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December 24, 2002

VIA HAND DELIVERY

Ms. Blanca Bayo
Commission Clerk and Administrative Services Director
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

REPLY TO ALTAMONTE SPRINGS

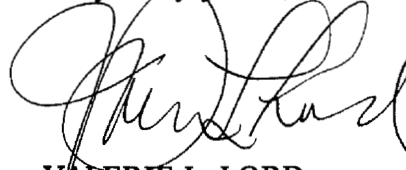
RECEIVED FPSC
02 DEC 24 AM 11:27
COMMISSION
CLERK

Re: Docket No. 020071-WS; Application for Rate Increase by Utilities, Inc. of Florida
Our File No.: 30057.40

Dear Ms. Bayo:

Enclosed please find for filing in the above-referenced docket Utilities, Inc. of Florida's Objections to Citizen's Eighth Set of Interrogatories to Utilities, Inc. (Nos. 102 and 111) and Motion to Strike Interrogatories.

Very truly yours,



VALERIE L. LORD
Of Counsel

MSF:dmp
Enclosure

cc: Charles J. Beck, Esquire (w/enclosure)
Rosanne Gervasi, Esquire (w/enclosure)
Mr. Steve Lubertozzi (w/enclosure)
Mr. Don Rassmussen (w/enclosure)
Mr. Frank Seidman (w/enclosure)

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application of)
UTILITIES, INC. OF FLORIDA)
 for a rate increase in Marion, Orange,) Docket No. 020071-WS
 Pasco, Pinellas and Seminole Counties)
 _____)

UTILITIES, INC. OF FLORIDA'S OBJECTIONS TO CITIZENS'
EIGHTH SET OF INTERROGATORIES TO UTILITIES, INC.(NOS. 102 AND 111) AND
MOTION TO STRIKE INTERROGATORIES

UTILITIES, INC. OF FLORIDA (hereinafter "UIF"), by and through its undersigned counsel, hereby files its Objection to Citizens' Eighth Set of Interrogatories to Utilities, Inc. (Nos. 102 and 111), and Motion to Strike Interrogatories, and in support thereof states:

INTERROGATORY NO. 102: (Referring to Interrogatory No. 39) For these multi-family lots and condo buildings, as counted from the Summertree system map, provide the number of individual water and wastewater connections in each category.

ORIGINAL RESPONSE: All units in Summertree are individually metered. Of these, there are 425 separately metered units in Paradise Pointe West, which consists mostly of duplexes. That area is and has ben 100% built out for many years. The other multi-unit area is the Villa area of Arborwood.

OBJECTION: OPC believes that UIF's response does not address the question as propounded. UIF has responded fully to Interrogatory No. 39 to the best of its ability. UIF does not keeps records by building. It keeps records by customer and address. In order to answer this question, UIF would have to visit each building, identify the addresses in the building, and correlate this information with the customer records. To respond as OPC requires would be burdensome and produces nothing that UIF's earlier response didn't provide. Further, UIF fails to understand the relevance of the

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information on a “per address” basis. If OPC wishes UIF to provide information relating to a specific address, OPC can provide the specific address, permitting UIF to investigate and determine the requested information against customer records.

INTERROGATORY NO. 111: (Referring to Interrogatory No. 58, Part (b)): In Mr. Frank Seidman’s testimony and exhibits and the F schedules of the MFRs that he prepared, he develops used and useful calculation rationale for water plant based on using instantaneous flows for demand as taken from a chart in a Community Water Systems Source Book published in North Carolina. In connection with this matter, answer the following questions. ... (b) Do the percentages obtained for used and useful using instantaneous flow rationale compare closely to used and useful percentages based on long standing PSC methodology and by comparing sizing criteria of the FDEP for the various components?

ORIGINAL RESPONSE: Assuming the term “long standing methodology” refers to evaluation on the basis of maximum day demand, it is doubtful that an evaluation on the basis of instantaneous demand would yield the same used & useful percentages, unless of course, the system is already at 100% used & useful on the basis of maximum day demand. As to whether percentages obtained for used and useful using instantaneous flow rationale compare closely to used and useful percentages based on comparing sizing criteria of the FDEP for the various components, I cannot answer. To the best of my knowledge, FDEP does not calculate used & useful percentages.

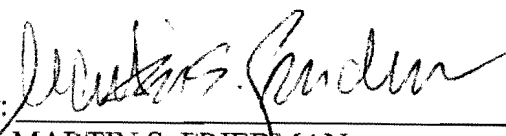
OBJECTION: OPC claims that UIF “misunderstood” the question concerning calculating used and useful percentages by comparing furnished capacities to sizing criteria of the FDEP. OPC has requested that UIF compare capacities actually furnished to the sizing criteria of the FDEP for all components. UIF didn’t misunderstand the question. If the FDEP does not calculate “used and useful”, how can UIF compare “used and useful” percentages to “sizing criteria of the FDEP for

various components””? In fact, Interrogatory No. 111 asks a completely new question, which is different from Interrogatory No. 58(b). In order to respond to the new question, UIF will need to know which criteria of the FDEP is it that OPC wishes UIF to compare against and for which components. Calculations of “used and useful” are not relevant to this new question and UIF’s response will not include data relating to “used and useful”.

WHEREFORE, UTILITIES, INC. OF FLORIDA respectfully requests that the Commission enter an order striking Citizens’ Interrogatories Nos. 102 and 111, and prohibiting Citizens from compelling answers to these interrogatories and for such other relief to which Utilities, Inc. of Florida may show itself entitled.

Respectfully submitted on this
23rd day of December, 2002, by:

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By: 


MARTIN S. FRIEDMAN
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CERTIFICATE OF SERVICE
DOCKET NO.: 020071-WS

I HEREBY CERTIFY that a true and correct copy of the foregoing UTILITIES, INC. OF FLORIDA'S OBJECTIONS TO CITIZENS' EIGHTH SET OF INTERROGATORIES TO UTILITIES, INC.(NOS. 102 AND 111) AND MOTION TO STRIKE INTERROGATORIES has been served upon the following parties by U.S. Mail this 22nd day of December, 2002:

Charles J. Beck, Deputy Public Counsel
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c/o The Florida Legislature
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By: 
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