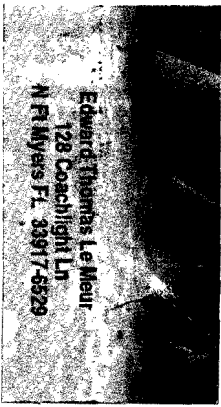
128 Coachlight Ln.  
N. Fort Myers Fl. 33917-6529  
239-731-8796 Home 239-671-4974 cell

DISTRIBUTION CENTER  
10 MAY 24 AM 7:48

COMMISSION CLERK *Edward LeMeur*

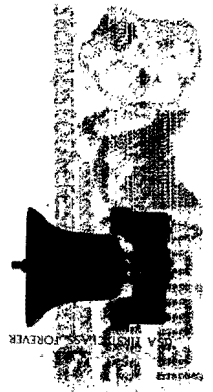
FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input checked="" type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. <u>07655-09</u>		
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RECEIVED-FPSC  
10 MAY 24 AM 9:32  
COMMISSION CLERK

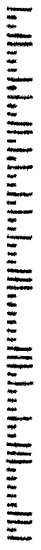


COMMISSION CLERK  
2540 SHUMARD OAK BLVD,  
TALLAHASSEE FL. 32399

FT MYERS, FL 339  
20 MAY 2010 PM 8 T



323997019



**Dorothy Menasco**

090170-WU

**From:** Dorothy Menasco  
**Sent:** Monday, May 17, 2010 8:13 AM  
**To:** Ralph Jaeger  
**Cc:** Hong Wang; Nonnye Grant  
**Subject:** RE: D. NO. 090170-WU, Parties List

FPSC, CLK - CORRESPONDENCE  
 \_\_\_Administrative\_\_\_  Parties \_\_\_Consumer\_\_\_  
**DOCUMENT NO.** 07655-10  
**DISTRIBUTION:** \_\_\_\_\_

Thank you for the clarification, Ralph. We will add Bonita Vandall in the attention line for Docket 090170 only.

*Dorothy Menasco*  
*Chief Deputy Commission Clerk*  
*Florida Public Service Commission*  
*Office of Commission Clerk*  
 850-413-6770

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communications may therefore be subject to public disclosure.

---

**From:** Ralph Jaeger  
**Sent:** Monday, May 17, 2010 7:46 AM  
**To:** Dorothy Menasco  
**Subject:** RE: D. NO. 090170-WU, Parties List

just do it for this docket at this time.

---

**From:** Dorothy Menasco  
**Sent:** Friday, May 14, 2010 12:33 PM  
**To:** Ralph Jaeger  
**Cc:** Hong Wang; Ruth Nettles; Nonnye Grant  
**Subject:** RE: D. NO. 090170-WU, Parties List

Hi Ralph,

Should this be updated in MCD (company contact information change) or just for CMS in this one docket (mailing purposes)? If it needs to be updated in MCD, that's Nonnye's department. If it is just for this docket, I'll make the change as requested. Thank you for your help.

*Dorothy Menasco*  
*Chief Deputy Commission Clerk*  
*Florida Public Service Commission*  
*Office of Commission Clerk*  
 850-413-6770

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communications may therefore be subject to public disclosure.

---

**From:** Ruth Nettles  
**Sent:** Friday, May 14, 2010 9:58 AM  
**To:** Ralph Jaeger

5/17/2010

**Cc:** Dorothy Menasco; Hong Wang  
**Subject:** RE: D. NO. 090170-WU, Parties List

Ralph, I will forward your request to Dorothy.

Ruth

---

**From:** Ralph Jaeger  
**Sent:** Friday, May 14, 2010 9:56 AM  
**To:** Hong Wang; Ruth Nettles  
**Subject:** D. NO. 090170-WU, Parties List

under the listing of Mobile Manor Water Company, Inc., the attention line, please put Bonita Vandall. If you are not the correct one to do this, could you please forward this e-mail to the appropriate person?

5/17/2010

State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

## -M-E-M-O-R-A-N-D-U-M-

**DATE:** April 8, 2010  
**TO:** Ann Cole, Commission Clerk, Office of Commission Clerk  
**FROM:** Ralph R. Jaeger, Senior Attorney, Office of the General Counsel  
**RE:** Docket No. 090170-WU - Application for staff-assisted rate case in Lee County by Mobile Manor Water Company, Inc.

