

Ruth Nettles

090381-SU

From: Trina Collins [TCollins@RSBattorneys.com]
Sent: Wednesday, March 24, 2010 2:45 PM
To: Filings@psc.state.fl.us
Cc: smlubertozzi@uiwater.com; keweeks@uiwater.com; rjdurham@uiwater.com; pcflynn@uiwater.com; Bart Fletcher; Martin Friedman; Christian W. Marcelli; Trina Collins
Subject: Filing in Docket No. 090381-SU; Application for Increase in Wastewater Rates in Seminole County by Utilities, Inc. of Longwood
Importance: High
Attachments: Klancke (Office of General Counsel) 01.ltr.03-24-2010(4).pdf

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- b. Docket No. 090381-SU; Application of Utilities, Inc. of Longwood for an Increase in Wastewater Rates in Seminole County, Florida - Filing a letter in response to Caroline Klancke, Esquire, Office of General Counsel's March 11, 2010 correspondence regarding Utilities, Inc. of Longwood collecting NSF check charges.
- c. Utilities, Inc. of Longwood
- d. 1 Page.
- e. Letter to Caroline Klancke, Esquire, Office of General Counsel - 1 page.

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REPLY TO CENTRAL FLORIDA OFFICE

March 24, 2010

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Caroline Klancke, Esquire
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Re: Docket No. 090381-SU; Application for Increase in Wastewater Rates in Seminole County by Utilities, Inc. of Longwood
Our File No.: 30057.176

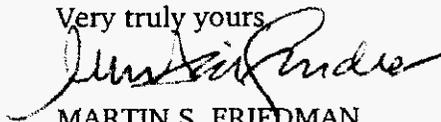
Dear Ms. Klancke:

This letter is in response to your March 11, 2010 correspondence regarding Utilities, Inc. of Longwood ("Utility") collecting NSF check charges. Please be advised that the Utility ceased collecting NSF check charges last October when the Commission Staff advised one of its sister companies that NSF check charges could not be collected without a tariff provision providing such.

This Utility like many other utility's in Florida, believed that they had the authority to impose NSF check charges since Florida law allowed such charges for all businesses. As soon as the Utility learned that the Commission Staff took a contrary position (even before being ruled upon by the Commission). The Utility, as a show of good faith, ceased collecting NSF check charges. It is only with the decision very recently in the Ni Florida rate case that the Commission has definitively ruled that water and wastewater utilities must have tariff provisions in order to charge NSF charges which are otherwise provided for by law.

Should you have any additional questions regarding the Utility's collection of NSF charges, please do not hesitate to contact me.

Very truly yours,


MARTIN S. FRIEDMAN
For the Firm

MSF/tlc

cc: Ann Cole, Commission Clerk, Office of Commission Clerk (via e-filing)
Steve M. Lubertozzi, Executive Director of Regulatory Acctg and Affairs (via e-mail)
Kirsten E. Weeks, Manager of Regulatory Accounting (via e-mail)
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