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TIMOTHY DEVLIN, DIRECTOR
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Public Service Commission

October 28, 2009

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COMMISSION
CLERK

Mr. Martin Friedman
Rose, Sunstrom & Bentley, LLP
Sanlando Center
2180 W. State Road 434, Suite 2118
Longwood, FL 32779

Re: Docket No. 090392-WS - Application for increase in water and wastewater rates in Lake County by Utilities, Inc. of Pennbrooke

Dear Mr. Friedman:

We have reviewed the minimum filing requirements (MFRs) submitted on September 28, 2009, on behalf of Utilities, Inc. of Pennbrooke (Pennbrooke or Utility). After reviewing this information, we find the MFRs to be deficient. The specific deficiencies are identified below:

Rule 25-30.110, F.A.C., requires that each utility shall furnish any information the Commission requests or requires for determining rates of the utility and that the information be consistent with and reconcilable with the utility's annual report.

Schedule A-17, Schedule of Working Capital Allowance Calculation

1. 1/8th O&M Expense for wastewater does not match the balance recorded in the 2008 Annual Report.

Schedule A-18, Comparative Balance Sheet-Assets

2. Notes Receivable – Associated Costs For Prior Year Ending 12/31/2007 does not match the balance recorded in the 2008 Annual Report.

Schedule A-18, Comparative Balance Sheet-Equity Capital & Liabilities

3. Notes Receivable – Associated Costs For Prior Year Ending 12/31/2007 does not match the balance recorded in the 2008 Annual Report.

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Schedule B-1, Schedule of Water Net Operating Income

4. Operation Maintenance, Depreciation net of CIAC Amortization, Taxes Other Than Income, Provision for Income Taxes, Operating Expenses, and Net Operating Expenses for the Test Year Books for 2008 does not match the balance recorded in the 2008 Annual Report.

Schedule B-2, Schedule of Wastewater Net Operating Income

5. Operation Maintenance, Depreciation net of CIAC Amortization, Taxes Other Than Income, Provision for Income Taxes, Operating Expenses, and Net Operating Expenses for the Test Year Books for 2008 does not match the balance recorded in the 2008 Annual Report.

Schedule B-5, Detail of Operation & Maintenance Expense by Month-Water

6. Operation and Maintenance expense account total for the Test Year Books for 2008 does not match the balance recorded in the 2008 Annual Report.

Schedule B-6, Detail of Operation & Maintenance Expense by Month-Wastewater

7. Operation and Maintenance expense account total for the Test Year Books for 2008 does not match the balance recorded in the 2008 Annual Report.

Schedule B-9, Contractual Services

8. Contractual Services total for the Test Year Books for 2008 does not match the balance recorded in the 2008 Annual Report.

Schedule B-13, Net Depreciation Expense-Water

9. The total Depreciation Expense for the Test Year Books for 2008 does not match the balance recorded in the 2008 Annual Report.

Schedule B-14, Net Depreciation Expense- Wastewater

10. Total Depreciation Expense for the Test Year Books for 2008 does not match the balance recorded in the 2008 Annual Report.

Schedule B-15, Taxes Other Than Income (Final Rates)

11. Water and Wastewater Taxes Other Than Income total test year per books for 2008 does not match the balance recorded in the 2008 Annual Report.

Schedule D-2, Reconciliation of Capital Structure to Requested Rate Base

12. The Accumulated Deferred Income Tax for Prior Year 12/31/07 and Test Year 12/31/08 does not match the balance recorded in the 2008 Annual Report.

Schedule E-3, Customer Monthly Billing Schedule

13. Water and Wastewater total customers per books for 2008 does not match the total customers recorded on W-9 and S-9 of the 2008 Annual Report. Also, for Water the total number of meters listed on W-13 is inconsistent with the number of water customers.

Schedule E-2, Revenue Schedule at Present and Proposed Rates

14. A recalculation of the total revenues at proposed rates as shown page 1, column (10), line 44 does not equal the total revenues shown of \$620,942.
15. The total number of gallons sold per usage block shown on page 1, column (4), lines 10 and 11 does not match the corresponding consolidated factor figures for each usage block on pages 1 and 2, column (7) of Schedule E-14.
16. The total number of gallons sold per usage block shown on page 1, column (4), lines 30 and 31 does not match the corresponding consolidated factor figures for each usage block on pages 6 and 7, column (7) of Schedule E-14.
17. The number of billable (capped) residential wastewater gallons sold shown on page 2, column (4) does not match the corresponding capped consolidated factor figure for residential wastewater usage on page 12, column (7) of Schedule E-14.

Schedule F-1, Gallons of Water Sold, Pumped and Unaccounted For in Thousands of Gallons

18. The number of gallons of water sold in column (3) does not match the corresponding total number of gallons sold shown on page 1; column (4) of Schedule E-2 does not match the amount recorded in the 2008 Annual Report.

Schedule F-1, Equivalent Residential Connections – Water

19. The Total SFR Bills for Beginning and Ending in 2008 does not match the amount recorded in the 2008 Annual Report.
20. The number of total gallons sold reported on Schedule E-2 does not match the total number of gallons sold reported by the Utility in its 2008 Annual Report.
21. The total test year revenues for the water system reported on page 1 of Schedule E-2 does not match the total water revenues reported by the Utility in its 2008 Annual Report.
22. The total test year revenues for the wastewater system reported on page 2 of Schedule E-2 does not match the total wastewater revenues reported by the Utility in its 2008 Annual Report.
23. There are no flat rate residential customers indicated on page 2 of Schedule E-2. However, there are flat rate revenues for residential customers reported by the Utility in its 2008 Annual Report.

If any above corrections require a corresponding change to any MFR schedules, those corrected schedules must also be submitted. Your petition will not be deemed filed until the deficiencies identified in this letter have been corrected. These corrections should be submitted no later than November 27, 2009.

Sincerely,


Timothy Devlin
Director

TD:jd

cc: Division of Economic Regulation (Willis, Bulecza-Banks, Daniel, Reiger, Fletcher)
Office of the General Counsel (Hartman)
Office of Commission Clerk