

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: March 10, 2010
TO: Ruth V. Nettles, Commission Deputy Clerk II, Office of Commission Clerk
FROM: Terry K. Holdnak, Commission Deputy Clerk II, Office of the General Counsel *JA*
RE: Docket No. 090170-WU, Customer Letter #1 dated March 9, 2010

Per our telephone conversation on 3/10/10, attached is the correct version of the letter that Ralph Jaeger, Senior Attorney, wants filed in the docket file to replace the current PDF file. Ralph advised me that the correct copy was mailed to all of the 111 names on the distribution list #1 attached to the letter so he doesn't want to file an amended letter. I erroneously sent an incorrect copy of the letter down to the Clerk on 3/9/10 to be filed in the docket file. He'd like the attached letter to replace the one that was filed.

Thank you for your help & please let me know if you have any questions or if there is anything else I need to do.

RECEIVED-FPSC
10 MAR 11 AM 10:58
COMMISSION
CLERK

DOCUMENT NUMBER-DATE

01665 MAR 11 9

FPSC-COMMISSION CLERK

Terry Holdnak

From: Ralph Jaeger
Sent: Wednesday, March 10, 2010 12:57 PM
To: Terry Holdnak
Subject: FW: New filing in Docket No. 090170-WU (Mobile Manor Water Company, Inc.)

Terry, the letter to the 160 protestors actually broke in two different places. The first few letters had one shorter line on the first page (with that line being on the next page). What we have done here is mix the first page of the earlier letters, with the last page of almost all the other letters (therefore, the last line on the first page is repeated as the first line on the 2d page. We should probably correct, and match the first and 2d page so it reads correctly.

From: Filings Clerk
Sent: Wednesday, March 10, 2010 11:55 AM
To: Sonica Bruce; Cheryl Bulecza-Banks; Lynn Deamer; Bart Fletcher; Shannon Hudson; Ralph Jaeger; Robert Simpson; Avy Smith
Subject: New filing in Docket No. 090170-WU (Mobile Manor Water Company, Inc.)

DOCKET TITLE = Application for staff-assisted rate case in Lee County by Mobile Manor Water Company, Inc.
UTILITY NAME = Mobile Manor Water Company, Inc.

DOCUMENT DESCRIPTION = GCL/Jaeger - Copy of letter dated 3/9/10 to resident of Mobile Manor Subdivision advising Commission received a petition signed by over 160 customers protesting PAA Order; requesting advice by 3/29/10 on intent to pursue objection and request formal hearing.

DOCUMENT PATH =
<file:///L:\PSC\LIBRARY\FILINGS\10\01607-10>

Document ID = 01607-10
Document Filed 03-09-10

The filing described above is now available in PDF format.

To access it, click on the DOCUMENT PATH link. This will pop up a Windows Explorer window. You will see the PDF (Adobe Acrobat) version; you will also see other versions if they exist. Double-click on the preferred version and the document will open.

If you need to cut/paste/search in the document and find you can't, try later when the reformatted version is available. (For more information, see PDF Tips on the How To menu.)

This is an automatically generated e-mail; no response/reply is necessary.

3/10/2010

DOCUMENT NUMBER DATE
01665 MAR 11 2
FPSC-COMMISSION CLERK

STATE OF FLORIDA

COMMISSIONERS:
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BEN A. "STEVE" STEVENS III



OFFICE OF THE GENERAL COUNSEL
S. CURTIS KISER
GENERAL COUNSEL
(850) 413-6199

Public Service Commission

March 9, 2010

Resident
Mobile Manor Subdivision
N Fort Myers, FL 33917

Re: Docket No. 090170-WU, Application for staff-assisted rate case in Lee County by Mobile Manor Water Company, Inc.

Dear:

As you know, the Commission issued its Proposed Agency Action Order No. PSC-09-0790-PAA-WU (PAA Order) on November 30, 2009. In that PAA Order, the Commission proposed to approve a 4.61 percent increase in annual revenues for Mobile Manor Water Company, Inc. (Mobile Manor or Utility). However, before that PAA Order could become final, the Commission received a petition signed by over 160 customers (including yourself) protesting that the increase was not sufficient, raising four issues on the appropriate expenses of the Utility, and requesting an evidentiary proceeding. You have several options with regard to your level of participation in this matter.

Before acting on your letter, the Commission must know your intent regarding your signing of the petition referenced above. If you choose to pursue this protest as a party, you will have certain rights and responsibilities to put on your case, including filing written testimony, participating in motion practice and formal discovery, filing a prehearing statement, attending a Prehearing Conference to be held in Tallahassee, Florida, putting on witnesses and cross-examining Utility and other witnesses at the hearing, and filing a post-hearing brief. All of these activities will have due dates that will be required to be met by all parties to this proceeding. Although utility customers may represent themselves at formal hearings before the Florida Public Service Commission, it may be preferable to hire counsel or a qualified representative to represent you or the other customers.