Please place the following on the interested person's list and designate with an (R):

Edward Lemeur  
 128 Coachlight  
 Mobile Manor Subdivision  
 N. Ft. Myers, FL 33917  
 239-731-8796 (H)  
 239-671-4974 (C)

Roy Church  
 224 Flame Ln.  
 N. Ft. Myers, FL 33917

Carol R. Julius  
 110 Gaslight Ave.  
 N. Ft. Myers, FL 33917  
 239-826-9688

RECEIVED - FPSC  
 RRJ  
 10 APR -8 AM 11:00  
 COMMISSION  
 CLERK

FPSC, CLK - CORRESPONDENCE  
 \_\_\_Administrative\_\_\_  Parties \_\_\_Consumer\_\_\_  
 DOCUMENT NO. 07655-09  
 DISTRIBUTION: \_\_\_\_\_

090170WU

**Diamond Williams**

**From:** Dorothy Menasco  
**Sent:** Tuesday, March 30, 2010 10:55 AM  
**To:** Ruth McHargue; Ralph Jaeger  
**Cc:** Diamond Williams  
**Subject:** FW: To CLK Docket No. 090170-WU Mobile Manor Water Company, Inc.

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input checked="" type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 07055-09		
DISTRIBUTION: _____		

Thank you, **Ruth**,

This e-mail will be placed in *Docket correspondence - Parties and Interested Persons* for Docket 090170. (DN 07655-09)

**Ralph**,

Unless we hear otherwise, Ms. Vandall will be added as an interested person to the docket. Please advise which address we should use for Ms. Vandall as well. There are 2 addresses listed below.

Thank you for your help.

Dorothy

---

**From:** Ruth McHargue  
**Sent:** Tuesday, March 30, 2010 10:05 AM  
**To:** Dorothy Menasco  
**Subject:** FW: To CLK Docket No. 090170-WU Mobile Manor Water Company, Inc.

Hi Dorothy,  
Please see below request.  
Thanks,  
Ruth

---

**From:** Consumer Contact  
**Sent:** Tuesday, March 30, 2010 9:58 AM  
**To:** Ruth McHargue  
**Subject:** To CLK Docket No. 090170-WU Mobile Manor Water Company, Inc.

Copy on file, see 934146C. DH

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**From:** Bonita Vandall [mailto:bvandall@bensonsinc.com]  
**Sent:** Monday, March 29, 2010 6:13 PM  
**To:** Consumer Contact  
**Cc:** Ralph Jaeger; Tom Hawkins  
**Subject:** Docket No. 090170-WU Mobile Manor Water Company, Inc.

**Office of Commission Clerk**, this is in response to the letter dated March 9, 2010 from Senior Attorney Ralph R. Jaeger, ESq. regarding application for staff-assisted rate case in Lee County by Mobile Manor

3/30/2010

Water Company, Inc.  
I wish to participate as a party in the current proceeding.  
Bonita Vandall  
Managing Agent on behalf of Mobile Manor

**Bonita D. Vandall**  
**CAM, CFPM, CMCA, AMS, PCAM**  
*President/CEO*

**ASSOCIA Benson's, Inc. AAMC**  
12650 Whitehall Drive  
Fort Myers, Florida 33907  
239-277-0718  
239-936-8310 (fax)

**ASSOCIA Benson's, KT AAMC**  
3050 North Horseshoe Drive, Suite 275  
Naples, Florida 34104  
239-263-1577  
239-530-1338 (fax)  
[www.bensonsinc.com](http://www.bensonsinc.com)

**Associa** - the Nation's Leader in Community Association Management

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This communication does not reflect an intention by the sender or the sender's client or principal to conduct a transaction or make any agreement by electronic means. Nothing contained in this message or in any attachment shall satisfy the requirements for a writing, and nothing contained herein shall constitute a contract or electronic signature under the Electronic Signatures in Global and National Commerce Act, any version of the Uniform Electronic Transactions Act or any other statute governing electronic transactions.

**Dorothy Menasco**

090170

**From:** Ruth McHargue  
**Sent:** Monday, March 29, 2010 11:29 AM  
**To:** Dorothy Menasco  
**Subject:** RE: To CLK - Docket No. 090170-WU Mobile Manor Water Company, Inc.

Hi Dorothy,  
Please see below request.  
Thanks,  
Ruth

**FPSC, CLK - CORRESPONDENCE**  
\_\_Administrative\_\_  **Parties** \_\_Consumer\_\_  
**DOCUMENT NO.** 07655-09  
**DISTRIBUTION:** \_\_\_\_\_

**From:** Consumer Contact  
**Sent:** Monday, March 29, 2010 8:30 AM  
**To:** Ruth McHargue  
**Subject:** To CLK - Docket No. 090170-WU Mobile Manor Water Company, Inc.

