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July 29, 2013

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

Re: Docket No. 130010 WS; Application for Increase in water rates in Lee County
and wastewater rates in Pasco County by Ni Florida, LLC

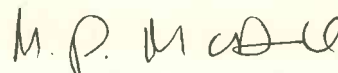
Dear Ms. Cole:

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 attached Initial Customer Notice and Notice of Customer Meeting has been mailed 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.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me. Thank you for your assistance.

Sincerely,


Martin P. McDonnell

MPM/vp
Enclosures
cc: (w/out enclosures):
Suzanne Brownless
Stanley Rieger
Melissa L'Amoreaux

RECEIVED-FPSC
13 JUL 29 PM 12:18
COMMISSION
CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Increase in water rates
in Lee County and wastewater rates in
Pasco County by Ni Florida, LLC

DOCKET NO. 130010-WS

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 Initial Customer Notice and Notice of Customer Meeting has been sent to the customers of Ni Florida, LLC.

Respectfully submitted on this 29 day
of JULY, 2013, by:

Rutledge Ecenia, P.A.
119 South Monroe Street, Suite 119
Tallahassee, Florida 32301
(850) 681-6788 Telephone
(850) 681-6515 Facsimile

By: M.P. McDonnell
Martin P. McDonnell, Esq.
For the Firm

BEFORE THE PUBLIC SERVICE COMMISSION

**INITIAL CUSTOMER NOTICE
AND
NOTICE OF CUSTOMER MEETING**

TO THE CUSTOMERS OF
NI FLORIDA, LLC
AND
ALL OTHER INTERESTED PERSONS

RE: DOCKET NO. 130010 – WS

APPLICATION FOR INCREASE IN WATER RATES IN LEE COUNTY AND
WASTEWATER RATES IN PASCO COUNTY, FLORIDA

JULY 24, 2013

NOTICE is hereby given that the Staff of the Florida Public Service Commission (the “Commission”) will conduct customer meetings to discuss Ni Florida, LLC’s Application for a rate increase. The meetings will be held at the following time and place: August 14, 2013 (New Port Richey) and August 15, 2013 (North Fort Myers).

All persons who wish to comment are urged to be present at the beginning of the meeting, since the meeting may be adjourned early if no customers are present. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. The meeting will begin as scheduled and will continue until all of the customers have been heard.

The purpose of the meetings is to give customers and other interested persons an opportunity to offer comments to Commission Staff regarding the quality of service the Utility provides, the proposed increase, and to ask questions, and comment on the rates included in this Notice as well as other issues. Commission Staff will be available to address and coordinate customers’ comments and to assist members of the public. A representative from the Utility may also be in attendance. At the beginning of the meeting, procedures will be established for the order of comments. Commission Staff will have sign-up sheets, and customers will be called in the order that they sign up to speak.

Pursuant to provisions of the Americans With Disabilities Act, any person requiring special accommodations to participate in this meeting because of a physical impairment should call the Office of Commission Clerk at (850) 413-6770 at least 48 hours prior to the meeting. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771(TDD) or 1-800-955-8770 (Voice).

Emergency Cancellation of Customer Meeting

If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found at the bottom of the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at 850-413-6199.

How to Contact The Commission

Any person who wishes to comment or provide information to Commission Staff may do so at the meetings, either orally or in writing. Written comments may also be sent to this address:

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

Background

Ni Florida, LLC (the "Utility") is a water and wastewater utility whose corporate offices are located in Houston, Texas. The Utility's water facilities are located in Lee County, Florida. The Utility's wastewater facilities are located in Pasco County, Florida.

The Utility filed an application with the Commission for increased water and wastewater rates for its Lee and Pasco County customers on February 27, 2013. The application was assigned Docket No. 130010-WS and June 4, 2013 was established as the official date of filing.

In Order No. PSC-10-0168-PAA-SU, the Commission determined that the Utility's rate of return on equity is 9.72% for wastewater and its overall return (the weighted cost of debt and equity) is 9.65% for wastewater. In Order No. PSC-11-0199-PAA-WU, the Commission determined that the Utility's rate of return on equity is 8.82% for water and its overall return (the weighted cost of debt and equity) is 8.77% for water. The rate of return on equity requested in this proceeding is 9.46% on a total company basis. The overall return requested (the weighted cost of debt and equity) is 8.01 % on a total company basis. The overall rate of return that the Utility is currently earning without a rate increase is -8.15% for water and -1.71% for wastewater. The rate increase application has been filed by the Utility because of inadequate earnings.

Copies of the MFRs will be available for inspection at the following locations:

Utility Group of Florida, LLC
10130 Scenic Drive
Port Richey, Florida 34668

North Fort Myers Public Library
2001 North Tamiami Trail
Fort Myers, Florida 33903

Ni Florida, LLC
10913 Metronome Drive
Houston, TX 77043-2201

A "Rate Case Synopsis" will also be available, along with the application and MFRs. The test period for setting rates is the historical average thirteen-month period ended September 30, 2012.

The following tentative schedule was established by the Commission for the remaining major events in the Utility's rate case:

<u>Schedule Item</u>	<u>Due Date</u>
Staff Audit Report	June 7, 2013
Customer Meetings	August 14, 2013 6:00 p.m. West Pasco Government Center 8731 Citizen Drive New Port Richey, Fl 34654 August 15, 2013 6:00 p.m. Friendship Hall/Tamiami Village 16555-A North Cleveland Avenue North Ft. Myers, Fl 33903
Staff's Proposed Agency Action ("PAA") Recommendation	October 3, 2013
Commission Conference on PAA Rates	October 16, 2013
PAA Order	November 5, 2013
Protest Period Expires	November 26, 2013
Consummating Order	December 2, 2013

CURRENT AND PROPOSED CHANGES

The current and proposed Pasco County wastewater rates and charges follow. These rates are subject to change based on information gathered at the customer meeting, further Staff review, and the final decision by the Commissioners.

