

Diamond Williams

From: Trina Collins [TCollins@RSBattorneys.com]
Sent: Tuesday, July 19, 2011 11:35 AM
To: Filings@psc.state.fl.us
Cc: BWilkinson@niamerica.com; Jared Deason; Martin Friedman; Christian W. Marcelli; Trina Collins
Subject: Filing in Docket No. 100149-WU; Ni Florida, LLC Tamiami - Application for an Increase in Water Rates in Lee County, Florida
Importance: High
Attachments: PSC Clerk 21 (AOM Notice of Final Rate Increase).ltr.pdf

- a. Martin S. Friedman, Esq.
Christian W. Marcelli, Esq.
ROSE, SUNDSTROM & BENTLEY, LLP
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Lake Mary, Florida 32746
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Email: mfriedman@rsbattorneys.com
cmarcelli@rsbattorneys.com
- b. Docket No. 100149-WU; Ni Florida, LLC Tamiami - Application for an Increase in Water Rates in Lee County, Florida - Filing Ni Florida, LLC's Notice of Filing of the Affidavit of Mailing and the Affidavit of Mailing of the Notice of Final Rate Increase.
- c. Ni Florida LLC Tamiami
- d. 5 Pages.
- e. Letter to Commission Clerk - 1 page, Notice of Filing - 1 page; Affidavit of Mailing - 1 page; and Customer Notice - 2 pages.

DOCUMENT NUMBER-DATE

04989 JUL 19 =

FPSC-COMMISSION CLERK

7/19/2011

LAW OFFICES
ROSE, SUNDBSTROM & BENTLEY, LLP

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Please Respond to the Lake Mary Office

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July 19, 2011

E-FILING

CHRISTIAN W. MARCELLI
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THOMAS F. MULLIN
CHASITY H. O'STEEN
WILLIAM E. SUNDBSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON

ROBERT M.C. ROSE, (1924-2006)

Ann Cole, Commission Clerk
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Re: Docket No. 100149-WU; Ni Florida, LLC Tamiami
Application for an Increase in Water Rates in Lee County, Florida
Our File No.: 43053.04

Dear Ms. Cole:

Due to an inadvertent error, the Affidavit of Mailing was not included in the previous filing on July 11, 2011, therefore, 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 Notice of Final Rate Increase has been sent to the customers of Ni Florida, LLC.

Should you or members of 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: Mr. Benny Wilkinson (w/enclosures) (via e-mail)
Jared Deason, Division of Economic Regulation (w/enclosures) (via e-mail)

M:\1 ALTAMONTE\NI FLORIDA, LLC (43053)\(04) 12-31-09 TY Rate Case (Lee County)\PSC Clerk 21 (ADM Notice of Final Rate Increase) ltr.doc

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2548 BLAIRSTONE PINES DRIVE, TALLAHASSEE, FLORIDA 32301 (850) 877-6555 FAX (850) 656-4029

950 PENINSULA CORPORATE CIRCLE, SUITE 2020, BOCA RATON, FLORIDA 33487 (561) 982-7114 FAX (561) 982-7116

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of
NI FLORIDA, LLC
for an increase in water
rates in Lee County, Florida

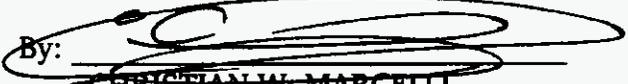
DOCKET NO. 100149-WU

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

Respectfully submitted on this 19th day
of July, 2011, by:

ROSE, SUNDSTROM & BENTLEY, LLP
766 N. Sun Drive
Suite 4030
Lake Mary, Florida 32746
Telephone: (407) 830-6331
Facsimile: (407) 830-8522
cmarcelli@rsbattorneys.com

By: 

~~CHRISTIAN W. MARCELLI~~

For the Firm

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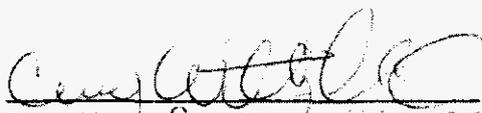
AFFIDAVIT OF MAILING

