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STATE OF FLORIDA



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## Public Service Commission

January 24, 2018

William S. Bilenky, Counsel for Seminole County  
Manson Bolves Donaldson Varn, P.A.  
1101 West Swann Avenue  
Tampa, FL 33606

**Re: Seminole County, a Political subdivision of the State of Florida  
vs. Florida Public Service Commission, PSC Docket No. 20160101-WS  
1<sup>st</sup> District Court of Appeal Court Case No. 1D17-4438**

Dear Mr. Bilenky:

The record, regarding the above-referenced docket, is being electronically filed today with the First District Court of Appeal. Enclosed is a copy of the Updated Index to the record on appeal for your files.

Please do not hesitate to contact me should you have any questions concerning this matter.

Sincerely,

A handwritten signature in blue ink that reads "Carlotta S. Stauffer".

Carlotta S. Stauffer  
Commission Clerk

CSS: amc  
Enclosure

cc: J.R. Kelly, Public Counsel  
Erik L. Sayler, Associate Public Counsel  
Samantha Cibula, Esquire  
Kathryn Cowdery, Esquire  
Ann Marie Ryan  
Brian P. Armstrong, Esquire  
Martin S. Friedman, Esquire  
Edward de la Parte, Jr., Esquire  
Nick Porter, Esquire  
Douglas P. Manson, Esquire  
Patrick C. Flynn  
John Hoy  
Interested Persons (without Enclosures)

**Updated 1D17-4438 INDEX (BY DATE)**

**PSC Docket No. 20160101-WS**

Pursuant to Rule 9.200(d)(1)(B), Fla.R.App.P., each Volume has a cover sheet containing the name of the lower tribunal and the style and number of the case.

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\*\* [Commission note: Deficiencies contain Patrick Flynn's direct testimony; Exhibits PCF 1 through 47; PCF-13 was skipped; and PCF-9, 16, 20, 28, 33, and 34 are reserved for future use.]

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\*\* [Commission note: Deficiencies contain Patrick Flynn's direct testimony; Exhibits PCF 1 through 47; PCF-13 was skipped; and PCF-9, 16, 20, 28, 33, and 34 are reserved for future use.]

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**	<i>[THIS CONFIDENTIAL DOCUMENT, ASSIGNED DOCUMENT NUMBER 00143-2017, HAS BEEN TRANSMITTED TO THE UPPER TRIBUNAL UNDER SEPARATE COVER]</i>	
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05/22/2017 [Continuation] Hearing Exhibits 1 to 351 admitted at the  
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05/22/2017 [Continuation] Hearing Exhibits 1 to 351 admitted at the  
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05/22/2017 [Continuation] Hearing Exhibits 1 to 351 admitted at the  
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May 8-10, 2017 hearing held in Tallahassee, Florida ..... 190213-190297

05/24/2017 Commission’s Walter Trierweiler’s request for change  
to June 5, 2017 Commission conference; requests  
permission to late-file recommendation by 12:00 p.m.  
on May 25, 2017; with noted approval by Commission’s  
Braulio L. Baez and Chairman's office ..... 190298

05/25/2017	Memorandum dated May 25, 2017, from Commission’s GCL, AFD, and ENG for June 5, 2017, Commission conference, Item 3 .....	190299-190308
06/05/2017	Commission vote sheet, from June 5, 2017, Commission conference, Item Number 3 .....	190309-190310
06/12/2017	Transcript of Commission conference, Item 3, held June 5, 2017, in Tallahassee, Florida .....	190311-190328
06/15/2017	Utilities, Inc.’s letter dated June 15, 2017, with attached interim rate revenue report for November 2016 and December 2016 and January 2017 through April 2017, pursuant to Rule 25-30.360(6), FAC and Commission Order PSC-2016-0526-PCO-WS.....	190329-190333
06/20/2017	Summertree and A. Ryan’s post-hearing brief .....	190334-190368
06/20/2017	Utilities, Inc.’s post-hearing statement of issues and positions <i>[See Volume 952 for continued pages]</i> .....	190369-190412