**From:** Tom Hawkins [mailto:hawkclub@gmail.com]  
**Sent:** Sunday, March 28, 2010 9:59 AM  
**To:** Consumer Contact; Ralph Jaeger; Bart Fletcher  
**Cc:** Bonita Vandall  
**Subject:** Docket No. 090170-WU Mobile Manor Water Company, Inc.

**Office of Commission Clerk**, this is in response to the letter dated March 9, 2010 from Senior Attorney Ralph R. Jaeger, ESq. regarding application for staff-assisted rate case in Lee County by Mobile Manor Water Company, Inc.

I wish to participate as a party in the current proceeding.

S/ Tom Hawkins  
257 Fireball Lane  
North Fort Myers FL, 33917  
President Mobile Manor Water Company, Inc.

3/29/2010



090170.WU

To: Office of Commission Clerk,  
2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850

Subject: DOCKET NO. 090170-WU  
ORDER NO. PSC-09-0790-PAA-WU

FPSC, CLK - CORRESPONDENCE  
Administrative  Parties  Consumer  
DOCUMENT NO. 07655-09  
DISTRIBUTION: \_\_\_\_\_

Date: 01/05/2010

From: Tom Hawkins

This is to notify your office that I have been chosen by the membership to be the contact person representing the 169 residents that filed the petition to appeal the final audit issued November 30, 2009

I am a resident of Mobile Manor subdivision and reside at 257 Fireball Lane, North Fort Myers, FL 33917-6500, Phone 239-731-2366,

All correspondence should be sent to my home address listed above.

Respectfully submitted



Tom Hawkins

C.C. Ralph Jaeger, Bart Fletcher

10 JAN - 7 PM 9: 01

REPRODUCTION CENTER

Dorothy Menasco

090170-WU

FPSC, CLK - CORRESPONDENCE

**From:** Dorothy Menasco  
**Sent:** Tuesday, December 29, 2009 10:36 AM  
**To:** Ralph Jaeger  
**Cc:** Cheryl Bulecza-Banks; Avy Smith; Bart Fletcher  
**Subject:** RE: Docket No. 090170-WU, Application of Mobile Manor Water Company, Inc. for a SARC

Administrative  Parties  Consumer  
**DOCUMENT NO.** 07655-09  
**DISTRIBUTION:** \_\_\_\_\_

Thank you for the follow-up, Ralph. Per your information below, we will include Mr. Hawkins as a party of record in Docket 090170 and this e-mail will be placed in Parties Correspondence (DN 07655-09). Thank you Avy and Bart for your help in this matter too.

---

**From:** Ralph Jaeger  
**Sent:** Tuesday, December 29, 2009 10:22 AM  
**To:** Avy Smith; Bart Fletcher  
**Cc:** Dorothy Menasco; Cheryl Bulecza-Banks  
**Subject:** RE: Docket No. 090170-WU, Application of Mobile Manor Water Company, Inc. for a SARC

I just talked to Mr. Hawkins, he is President of the Board for both Mobile Manor, Inc. and Mobile Manor Water Company, Inc. (and has two lots and is a customer), and the address and contact Nos. he would like to use are as follows:

Mr. Tom Hawkins  
257 Fireball Lane  
N. Fort Myers, FL 33917  
Telephone No. 239-731-2366\*  
Cel. Phone No. 770-655-3750\*  
(please note that the telephone numbers and address are different from that below)  
E-mail: Hawkclub@gmail.com

He confirms that several of the signatures on the protest are from customers who are not dues paying members (i.e., the members who elect the Board of Directors for Park Manor Water Company, Inc.), and that the customers who signed the petition have requested that he be the contact spokesman. He has agreed to send a letter to the Commission Clerk requesting that he be listed as the contact person.

Dorothy, at this point in time, I would add the above as a party.

---

**From:** Avy Smith  
**Sent:** Tuesday, December 29, 2009 9:18 AM  
**To:** Bart Fletcher  
**Cc:** Ralph Jaeger; Dorothy Menasco; Cheryl Bulecza-Banks  
**Subject:** RE: Docket No. 090170-WU, Application of Mobile Manor Water Company, Inc. for a SARC

Ralph,

Tom Hawkins is the President of the Board for Mobile Manor Inc. His phone number is (239) 543-1414, and his contact address is 150 Lantern Lane North Fort Myers, Florida 33917.

