

**Ruth Nettles**

090182-SU

**From:** Trina Collins [TCollins@RSBattorneys.com]  
**Sent:** Monday, November 30, 2009 3:22 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** donald.clayton@tangibl.com; Bart Fletcher; Curt Mouring; ewallace@niamerica.com; Martin Friedman; Christian W. Marcelli; Trina Collins  
**Subject:** Filing in Docket No. 090182-SU; Ni Florida, LLC's Application for Increase in Wastewater Rates in Pasco County, Florida  
**Importance:** High  
**Attachments:** PSC Clerk 12 (Notice of Customer Meeting).ltr.11-30-2009(3).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  
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Email: [mfriedman@rsbattorneys.com](mailto:mfriedman@rsbattorneys.com)  
[cmarcelli@rsbattorneys.com](mailto:cmarcelli@rsbattorneys.com)
- b. Docket No.: 090182-SU; Ni Florida, LLC's Application for Increase in Wastewater Rates in Pasco County, Florida - Filing the Notice of Filing of the Affidavit of Mailing and the Affidavit of Mailing evidencing that the Notice of Customer Meeting has been mailed to the customers of Ni Florida, LLC.
- c. Ni Florida, LLC
- d. 5 Pages.
- e. Letter to Commission Clerk - 1 page; Notice of Filing - 1 page; Affidavit of Mailing - 1 page; and Notice of Customer Meeting - 2 pages.

DOCUMENT NUMBER-DATE

11632 NOV 30 8

FPSC-COMMISSION CLERK

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TALLAHASSEE, FLORIDA 32301

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REPLY TO CENTRAL FLORIDA OFFICE

November 30, 2009

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.  
BRIDGET M. GRIMSLEY  
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. 090182-SU; Ni Florida, LLC's Application for Increase in Wastewater Rates in Pasco County, Florida  
Our File No.: 43053.03

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 attached Notice of Customer Meeting has been mailed to the customers of Ni Florida, LLC.

Should you or 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: Mr. Donald Clayton (w/enclosures) (via e-mail)  
Mr. Bart Fletcher, Division of Economic Regulation (w/enclosures) (via e-mail)  
Mr. Curt Mouring, Division of Economic Regulation (w/enclosures) (via e-mail)  
Ed Wallace, President (w/enclosures) (via e-mail)

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DOCUMENT NUMBER-DATE

11632 NOV 30 8

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of  
NI FLORIDA, LLC  
for an increase in wastewater  
rates in Pasco County, Florida

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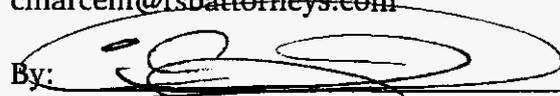
DOCKET NO. 090182-SU

NOTICE OF FILING

Applicant, NI FLORIDA, LLC, 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 Customer Meeting has been mailed to the customers of Ni Florida, LLC.

Respectfully submitted on this 30<sup>th</sup> day  
of November, 2009, by:

ROSE, SUNDSTROM & BENTLEY, LLP  
2180 W. State Road 434  
Suite 2118  
Longwood, Florida 32779  
Telephone: (407) 830-6331  
Facsimile: (407) 830-8522  
cmarcelli@rsbattorneys.com

By: 

CHRISTIAN W. MARCELLI  
For the Firm

AFFIDAVIT OF MAILING

STATE OF Florida

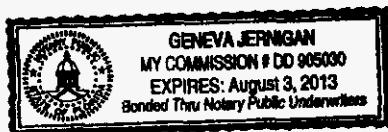
COUNTY OF Pasco

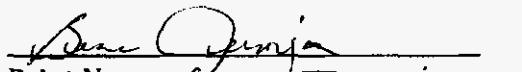
Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared DAVID M. DILENA, who, after being duly sworn on oath, did depose on oath and say that he is the Representative of Ni Florida, LLC, and that on November 24, 2009, he did send by regular U.S. Mail, a copy of the Notice of Customer Meeting, attached hereto, to all customers of the utility.

FURTHER AFFIANT SAYETH NAUGHT.

  
Print Name: DAVID M. DILENA  
Print Title: CEO

Sworn to and subscribed before me this 24<sup>th</sup> day of November, 2009, by David Dilena who is personally known to me or has produced \_\_\_\_\_ as identification.



  
Print Name: Geneva Jernigan  
NOTARY PUBLIC  
My Commission Expires: 8/3/2013

**BEFORE THE PUBLIC SERVICE COMMISSION**

**NOTICE OF CUSTOMER MEETING**

**TO THE CUSTOMERS OF  
NI FLORIDA, LLC  
AND  
ALL OTHER INTERESTED PERSONS**

**Re: Docket No. 090182-SU; Application For Increase In Wastewater Rates In Pasco County By Ni Florida, LLC**

NOTICE is hereby given that the Staff of the Florida Public Service Commission will conduct a customer meeting to discuss Ni Florida LLC's Application for a rate increase. The meeting will be held at the following time and place:

**6:00 p.m., Wednesday, December 16, 2009  
West Pasco Government Center  
7530 Little Road  
New Port Richey, FL 34654**

All persons who wish to comment are urged to be present at the beginning of the meeting, since the meeting may be adjourned early if no customers are present. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. The meeting will begin as scheduled and will continue until all of the customers have been heard.

The purpose of this meeting is to give customers and other interested persons an opportunity to offer comments to Commission Staff regarding the quality of service the Utility provides and to ask questions, and comment on the rates included in this Notice as well as other issues. Commission Staff will be available to address and coordinate customers' comments and to assist members of the public. A representative from the Utility may also be in attendance. At the beginning of the meeting, procedures will be established for the order of comments. Commission Staff will have sign-up sheets, and customers will be called in the order that they sign up to speak.

Pursuant to provisions of the Americans With Disabilities Act, any person requiring special accommodations to participate in this meeting because of a physical impairment should call the Office of Commission Clerk at (850) 413-6770 at least 48 hours prior to the meeting. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD) or 1-800-955-8770 (Voice).

### **Emergency Cancellation of Customer Meeting**

If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found at the bottom of the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at 850-413-6199.

### **How to Contact the Commission**

Any person who wishes to comment or provide information to Commission Staff may do so at the meetings, either orally or in writing. Other written comments regarding the Utility and the proposed rates, or requests to be placed on the mailing list for this case, may be directed to this address:

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

All correspondence should refer to "Docket No. 090182-SU, Ni Florida, LLC". Your letter will be placed in the correspondence file of this docket. You may also submit comments through the Florida Public Service Commission's toll-free facsimile line at 1-800-511-0809.

If you wish to contact the Florida Public Service Commission regarding complaints about service, you may call the Commission's Division of Regulatory Compliance and Consumer Assistance at the following toll-free number 1-800-342-3552. You may also submit a complaint through the Commission's website at:

<http://www.floridapsc.com/consumers/complaints/index.aspx>.

This notice was prepared by the Utility and approved by Commission Staff for distribution by the Utility to its customers.