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06/20/2017	[Continuation] Utilities, Inc.’s post-hearing statement of issues and positions .....	190413-190425
06/20/2017	Seminole County’s post-hearing statement of positions and post-hearing brief .....	190426-190447
06/20/2017	Seminole County’s proposed findings of fact and conclusions of law .....	190448-190455
06/20/2017	OPC’s post-hearing brief .....	190456-190583
06/23/2017	Commission Order PSC-2017-0243-FOF-WS granting OPC's request for oral argument; denying OPC's motion for reconsideration; docket to remain open pending resolution of underlying issues .....	190584-190591
06/26/2017	OPC’s letter dated June 26, 2017, advising of a scrivener's error in post-hearing brief filed on June 20, 2017, Issue 7, last sentence on page 16; and Issues 44 and 48, positions and arguments.....	190592

07/18/2017 Utilities, Inc.'s letter dated July 18, 2017 with attached interim revenue reports for November 2016, December 2016, and January 2017 through July 2017, pursuant to Commission Order PSC-2016-0526-PCO-WS .....190593-190596

07/20/2017 FAR notice of special Commission conference to be held August 3, 2017, following Internal Affairs Meeting which commences immediately after the Commission Conference; Room 148 Easley Building, Tallahassee, Florida; for publication in July 21, 2017, Florida Administrative Register.....190597-190598

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07/21/2017 Memorandum dated July 21, 2017, from Commission's AFD, ECO, ENG, and GCL for August 3, 2017, Special Commission conference, Item 1A  
*[See Volume 954 for continued pages]* .....190599-190798

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07/21/2017 [Continuation] Memorandum dated July 21, 2017, from Commission's AFD, ECO, ENG, and GCL for August 3, 2017, Special Commission conference, Item 1A  
*[See Volume 955 for continued pages]* .....190799-190998

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07/21/2017 [Continuation] Memorandum dated July 21, 2017, from Commission's AFD, ECO, ENG, and GCL for August 3, 2017, Special Commission conference, Item 1A .....190999-191025

08/01/2017 Email dated August 1, 2017 from Commission's Greg Shafer, ECO, to Commission's Braulio L. Baez requesting approval to make oral modifications to Special Commission conference Item 1A, at August 3, 2017 Commission conference; with approval from Commission's Braulio L. Baez .....191026-191053

08/01/2017 Memorandum dated August 1, 2017 from Commission's Walter Trierweiler to Commission's Carlotta S. Stauffer with attached correspondence from Utilities, Inc. ....191054-191057

08/02/2017	Email dated August 2, 2017 from Commission's Cheryl Bulecza-Banks, AFD, to Commission's Braulio L. Baez requesting approval to make oral modifications to Special Commission conference Item 1A, at August 3, 2017 Commission conference; with approval from Commission's Braulio L. Baez .....	191058-191061
08/03/2017	Commission vote sheet, from August 3, 2017, Commission conference, Item Number 1A .....	191062-191124
08/10/2017	Transcript of Special Commission conference, Item 1A, held August 3, 2017, in Tallahassee, Florida <i>[See Volume 956 for continued pages]</i> .....	191125-191198

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08/10/2017	[Continuation] Transcript of Special Commission conference, Item 1A, held August 3, 2017, in Tallahassee, Florida .....	191199-191289
08/21/2017	Utilities, Inc.'s letter dated August 20, 2017, with attached interim rate revenue report for November 2016, December 2016, January 2017 through July 2017, pursuant to 25-30.360(6) FAC and Commission Order PSC-2016-0526-PCO-WS .....	191290-191293
08/31/2017	Utilities, Inc.'s affidavit of mailing copies of the final rate customer notice to all customers of the utility in Charlotte, Highlands, Lake, Lee, Marion, Orange Pasco, Pinellas, Polk, and Seminole Counties .....	191294
**	<i>[Commission note: The notice referenced in the affidavit of mailing was not included; see affidavit with attached notice filed on August 31, 2017]</i>	
08/31/2017	Utilities, Inc.'s affidavit of mailing copies of the final rate customer notice to all customers of the utility in Charlotte, Highlands, Lake, Lee, Marion, Orange Pasco, Pinellas, Polk, and Seminole Counties .....	191295-191343
**	<i>[Commission note: This filing includes the notice referenced in the affidavit of mailing which was not included in filing on August 31, 2017]</i>	