Thanks,

*Avy Smith*  
Regulatory Analyst  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

12/29/2009

Phone: (850) 413-6425

Fax: (850) 413-6426

---

**From:** Bart Fletcher  
**Sent:** Tuesday, December 29, 2009 9:11 AM  
**To:** Avy Smith  
**Cc:** Ralph Jaeger; Dorothy Menasco; Cheryl Bulecza-Banks  
**Subject:** FW: Docket No. 090170-WU, Application of Mobile Manor Water Company, Inc. for a SARC

Good afternoon, Avy.

I believe Mr. Tom Hawkins, current President of the Membership, would be the appropriate contact person. Please send Ralph and Dorothy his contact information.

Thanks, Bart.

---

**From:** Ralph Jaeger  
**Sent:** Tuesday, December 29, 2009 9:02 AM  
**To:** Bart Fletcher  
**Cc:** Dorothy Menasco  
**Subject:** FW: Docket No. 090170-WU, Application of Mobile Manor Water Company, Inc. for a SARC

We need to get a central contact person -- probably President of the 160 dues paying members. I'm sure the Mobile Manor, Inc., 150 Lantern Lane, N. Ft. Myers, Fl. 33917 will be the best address. Bart, do you have contact numbers, and/or names and addresses for the appropriate customers -- or can you get??

---

**From:** Dorothy Menasco  
**Sent:** Tuesday, December 29, 2009 8:54 AM  
**To:** Ralph Jaeger  
**Cc:** Hong Wang; Jennifer Brubaker; Ann Cole; Matilda Sanders; Marguerite McLean  
**Subject:** RE: Docket No. 090170-WU, Application of Mobile Manor Water Company, Inc. for a SARC

Good morning, Ralph.

I was out of the office yesterday. I have just reviewed DN 12209-09. Please advise if all of the residents who signed the protest should be included as interested persons, or parties of record. Also, they have included their names and partial addresses. We will need the city, state, and zip code, as well as any applicable e-mail addresses if they are to receive all notices for hearing, prehearing, proposed agency action orders, final orders, and notices of agenda conferences via e-mail. As soon as that information is provided, we will add them to the parties list for Docket 090170. Thank you for your help.

*Dorothy Menasco  
Chief Deputy Commission Clerk  
Florida Public Service Commission  
Office of Commission Clerk  
850-413-6770*

---

**From:** Marguerite McLean  
**Sent:** Monday, December 28, 2009 1:45 PM  
**To:** Ralph Jaeger  
**Cc:** Hong Wang; Dorothy Menasco; Jennifer Brubaker; Ann Cole; Matilda Sanders  
**Subject:** FW: Docket No. 090170-WU, Application of Mobile Manor Water Company, Inc. for a SARC

12/29/2009

Ralph,  
**GCL will be responsible for preparing an order to be issued retracting/vacating the consummating order issued on 12/23/09.**  
**We will remove the pages indicated below from the consumer correspondence section of the docket file and enter this document into the docket file for this petition to appeal to be processed.**  
**Marguerite.**

---

**From:** Ann Cole  
**Sent:** Monday, December 28, 2009 1:33 PM  
**To:** Ralph Jaeger; Hong Wang; Dorothy Menasco; Marguerite McLean  
**Cc:** Jennifer Brubaker  
**Subject:** RE: Docket No. 090170-WU, Application of Mobile Manor Water Company, Inc. for a SARC

Thanks, Ralph.

Marguerite, would you please follow-up on this email in Dorothy's absence? Thank you.

---

**From:** Ralph Jaeger  
**Sent:** Monday, December 28, 2009 1:03 PM  
**To:** Hong Wang; Dorothy Menasco; Ann Cole  
**Cc:** Jennifer Brubaker  
**Subject:** Docket No. 090170-WU, Application of Mobile Manor Water Company, Inc. for a SARC

In Document No. 09742-09, Consumer Correspondence, there was a protest filed (signed by approximately 169 customers) which protests the findings in Proposed Agency Action Order No. PSC-09-0790-PAA-WU. The document was stamped in as of December 21, 2009, which would make it a timely protest. However, a Consummating Order was issued on December 23, 2009 (partly because I was not here and the Protest did not appear on CMS). Because there has apparently been a timely protest, the Consummating Order should not have been issued. Therefore, I am requesting that Consummating Order No. PSC-09-0845-CO-WU be withdrawn or recalled (or vacated). Further, the protest now filed in Document No. 09742-09 (Consumer Correspondence) should be placed in CMS as a protest. The applicable portion of Document No. 09742-09 starts at page 8 (starts out addressed "To: Public Service Commission" and "From: Residents of Mobile Manor Subdivision (address included on signed petition)," and designated as pg. 1 at the bottom) of that document and going through page 25 of the document (page 25 is the FedEx receipt -- the protest has four numbered pages, Attachments A, B, & C, and an 8-page petition signed by the approximately 169 customers).