STATE OF FLORIDA

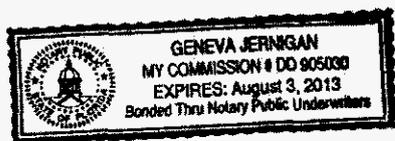
COUNTY OF Lee

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Corey W. Wittenzeller, who, after being duly sworn on oath, did depose on oath and say that he/she is the Customer Service Manager of Ni Florida, LLC, and that on July 7, 2011, 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.


Print Name: Corey Wittenzeller
Print Title: Customer Service Manager

Sworn to and subscribed before me this 7th day of July, 2011, by Corey Wittenzeller who is personally known to me or has produced n/a as identification.




Print Name: Geneva Jernigan
NOTARY PUBLIC
My Commission Expires:

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NI FLORIDA – CUSTOMER NOTICE – ISSUED: JUNE 30, 2011
DOCKET NO. 100149-WU

On July 21, 2009, Ni Florida, LLC (the “Utility”), completed its application to the Florida Public Service Commission (the “Commission”) for increased water service rates, in which it requested a permanent revenue increase for its water system in Lee County of \$191,525 or 87.0%.

By Proposed Agency Action Order No. PSC-11-0199-PAA-WU (“PAA Order”), issued April 22, 2011, the Commission approved a rate increase of 19.49% for water service. In addition, the Commission approved revised miscellaneous service charges, late fee, 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 water service. The PAA Order was not protested within the protest period, and became final by Order No. PSC-11-0226-CO-WU, issued May 17, 2011.

The increased rates and charges are effective for service on or after June 2, 2011. The rates prior to filing, the Commission-approved water rates, and approved revised miscellaneous service charges, late fees 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.

Schedule of Water Rates	Rates Prior to Filing	Comm. Approved Interim	Utility Requested Final	Commission Approved Final
Residential				
Base Facility Charge - All Meter Sizes:	\$13.61	\$20.90	\$25.39	\$13.61
Consumption Charge - Per 1,000 gallons	\$3.36	\$5.16	\$6.27	N/A
Per 1,000 gallons for:				
0 – 3,000 gallons	N/A	N/A	N/A	\$4.78
3,001 gallons – 6,000 gallons	N/A	N/A	N/A	\$5.23
6,001 gallons & Above	N/A	N/A	N/A	\$7.84
General Service				
Base Facility Charge by Meter Size:				
5/8" x 3/4"	\$11.13	\$17.09	\$20.76	\$13.61
1"	\$27.89	\$42.83	\$52.02	\$20.42
1-1/2"	\$55.76	\$85.62	\$104.01	\$34.03
2"	\$89.21	\$136.98	\$166.40	\$68.05
3"	\$195.18	\$299.71	\$364.07	\$108.88
4"	\$278.82	\$428.14	\$520.08	\$217.76
6"	0	0	0	\$340.25
8"	0	0	0	\$680.50
General Service – Consumption Charge - per 1,000 Gallons	\$3.36	\$5.16	NA	\$5.01

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Schedule of Water Rates (continued)	Rates prior to filing	Commission approved interim rates	Utility requested final rates	Commission approved final rates
General Service – RV Park Base Facility Charge - 3" Meter	\$1,425.53	\$2,188.95	\$2,695.04	\$1,425.53
General Service – RV Park Consumption Charge - per 1,000 Gallons	\$3.54	\$5.44	\$6.60	\$5.01

MISCELLANEOUS SERVICE CHARGES

	Current Charges		Commission Approved	
	Normal Hrs	After Hrs	Normal Hrs	After Hrs
Initial Connection	\$15	\$15	\$24	\$34
Normal Reconnection	\$15	\$15	\$24	\$34
Violation Reconnection	Actual Cost	Actual Cost	\$24	\$34
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.