09/19/2017	Utilities, Inc.’s letter dated September 19, 2017, with attached interim rate revenue report for November 2016 and December 2016 and January 2017 through September 2017 pursuant to Rule 25-30-.360(6),FAC and Commission Order PSC-2016-0526-PCO-WS; final rates went into effect on September 4, 2017 .....	191344-191347
09/25/2017	Commission Final Order 2017-0361-FOF-WS approving in part Utilities, Inc.’s application for increase in water and wastewater rates in Charlotte, Highlands, Lake, Lee, Marion, Orange, Pasco, Pinellas, Polk, and Seminole Counties; interim refunds shall be made as set forth; docket to remain open for Commission staff’s verification that Utility has completed the approved refunds, revised tariff sheets and customer notices have been filed; Utilities, Inc. to submit a letter confirming that the adjustments for all applicable NARUC USOA primary accounts have been made; once required actions are completed, docket to be closed administratively <i>[See Volume 957 for continued pages]</i> .....	191348-191398

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9/25/2017	[Continuation] Commission Final Order 2017-0361-FOF-WS approving in part Utilities, Inc.’s application for increase in water and wastewater rates in Charlotte, Highlands, Lake, Lee, Marion, Orange, Pasco, Pinellas, Polk, and Seminole Counties; interim refunds shall be made as set forth; docket to remain open for Commission staff’s verification that Utility has completed the approved refunds, revised tariff sheets and customer notices have been filed; Utilities, Inc. to submit a letter confirming that the adjustments for all applicable NARUC USOA primary accounts have been made; once required actions are completed, docket to be closed administratively <i>[See Volume 958 for continued pages]</i> .....	191399-191598
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09/25/2017 [Continuation] Commission Final Order 2017-0361-FOF-WS approving in part Utilities, Inc.'s application for increase in water and wastewater rates in Charlotte, Highlands, Lake, Lee, Marion, Orange, Pasco, Pinellas, Polk, and Seminole Counties; interim refunds shall be made as set forth; docket to remain open for Commission staff's verification that Utility has completed the approved refunds, revised tariff sheets and customer notices have been filed; Utilities, Inc. to submit a letter confirming that the adjustments for all applicable NARUC USOA primary accounts have been made; once required actions are completed, docket to be closed administratively  
*[See Volume 957 for continued pages]* ..... 191599-191695

10/04/2017 Commission Amendatory Order PSC-2017-0361A-FOF-WS amending scrivener's error on page 221, in table 64 for Labrador, the refund amount should be changed from \$114,329 to \$83,236; Commission Order No. PSC-2017-0361-FOF-WS is reaffirmed in all other respects ..... 191696

10/20/2017 Seminole County's notice of administrative appeal of Commission Order PSC-2017-0361-FOF-WS  
*[See Volume 959 for continued pages]* ..... 191697-191798

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10/20/2017 [Continuation] Seminole County's notice of administrative appeal of Commission Order PSC-2017-0361-FOF-WS  
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10/20/2017 [Continuation] Seminole County's notice of administrative appeal of Commission Order PSC-2017-0361-FOF-WS ..... 191999-192047

### **Progress Docket**

Pursuant to Rule 9.200(d)(1)(A), Fla.R.App.P, the document filing index for Docket No. 20160101-WS has been incorporated into the record immediately after the index.

### **Hearing Transcript**

Pursuant to Rule 9.200(d)(1)(A), Fla.R.App.P, the hearing transcript is incorporated at the end of the record and has not been renumbered.

- 05/11/2017 Transcript Volume 1, pages 1 to 154, of May 8, 2017 hearing in Tallahassee, Florida
- 05/11/2017 Transcript Volume 2, pages 155 to 279, of May 8, 2017 hearing in Tallahassee, Florida
- 05/11/2017 Transcript Volume 3, pages 280 to 452, of May 9, 2017 hearing in Tallahassee, Florida
- 05/12/2017 Transcript Volume 4, pages 453 to 699, of May 9, 2017 hearing in Tallahassee, Florida
- 05/12/2017 Transcript Volume 5, pages 700 to 999, of May 9, 2017 hearing in Tallahassee, Florida
- 05/15/2017 Transcript Volume 6, pages 1000 to 1133, of May 10, 2017 hearing in Tallahassee, Florida
- 05/15/2017 Transcript Volume 7, pages 1134 to 1297, of May 10, 2017 hearing in Tallahassee, Florida
- 05/15/2017 Transcript Volume 8, pages 1298 to 1413, of May 10, 2017 hearing in Tallahassee, Florida
- 05/15/2017 Transcript Volume 9, pages 1414 to 1572, of May 10, 2017 hearing in Tallahassee, Florida