

Collin Roehner

From: Office of Commissioner Brown
Sent: Friday, November 18, 2016 1:50 PM
To: 'Ann Marie Ryan'; Office of Commissioner Brown
Cc: Office of Commissioner Patronis; Office of Commissioner Brisé; Office Of Commissioner Graham; Office Of Commissioner Edgar; Simpson, Wilton; Representative Richard Corcoran; OPC - Erik Saylor Public Counsel; Baez.Braulio@psc.state.fl.us; rick.scott@ego.myflorida.com; Lorraine Mack - Pt West; Joseph Mitchell; Terry Copenhofer - Fairways Pres; Lee S Robida; Addison Youngs; Richard Neilson - Arborwood HOA Pres.; Fred Stall; George Metz - Villas Pres; Chuck Hoehn - Greens HOA Presi.; William White; Lauren Smith; Maria Cristiano - PW President; Ana Ortega; Angela Charles; Angelena McCoy; Ashley Quick; Baldwin English; Betty Leland; Collin Roehner; Consumer Contact; Hong Wang; Joann Parsons; Katherine Fleming; Kay Posey; Pamela Paultre; Rachel Arnold; Ryan West; Sandra Soto
Subject: RE: Letter regarding November 1, 2016 PSC Conference Agenda, Docket No. 160101
Attachments: RyanResponse.111816.pdf

Ms. Ryan,

On behalf of Chairman Brown, we have received your letter dated November 14, 2016. The Commission Clerk has placed a copy of your letter in Docket Correspondence, Consumers and their Representatives, in Docket No. 160101-WS, *Application for increase in water and wastewater rates in Charlotte, Highlands, Lake, Lee, Marion, Orange, Pasco, Pinellas, Polk, and Seminole Counties by Utilities, Inc. of Florida*. Please see the attached response and please contact our office if you have any further questions.

Sincerely,

Katherine Fleming

Katherine E. Fleming
Chief Advisor to Chairman Brown
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

From: Ann Marie Ryan [<mailto:amr328@hotmail.com>]
Sent: Monday, November 14, 2016 11:24 PM
To: Office of Commissioner Brown
Cc: Office of Commissioner Patronis; Office of Commissioner Brisé; Office Of Commissioner Graham; Office Of Commissioner Edgar; Simpson, Wilton; Representative Richard Corcoran; OPC - Erik Saylor Public Counsel; Baez.Braulio@psc.state.fl.us; rick.scott@ego.myflorida.com; Lorraine Mack - Pt West; Joseph Mitchell; Terry Copenhofer - Fairways Pres; Lee S Robida; Addison Youngs; Richard Neilson - Arborwood HOA Pres.; Fred Stall; George Metz - Villas Pres; Chuck Hoehn - Greens HOA Presi.; William White; Lauren Smith; Maria Cristiano - PW President
Subject: Letter regarding November 1, 2016 PSC Conference Agenda, Docket No. 160101

Madame Chair,

Attached is a letter and 3 additional documents for Docket No. 160101 regarding additional information relevant to this rate case.

FYI: *UIF mailed the Interim rate notice on November 4, 2016 and they were delivered on November 7, 2016. We were given notice that the Interim go into effect on November 9, 2016.*

We were under the impression that UIF needed to notify the community and give them a 10 day notice. Our interim rates went into effect 48 hours after receipt of the notice. Additionally, the notice was not clearly written has caused significant confusion and concern. I have attached the UIF notice.

Thank you on behalf of the Summertree community.

Sincerely,

Ann Marie Ryan, Leader

Summertree Water Alliance

11436 Windstar Ct, New Port Richey, FL 34654

(727) 267-7162

STATE OF FLORIDA

JULIE I. BROWN
CHAIRMAN



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Public Service Commission

November 18, 2016

Ann Marie Ryan, Leader
Summertree Water Alliance
11436 Windstar Ct.
New Port Richey, FL 34654

Re: Docket No. 160101-WS, Application for increase in water and wastewater rates in Charlotte, Highlands, Lake, Lee, Marion, Orange, Pasco, Pinellas, Polk, and Seminole Counties by Utilities, Inc. of Florida.

Dear Ms. Ryan:

Thank you for your letter dated November 14, 2016, regarding the interim rates of Utilities, Inc. of Florida (UIF or Utility). I appreciate your participation in this rate case process.

The determination of the appropriate interim amount is based on the formula found in Section 367.082, Florida Statutes (F.S.), which requires only a prima facie showing of entitlement to interim relief. The purpose of the interim statute is to allow a utility an opportunity to earn a fair rate of return during the pendency of a full rate proceeding through interim rates subject to refund. Because the interim revenue requirement is calculated pursuant to the statutory formula, it does not contain all the adjustments or allowances that would be made at the conclusion of the full case. Also, it does not prejudice the prudence of a particular expense which may or may not be justified during the rate hearing.

According to Section 367.082, F.S., any refund should be calculated to reduce the rate of return of a utility during the pendency of the proceeding to the same level within the range of the newly authorized rate of return. Adjustments made in the rate case test period that do not relate to the period interim rates are in effect will be removed. Rate case expense is an example of an adjustment which is recovered only after final rates are established. If the Commission determines the interim period revenue requirement to be less than the approved level, there will be a refund to the ratepayers. Alternatively, if the Commission determines the interim period revenue requirement is greater than the approved level, there will be no refund.

Finally, the noticing requirements for the effective date of any rate change are set forth in Rule 25-30.475(1)(a), Florida Administrative Code (F.A.C.). This rule does not provide for customers to be notified 10 days prior to the effective date of new rates. According to this rule, rates shall be effective for service rendered as of the stamped approval date on the tariff sheets provided customers have received notice.

Ann Marie Ryan, Leader

Page 2

November 18, 2016

Again, I appreciate your interest and participation in this matter. I hope you find this information helpful. Please do not hesitate to call me directly if you have any additional questions or concerns.

Sincerely,



Julie I. Brown
Chairman

JB/bf

cc. The Honorable Rick Scott, Governor of Florida
Senator Wilton Simpson
Speaker-Designate Richard Corcoran
Commissioner Lisa Polak Edgar
Commissioner Art Graham
Commissioner Ronald A Brisé
Commissioner Jimmy Patronis
Braulio Baez, Executive Director
Pasco County Commissioner Jack Mariano
Erik Sayler, Office of Public Counsel