If you do not wish to pursue a formal hearing, or if you do not wish to participate as a party, your concerns will remain available for review and informational purposes. As a customer, you will be entitled to speak regarding your concerns if a hearing is held.

In any event, the Commission must know whether you wish to participate as a party in the current proceeding. One customer has indicated that he does intend to participate as a party. However, because he is not an attorney, he must demonstrate that he can act as a qualified representative before he would be allowed to represent the other customers. That being said,

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please advise the Commission by letter whether you do or do not wish to participate in this proceeding as a party with the above-noted commiserate duties. If a letter requesting that you be made a formal party is not received by **Monday, March 29, 2010**, you will be noted as participating informally as described above.

If you have any questions regarding your participation, the formal proceeding for an evidentiary hearing, or the information contained herein, or if I can be of any further assistance, please do not hesitate to contact me at (850) 413-6234 or rjaeger@PSC.State.FL.US.

Sincerely,



Ralph R. Jaeger, Esq.
Senior Attorney
Office of the General Counsel

RRJ/th

cc: Tom Hawkins
Division of Economic Regulation (Fletcher, A. Smith, S. Bruce, R. Simpson)
Mobile Manor Water Company, Inc. (Ms. Bonita Vandal)
Office of Commission Clerk

Roger and Sue Gaskill
124 Torch Lane
N. Fort Myers, FL 33917

Carl and Mary Thom
129 Torch Lane
N. Fort Myers, FL 33917

Robert and Barbara O'Keefe
128 Torch Lane
N. Fort Myers, FL 33917

Fred and Theresa Mattison
129 Lantern Lane
N. Fort Myers, FL 33917

Leonard Wietrzykowski
119 Torch Lane
N. Fort Myers, FL 33917

Lillian Flanders
199 Torch Lane
N. Fort Myers, FL 33917

Danny and Sandra Richardson
119 Lantern Place
N. Fort Myers, FL 33917

Vincent Karppinen
116 Lantern Place
N. Fort Myers, FL 33917

Rene and Phyliss Confalome
108 Lantern Place
N. Fort Myers, FL 33917

Kitty Bexter
121 Lantern Lane
N. Fort Myers, FL 33917

Kitty Bexter
102 Torch Lane
N. Fort Myers, FL 33917

Bob and Carol Fontaine
117 Torch Terrace
N. Fort Myers, FL 33917

Christine Viantis
111 Lantern Place
N. Fort Myers, FL 33917

Patrick Hogan
116 Torch Lane
N. Fort Myers, FL 33917

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Dave and Betty St. Andrews
123 Lantern Place
N. Fort Myers, FL 33917

Vito and Paula DeFrancesca
112 Torch Lane
N. Fort Myers, FL 33917

Stanley C. and C. Louise Smith
258 Fireball Lane
N. Fort Myers, FL 33917

William and Linda Wotherspoon
104 Coachlight Avenue
N. Fort Myers, FL 33917

Henry E. Paris
135 Amber Avenue
N. Fort Myers, FL 33917

Kenneth and Mary Ward
353 Lantern Lane
N. Fort Myers, FL 33917

Betty Durham
123 Amber Avenue
N. Fort Myers, FL 33917

Richard and Judy Griffith
101 Amber Avenue
N. Fort Myers, FL 33917

Robert E. and Marlene Cline
176 Fireball Lane
N. Fort Myers, FL 33917

Norman Prater
365 Lantern Lane
N. Fort Myers, FL 33917

Donald and Martha Shafer
349 Lantern Lane
N. Fort Myers, FL 33917

Mary Babcock
168 Fireball Lane
N. Fort Myers, FL 33917

James and Vivian Keadle
200 Fireball Lane
N. Fort Myers, FL 33917

Joseph Valenza
235 Lantern Lane
N. Fort Myers, FL 33917

Richard and Rachel Greidanus
281 Fireball Lane
N. Fort Myers, FL 33917

Lona J. Kinder
138 Lantern Lane
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June N. Jakobsen
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Joseph E. and Del Finkle
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N. Fort Myers, FL 33917

Harold Kinder
138 Lantern Lane
N. Fort Myers, FL 33917

Monta Shelton
138 Lantern Lane
N. Fort Myers, FL 33917

Mary L. Clifford
154 Flame Lane
N. Fort Myers, FL 33917

Daniel J. McNamee
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Paul E. Gentry
114 Flame Lane
N. Fort Myers, FL 33917

Suzanne Buehner
216 Flame Lane
N. Fort Myers, FL 33917

Robert B. and Velma M. Martini
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James K. and Charlene M. Wash
268 Flame Lane
N. Fort Myers, FL 33917

David and Nancy Ferland
272 Flame Lane
N. Fort Myers, FL 33917

Darrell Grogan
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N. Fort Myers, FL 33917

Mary Alice Wadsworth
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Everett Lawson
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