

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: May 4, 2011
TO: Ann Cole, Commission Clerk, Office of Commission Clerk
FROM: Melissa C. Jones-Alexis, Regulatory Analyst II, Division of Economic Regulation *MCA*
RE: Docket No. 100330-WS - Application for increase in water/wastewater rates in Alachua, Brevard, DeSoto, Hardee, Highlands, Lake, Lee, Marion, Orange, Palm Beach, Pasco, Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc.

Please add the following e-mail and attachment dated August 9, 2010, from Phyllis Davis for Charlie Beck and Steve Reilly of the Office of Public Counsel (OPC) to the above-referenced docket. The attachment is a memo stating OPC's position concerning the Utility's provision of used and useful (U&U) schedules in section F of the MFRs for those systems determined to be or stipulated to be 100 percent U&U. Thank you.

cc: ECR (Willis, Bulecza-Banks, Maurey, Daniel)
GCL (Jaeger, Klancke)

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03095 MAY -4 =
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Patti Daniel

From: Patti Daniel
Sent: Monday, August 09, 2010 4:01 PM
To: Marshall Willis; Cheryl Bulecza-Banks; Connie Kummer; Andrew Maurey; Bart Fletcher; Stan Rieger; Tom Walden; Robert Simpson; Jay Williams
Subject: FW: DOCKET NO. 100330-WS U&U SCHEDULES
Attachments: DOCKET NO. 100330-WS U&U Schedules.docx

From: DAVIS.PHYLLIS [mailto:DAVIS.PHYLLIS@leg.state.fl.us]
Sent: Monday, August 09, 2010 3:27 PM
To: Patti Daniel; 'jcrowford@psc.state.fl.us'; 'bruce.may@hklaw.com'; 'rlloyd1@aol.com'
Cc: Charles Beck; REILLY.STEVE
Subject: DOCKET NO. 100330-WS U&U SCHEDULES

Please see attached memo from Charlie Beck and Steve Reilly.

Thanks.

Phyllis Davis
Assistant to Stephen C. Reilly

4/22/2011

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03095 MAY-4 =
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OPC POSITION CONCERNING U&U SCHEDULES

OPC agrees that Aqua can forego providing U&U Schedules in the "F" Section of the MFR's for the systems that OPC determined, in the last case, were 100% U&U or disagreed that the systems were 100% U&U, but nevertheless stipulated the systems to be 100% U&U. U&U schedules should be provided for all systems that OPC determined, in the last rate case, to be less than 100% U&U, and was not stipulated to be 100% U&U, even if the Commission ultimately ruled that the system should be considered 100% U&U.

This agreement only applies to Aqua's furnishing U&U Schedules in the "F" Section of its MFR's, and does not otherwise bar OPC from potentially seeking discovery or recommending a U&U adjustment for a system that might have been stipulated to be 100% U&U in the last rate case. For instance, capital improvements to a system previously stipulated to be 100% U&U might be significantly less U&U if those improvements increase the capacity of the plant.