

**Dorothy Menasco**

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**From:** Trina Collins [TCollins@RSBattorneys.com]  
**Sent:** Thursday, April 22, 2010 4:47 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** ewart@niamerica.com; BWilkinson@niamerica.com; donald.clayton@tangibl.com; Curt Mouring; 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 25 (AOM Customer Notice of Final Rate Increase).ltr.pdf

- a. Martin S. Friedman, Esq.  
Christian W. Marcelli, Esq.  
Rose, Sundstrom & Bentley, LLP  
Sanlando Center  
2180 W. State Road 434, Suite 2118  
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[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 Customer Notice of Final Rate Increase has been sent to the customers of Ni Florida, LLC.
- c. Ni Florida, LLC
- d. 6 Pages.
- e. Letter to Commission Clerk – 1 page; Notice of Filing – 1 page; Affidavit of Mailing – 1 page; Customer Notice – 1 page; Schedule of Approved Wastewater Rates – 1 page; and Miscellaneous Service Charges – 1 page.

4/23/2010

DOCUMENT NUMBER-DATE

03211 APR 22 09

FPSC-COMMISSION CLERK

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REPLY TO CENTRAL FLORIDA OFFICE

April 22, 2010

E-FILING

CENTRAL FLORIDA OFFICE  
SANLANDO CENTER  
2180 W. STATE ROAD 434, SUITE 2118  
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MARTIN S. FRIEDMAN, P.A.  
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Ann Cole, Commission Clerk  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

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 Customer Notice of Final Rate Increase has been sent to the customers of Ni Florida, LLC.

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

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 Customer Notice of Final Rate Increase has been sent to the customers of Ni Florida, LLC.

Respectfully submitted on this 22<sup>nd</sup> day  
of April, 2010, by:

ROSE, SUNDBSTROM & 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

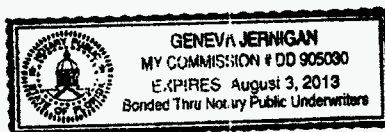
Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared JANE NEWCOMB, who, after being duly sworn on oath, did depose on oath and say that he/she is the representative of Ni Florida, LLC, and that on April 22, 2010, he/she did send by regular U.S. Mail, a copy of the Customer Notice, attached hereto, to all customers of the utility.

FURTHER AFFIANT SAYETH NAUGHT.

Jane M. Newcomb  
Print Name: JANE M. NEWCOMB  
Print Title: ACCOUNTS RECEIVABLE

Sworn to and subscribed before me this 22<sup>nd</sup> day of April, 2010, by JANE NEWCOMB who is personally known to me or has produced \_\_\_\_\_ as identification.

Geneva Jernigan  
Print Name:  
NOTARY PUBLIC  
My Commission Expires:



NI FLORIDA

CUSTOMER NOTICE

ISSUED: APRIL 22, 2010

On July 21, 2009, Ni Florida, LLC (the "Utility"), completed its application to the Florida Public Service Commission (the "Commission") for increased wastewater service rates, in which it requested a permanent revenue increase for its wastewater system in Pasco County of \$402,969, or 27.4%.

By Proposed Agency Action Order No. PSC-10-0168-PAA-SU ("PAA Order"), issued March 23, 2010, the Commission approved a rate increase of 19.86% for wastewater service. In addition, the Commission approved revised miscellaneous service charges and non-sufficient funds charges for when a customer pays his or her bill by check and that check is not honored by the customer's banking institution ("NSF Charges"). These rates and charges were designed to allow the Utility the opportunity to recover its reasonable and prudent costs for providing service, and a reasonable rate of return on its investment in facilities necessary to provide such wastewater service. The PAA Order was not protested within the protest period, and became final by Order No. PSC-10-0237-CO-SU, issued April 16, 2010.

The increased rates and charges are effective for service on or after April 27, 2010.

The rates prior to filing, the Commission-approved wastewater rates, and approved revised miscellaneous service charges and NSF Charges are attached to this customer notice.

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

If you have any questions about your bill, please contact the Utility at 877-233-0101.

Sincerely,

Ni Florida, LLC

**NI FLORIDA LLC**

**Schedule of Approved Wastewater Rates**

	<b>Rates Prior to Filing</b>	<b>Comm. Approved Interim</b>	<b>Utility Requested Final</b>	<b>Commission Approved Final</b>
<b>Residential</b>				
Base Facility Charge - All Meter Sizes:	\$15.72	\$19.45	\$19.89	\$18.91
Consumption Charge - Per 1,000 gallons (10,000 gallon cap)	\$5.17	\$6.41	\$6.54	\$6.22
<b>General/Multi-Residential Service</b>				
Base Facility Charge by Meter Size:				
5/8" x 3/4"	\$15.72	\$19.45	\$19.89	\$18.91
Full 3/4"	\$23.56	\$29.14	\$29.80	\$28.35
1"	\$39.26	\$48.58	\$49.67	\$47.24
1-1/2"	\$78.51	\$97.13	\$99.32	\$94.46
2"	\$125.63	\$155.42	\$158.92	\$151.16
3"	\$251.25	\$310.85	\$317.84	\$302.30
4"	\$392.56	\$485.67	\$496.61	\$472.32
6"	\$785.16	\$971.38	\$993.26	\$944.69
8"	\$1,256.24	\$1,554.18	\$1,589.20	\$1,511.49
10"	\$1,805.86	\$2,234.17	\$2,284.49	\$2,172.79
General Service- Consumption Charge - per 1,000 Gallons	\$6.17	\$7.66	\$7.81	\$7.42
Bulk Flow Meter Service- Consumption Charge - per 1,000 Gallons	\$6.45	\$8.00	\$8.16	\$7.76

NI FLORIDA, LLC

MISCELLANEOUS SERVICE CHARGES

	<u>Current Charges</u>		<u>Commission Approved</u>	
	<u>Normal Hrs</u>	<u>After Hrs</u>	<u>Normal Hrs</u>	<u>After Hrs</u>
Initial Connection	\$15	\$15	\$27	\$40
Normal Reconnection	\$15	\$15	\$27	\$40
Violation Reconnection	Actual Cost	Actual Cost	Actual Cost	Actual Cost
Premises Visit	\$10	\$10	\$18	\$27
Late Fee	NA	NA	\$5	\$5

NSF CHECK CHARGES

The Commission has also approved NSF Check charges that may be levied pursuant to Section 68.065 and Section 832.08(5), Florida Statutes, when a customer pays by check and that check is dishonored by the customer's banking institution. The Company will charge the amount set by Section 68.065 and Section 832.08(5), Florida Statutes, as may be amended. As currently set forth in Section 832.08(5), the following fees may be assessed:

- 1) \$25, if the face value does not exceed \$50,
- 2) \$30, if the face value exceeds \$50 but does not exceed \$300,
- 3) \$40, if the face value exceeds \$300,
- 4) or five percent (5%) of the face amount of the check, whichever is greater.