

**Diamond Williams**

100318-WS

**From:** Matherne, Angela [amatherne@ngn-tally.com]  
**Sent:** Wednesday, November 03, 2010 3:46 PM  
**To:** Filings@psc.state.fl.us  
**Subject:** Docket No. 100318-WS  
**Attachments:** Request for Oral Argument.doc; Aquarina motion for reconsideration.doc

Below is the required information for the attached e-filing with the Florida Public Service Commission:

- a. The full name, address, telephone number, and e-mail address of the person responsible for the electronic filing:

Brian P. Armstrong, Esq.  
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- b. The docket number and title if filed in an existing docket:

Title:  
 In Re: Petition for Order to Show Cause Against Service Management Systems, Inc. in Brevard County for Failure to Properly Operate and Manage Water and Wastewater System

Docket No. 100318-WS

- c. The name of the party on whose behalf the document is filed:

*Aquarina Utility Association, Inc. – Petitioner*

- d. The total number of pages in each attached document:

Aquarina Utility Association, Inc.'s Motion for Reconsideration of Order No. PSC-10-0624-FOF-WS – 16 pages

Aquarina Utility Association, Inc.'s Request for Oral Argument – 3 pages

- e. A brief but complete description of each attached document:

1. Aquarina Utility Association, Inc.'s Motion for Reconsideration of Order No. PSC-10-0624-FOF-WS
2. Aquarina Utility Association, Inc.'s Request for Oral Argument

**Angela Matherne**  
**Legal Assistant to Brian P. Armstrong, Esq.**

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11/3/2010

DOCUMENT NUMBER-DATE  
 09158 NOV-3 2010  
 FPSC-COMMISSION CLERK

Tallahassee, Florida 32308  
(850) 224-4070 Tel.  
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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

IN RE: PETITION FOR ORDER TO SHOW  
CAUSE AGAINST SERVICE MANAGEMENT  
SYSTEMS, INC. IN BREVARD COUNTY FOR  
FAILURE TO PROPERLY OPERATE AND  
MANAGE WATER AND WASTEWATER  
SYSTEM.

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Docket No: 100318-WS

Filed: November 3, 2010

**AQUARINA UTILITY ASSOCIATION, INC.'S  
REQUEST FOR ORAL ARGUMENT**

AQUARINA UTILITY ASSOCIATION, INC., (“Customers”), pursuant to Rule 25-22.060, Florida Administrative Code, has concurrently filed a Motion for Reconsideration of Commission Order No. PSC-10-0624-FOF-WS, and pursuant to Rule 25-22.022, Florida Administrative Code, hereby requests the opportunity to present oral argument to the full Commission in support of the Customers’ Motion for Reconsideration, and as grounds therefore, says:

1. On October 19, 2010, the Commission issued Order No. PSC-10-0624-FOF-WS (“Order”), in the above-named docket. On November 2, 2010, the Customer filed with this Commission a Motion for Reconsideration concerning the Order.

2. The Customers believe that oral argument on the matters raised in the above-named pleadings will assist the Commission in its deliberations by providing a more complete presentation of the relevant facts and authorities as they bear on the matters at issue. Oral argument would also provide the Commission with the opportunity to request clarification, as necessary.

WHEREFORE, the Customers respectfully request that the Commission schedule oral argument before the full Commission on the Customers’ Motion for Reconsideration of

09158 NOV-3 2010

FPSC-COMMISSION CLERK

Order No. PSC-10-0624-FOF-WS.

Respectfully submitted,

s/ Brian P. Armstrong

Brian P. Armstrong, Esq.

Florida Bar No. 888575

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ATTORNEY FOR AQUARINA UTILITY  
ASSOCIATION, INC.

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing was provided by

U.S. Mail this 3rd day of November, 2010, to:

Dennis Basile, Receiver  
Service Management Systems, Inc.  
826 Creel Street  
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s/ Brian P. Armstrong  
Brian P. Armstrong, Esq