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JACK SHREVE
PUBLIC COUNSEL

STATE OF FLORIDA
OFFICE OF THE PUBLIC COUNSEL

c/o The Florida Legislature
111 West Madison Street
Room 812
Tallahassee, Florida 32399-1400
904-488-9330

March 24, 1997

Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: DocketNo. 950495-WS

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are the original and 15 copies of the Peition for Intervention which is being filed on behalf of Tropical Isles Homeowners Association (TIHA).

Please indicate the time and date of receipt on the enclosed duplicate of this letter and return it to our office.

Sincerely,

Harold McLean
Associate Public Counsel

- ACK _____
- AFA 1 _____
- APP 1 _____
- CAF _____
- CMU _____
- CTR _____ HM:bsr
- EAG _____ Enclosures
- LEG 1 _____
- LIN 5 _____
- OPC _____
- RCH _____
- SEC 1 _____

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FPSC-RECORDS/REPORTING

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for a rate)
increase for Orange-Osceola)
Utilities, Inc. in Osceola County,)
and in Bradford, Brevard, Charlotte,)
Citrus, Clay, Collier, Duval,)
Highlands, Lake, Lee, Marion,)
Martin, Nassau, Orange, Osceola,)
Pasco, Putnam, Seminole, St. Johns,)
St. Lucie, Volusia, and Washington)
Counties by Southern States)
Utilities, Inc.)
_____)

Docket No. 950495-WS

Filed: March 24, 1997

PETITION FOR INTERVENTION

The Tropical Isles Homeowners Association (TIHA) petitions the Florida Public Service Commission for intervention in this docket and as grounds therefore says:

1. TIHA is an association of persons who are wastewater-only customers in the Tropical Isles service area of Florida Water Services Corporation, f/k/a Southern States Utilities, Inc. (FWSC); the Tropical service area is that to which reference is made in paragraph 9, page 238 of order no. PSC-96-1320-FOF-WS, the final order in the above-referenced docket, approving a rate increase for FWSC. The address of TIHA is 508 Thames Bluff Ridge, Fort Pierce, Florida, 34982;
2. Order no. PSC-96-1320-FOF-WS implicitly recognizes that flat rate wastewater billing without benefit of water consumption data is less accurate, and thus injurious to the wastewater customers so billed;
3. After implicitly recognizing the inaccuracy of flat rates for wastewater customers

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for whom the water consumption data is available, order no. PSC-96-1320-FOF-WS provides that FWSC take certain measures, which if taken, would benefit the members of TIHA by more accurately assessing their actual wastewater bill;¹

4. FWSC's compliance or non compliance with these requirements of order no. PSC-96-1320-FOF-WS affect the substantial interests of the members of TIHA because the accuracy of their recurring monthly wastewater bills will be affected thereby, and continue now to be exorbitantly high;

5. The members of TIHA's substantial interests are also affected because the members were the intended beneficiaries of the requirements placed upon FWSC in order no. PSC-96-1320-FOF-WS.:

6. By separate pleading, TIHA will establish that FWSC has taken no action whatsoever to comply with the referenced provisions of the referenced order, and ought to be either fined, ordered to take the required action by a date certain, or both.

¹ FWSC was ordered to take what measures it could to determine whether the water consumption of the residents of the Tropical Isles service area was available from Ft. Pierce, the municipality which provides water service in this service area.

WHEREFORE, TIHA petitions the Commission for intervention in this docket in accordance with the provisions of Rule 25-22.039, Florida Administrative Code, and for such other relief as may be appropriate in the premises.

Respectfully Submitted,

Tropical Isles Homeowners Association

by: K. Lynn Greene

Attest: Robert Simpson

**CERTIFICATE OF SERVICE
DOCKET NO. 950495-WS**

I HEREBY CERTIFY that a correct copy of the foregoing has been furnished by U.S. Mail or *hand-delivery to the following party representatives on this 24th day of March, 1997.

Ken Hoffman, Esq.
William B. Willingham, Esq.
Rutledge, Ecenia, Underwood
Purnell & Hoffman, P.A.
P.O. Box 551
Tallahassee, FL 32302-0551

Brian Armstrong, Esq.
Matthew Feil, Esq.
Floria Water Services Corp.
General Offices
1000 Color Place
Apopka, FL 32703

Arthur Jacobs, Esq.
Jacobs & Peters, P.A.
Post Office Box 1110
Fernandina Beach, FL
32035-1110

Larry M. Haag, Esq.
County Attorney
111 West Main Street
Suite B
Inverness, Florida 34450

*Mary Ann Helton, Esq.
Christiana T. Moore, Esq.
Division of Legal Services
Fla. Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0862

Michael B. Twomey, Esq.
P. O. Box 5256
Tallahassee, Florida
32314-5256

Darol H.N. Carr, Esq.
David Holmes, Esq.
Farr, Farr, Emerich, Sifrit,
Hackett & Carr, P.A.
2315 Aaron Street
P.O. Box 2159
Port Charlotte, FL 33949

Joseph A. McGlothlin, Esq.
McWhirter, Reeves, McGlothlin,
Davidson, Rief & Bakas, P.A.
117 S. Gadsden
Tallahassee, FL 32301

Frederick C. Kramer, Esq.
Marco Island Fair Water Rate
Defense Committee, Inc.
950 North Collier Boulevard
Suite 201
Marco Island, Florida 34145



Harold McLean
Associate Public Counsel