Please advise if you need anything further from me about the removal/withdrawal of the Consummating Order or if there is any question about what portion of the document should be placed in CMS.

**Ruth Nettles**

090170

**From:** Filings@psc.state.fl.us  
**Sent:** Wednesday, November 04, 2009 9:37 AM  
**To:** 'hawkclub@gmail.com'  
**Cc:** Dorothy Menasco; Ruth Nettles; Marguerite McLean  
**Subject:** FW: Docket Number 090170-WU Mobile Manor Water Company  
**Attachments:** Sandy Gilliland letter to PSC Docket .pdf

Dear Ms. Gilliland:

We are in receipt of your attached e-filing. However, this document is not eligible for electronic filing, and will need to be revised and resubmitted in order to be officially accepted for filing.

Please note that, per the Commission's e-filing requirements, documents are to include an official signature.

**Manner of Electronic Transmission:**

- Documents shall be signed by typing "s/" followed by the signatory:

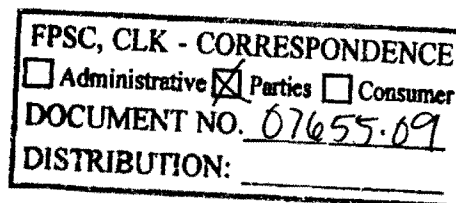
s/ First M. Last

A link to the Commission's e-filings requirements is included for your convenience:  
<http://www.psc.state.fl.us/dockets/e-filings/>

Please call our office if you have any questions.

Sincerely,

Ruth Nettles  
Office of Commission Clerk  
850-413-6770



**From:** Tom Hawkins [mailto:hawkclub@gmail.com]  
**Sent:** Wednesday, November 04, 2009 12:27 AM  
**To:** Filings@psc.state.fl.us; Avy Smith  
**Subject:** Docket Number 090170-WU Mobile Manor Water Company

I sent in communication several days ago and it has not appeared on the website based on the information passed out at Mobile Manor water company meeting.

I am resubmitting (attached) to make sure that this is reviewed by the commission at the November 10th meeting.

Sandy Gilliland  
112 Lantern Place  
North Fort Myers, FL33917

**Dorothy Menasco**

090170

**From:** Dorothy Menasco  
**Sent:** Tuesday, November 03, 2009 2:05 PM  
**To:** 'bvandall@bensonsinc.com'  
**Cc:** Ruth McHargue; Ann Cole; Diane Hood; Ralph Jaeger; Lynn Deamer; Avy Smith  
**Subject:** FW: Mobile Manor Water Company, Inc. - Docket # 090170-WU  
**Attachments:** Bensons letter to the PSC 10-31-09.pdf

FPSC, CLK - CORRESPONDENCE  
 \_\_\_Administrative\_\_\_  Parties \_\_\_Consumer\_\_\_  
 DOCUMENT NO. 07655-09  
 DISTRIBUTION: \_\_\_\_\_

Ms. Vandall:

This document will be placed in correspondence without further action.

The Commission accepts documents for filing by electronic transmission ("electronic filing" or "e-filing") provided the following requirements are met. Documents that fail to meet these requirements will not be accepted for electronic filing.

### Manner of Electronic Transmission

- Filings submitted by electronic transmission must be attached to an e-mail sent to [filings@psc.state.fl.us](mailto:filings@psc.state.fl.us). Documents sent to any other Commission e-mail address will not be considered filed.

A link to the Commission's electronic filing requirements is being included for your convenience.

<http://www.psc.state.fl.us/dockets/e-filings/>

Your filing will need to be revised and resubmitted to the appropriate e-mail address in order to be considered an official filing.

Please call our office if you have any questions regarding the filing process.