<u>Residential (Monthly)</u>	<u>Rates Prior to Filing</u>	<u>Utility Requested Final Rates</u>
Base Facility Charge all Meter Sizes:	18.91	22.69
Gallonge Charge – Per 1,000 gallons (10,000 gallon cap)	6.22	7.46
<u>General Service</u>	<u>Rates Prior to Filing</u>	<u>Utility Requested Final Rates</u>
Base Facility Charge by Meter Size:		
5/8" x 3/4"	18.91	22.69
3/4"	28.35	34.01
1"	47.24	56.67
1 1/2"	94.46	113.32
2"	151.16	181.34
3"	302.30	362.66
4"	472.32	566.62
6"	944.69	1,133.31
8"	1,511.49	1,813.28
10"	2,172.79	2,606.62
Gallonge Charge (per 1, 000 gallons)	7.42	8.90
BULK SERVICE-MULTI RESIDENTIAL Base Facility Charge by Meter Size 4"	472.32	566.62
R GS-Gallonge Charge Per 1,000 Gallons	7.76	9.31

A schedule of the Utility's Lee County water rates prior to filing, and the Utility's proposed final rates follow:

<u>Residential (Monthly)</u>	<u>Rates Prior to Filing</u>	<u>Utility Requested Final Rates</u>
Base Facility Charge all Meter Sizes:	13.61	16.44
Gallonage Charge – Per 1,000 gallons 0-3,000 gallons	4.78	5.77
3,001-6,000 gallons	5.23	6.32
Over 6,000 gallons	7.84	9.47
<u>General Service</u>	<u>Rates Prior to Filing</u>	<u>Utility Requested Final Rates</u>
Base Facility Charge by Meter Size:		
5/8" x 3/4"	13.61	16.44
1"	20.42	24.66
1 1/2"	34.03	41.10
2"	68.05	82.18
3"	108.88	131.49
4"	217.76	262.99
6"	340.25	410.92
8"	680.50	821.84
GS-Gallonage Charge per 1,000 Gallons	5.01	6.05
GENERAL SERVICE-RATE SCHEDULE R GS Base Facility Charge by Meter Size 3"	1,425.53	1,721.62
Gallonage Charge (per 1, 000 gallons)	5.01	6.05

SERVICE AVAILABILITY CHARGES

The Utility is not requesting any changes to its service availability charges. Even though not requested to do so, the Commission may review and adjust service availability charges.

MISCELLANEOUS SERVICE CHARGES

The Utility is not requesting any changes to its current miscellaneous service charges. The Utility is requesting the addition of a miscellaneous charge in Pasco County, for its wastewater customers as follows:

Type Charge	Present		Proposed									
	Bus. Hrs.	After Hrs.	Bus. Hrs.	After Hrs.								
Elder Valve Installation*	None		400.00	400.00								
<p>*An elder valve (or shut-off valve) may be installed at the customer's expense if a reconnection is requested by a customer who was previously disconnected by the company for non-payment.</p> <p>Cost Justification for Elder Valve Charge:</p> <table> <tr> <td>Material</td> <td align="right">\$125.00</td> </tr> <tr> <td>Labor (6 hours at \$27.50/hr.)</td> <td align="right">165.00</td> </tr> <tr> <td>Service Truck (2 hours at \$55/hr.)</td> <td align="right"><u>110.00</u></td> </tr> <tr> <td>Total</td> <td align="right">400.00</td> </tr> </table>					Material	\$125.00	Labor (6 hours at \$27.50/hr.)	165.00	Service Truck (2 hours at \$55/hr.)	<u>110.00</u>	Total	400.00
Material	\$125.00											
Labor (6 hours at \$27.50/hr.)	165.00											
Service Truck (2 hours at \$55/hr.)	<u>110.00</u>											
Total	400.00											

Written comments regarding the Utility's service or the requested final rate increases may be sent to the Commission at the following address:

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

All comments should refer to Docket No. 130010-WS which is the docket number that has been assigned to this case. Complaints regarding service may be made to the Commission's Division of Regulatory Compliance and Consumer Assistance at the following toll-free number: 1-800-342-3552.

If you have any questions, please call the Utility's office at (713) 574-5952.

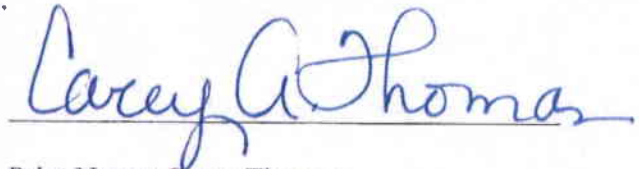
AFFIDAVIT OF MAILING

STATE OF Texas

COUNTY OF Harris

Before me, the undersigned authority, authorized to administer oaths and take acknowledgements, personally appeared Carey A. Thomas, who, after being duly sworn on oath, did depose on oath and say that he is the Secretary of Ni Florida, LLC, and that on July 24, 2013, Ni Florida, LLC did send by regular U.S. Mail, a copy of the Initial Customer Notice and Notice of Customer Meeting, attached hereto, to all customers of the utility.

FURTHER AFFIANT SAYETH NAUGHT.



Print Name: Carey Thomas

Print Title: Secretary

Sworn to and subscribed before me this 24 day of July, 2013, by Carey A. Thomas who is personally known to me.



Print Name: Nicia Rotermund
NOTARY PUBLIC

My Commission Expires: 01-28-2017