*Dorothy Menasco*  
*Chief Deputy Commission Clerk*  
*Florida Public Service Commission*  
*Office of Commission Clerk*  
 850-413-6770

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**From:** Ruth McHargue  
**Sent:** Tuesday, November 03, 2009 1:46 PM  
**To:** Dorothy Menasco; Ann Cole  
**Cc:** Diane Hood  
**Subject:** FW: Mobile Manor Water Company, Inc. - Docket # 090170-WU

This customer is requesting to speak to the Commission regarding docket 090170.  
 Ruth

---

**From:** Consumer Contact  
**Sent:** Monday, November 02, 2009 2:07 PM  
**To:** Ruth McHargue

11/3/2009

**Subject:** FW: Mobile Manor Water Company, Inc. - Docket # 090170-WU

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**From:** Bonita Vandall [mailto:bvandall@bensonsinc.com]  
**Sent:** Saturday, October 31, 2009 1:17 PM  
**To:** Consumer Contact  
**Subject:** Mobile Manor Water Company, Inc. - Docket # 090170-WU

This information will be presented to the Commission at their meeting on November 10<sup>th</sup>.

**Bonita D. Vandall**  
CAM, CFPM, CMCA, AMS, PCAM  
President/CEO

**ASSOCIA Benson's, Inc. AAMC**  
12650 Whitehall Drive  
Fort Myers, Florida 33907  
239-277-0718  
239-936-8310 (fax)

**ASSOCIA Benson's KT AAMC**  
3050 North Horseshoe Drive, Suite 275  
Naples, Florida 34104  
239-263-1577  
239-530-1338 (fax)  
[www.bensonsinc.com](http://www.bensonsinc.com)

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This communication does not reflect an intention by the sender or the sender's client or principal to conduct a transaction or make any agreement by electronic means. Nothing contained in this message or in any attachment shall satisfy the requirements for a writing, and nothing contained herein shall constitute a contract or electronic signature under the Electronic Signatures in Global and National Commerce Act, any version of the Uniform Electronic Transactions Act or any other statute governing electronic transactions.

# PARTIES

Ann Cole

090170-WU

**From:** Ralph Jaeger  
**Sent:** Monday, July 27, 2009 1:30 PM  
**To:** 'Bonitav@bensonsinc.com'  
**Cc:** Bart Fletcher; Avy Crawford; Ann Cole  
**Subject:** Escrow Agreement in Mobile Manor Water Company, Inc., D No. 090170-WU Interim Rates

Staff has noted at least two errors in the proposed Escrow Account Agreement (i.e., spelling of Mobile Manor, it is Mobile with an e, and Consentino should be Cosentino, without the first "n"). I will fax you a copy of staff's proposed changes and we request that these changes be made and the Escrow Account Agreement re-executed.

First, instead of calling it an "Addendum To" Escrow Account Agreement, staff requests that you delete "Addendum To", i.e., the heading will be:

## ESCROW ACCOUNT AGREEMENT

Second, staff requests PARAGRAPH 1 be changed such that there is an opening paragraph and a new paragraph 1 to read as follows:

THIS ESCROW ACCOUNT AGREEMENT is made by and between Sun Trust Bank, Southeast Florida (the "Bank"), the Florida Public Service Commission ("Commission"), and Mobile Manor Water Company, Inc. ("the Utility"), upon the following terms, conditions, and considerations:

### WITNESSETH

1. This account is established at the direction of the Commission for the purpose(s) set forth in the Order Approving Interim Rate Increase, Order No. PSC-09-0421-PCO-WU, issued June 15, 2009, in Docket No. 090170-WU (a copy is attached), that includes the primary purpose of protecting the customers of the Utility in the event that the final rates are less than those authorized as a result of the Order Approving Interim Rate Increase.

Paragraphs 2 through 7 shall remain unchanged, except in paragraph 4, Consentino shall drop the first "n" to read correctly as Cosentino

Finally, staff requests that the following paragraph be added as paragraph 8.:

8. The Utility shall indemnify and hold the Bank harmless from any claim, demand, or loss suffered by the Bank, and the cost thereof (including court costs and attorneys fees for negotiation, trial, and appeal).

And then add the sentence:

THIS ESCROW ACCOUNT AGREEMENT shall become effective and binding upon all parties upon the date that it becomes executed by all parties.

and then the signature lines as in the original agreement.

I note that Thomas Hawkins, President of Mobile Manor, signed the first agreement, and request that you have Mr. Hawkins re-execute the Escrow Agreement as set out above (I do not have Mr. Hawkins e-mail address). Again, I will also fax a copy of my proposed changes to the Utility

DOCUMENT NUMBER-DATE

07655 JUL 27 08

7/27/2009

FPSC-COMMISSION CLERK