Matiida Sanders

PSC-11-0135 - FOF-WU

090441-600

From:

Shalonda Hopkins

Sent:

Monday, February 28, 2011 8:54 AM

To: Cc: CLK - Orders / Notices Anna Williams

Subject:

Order / Notice Submitted

Date and Time:

2/28/2011 8:51:00 AM

**Docket Number:** 

090441-WU

Filename / Path:

090441.order.020811.agenda.arw.doc

oHack aline

# ORDER AMENDING WATER CERTIFICATE AND

# DECLINING TO INITIATE A SHOW CAUSE PROCEDDING

Shalonda Hopkins Commission Deputy Clerk II Office of the General Counsel Florida Public Service Commission

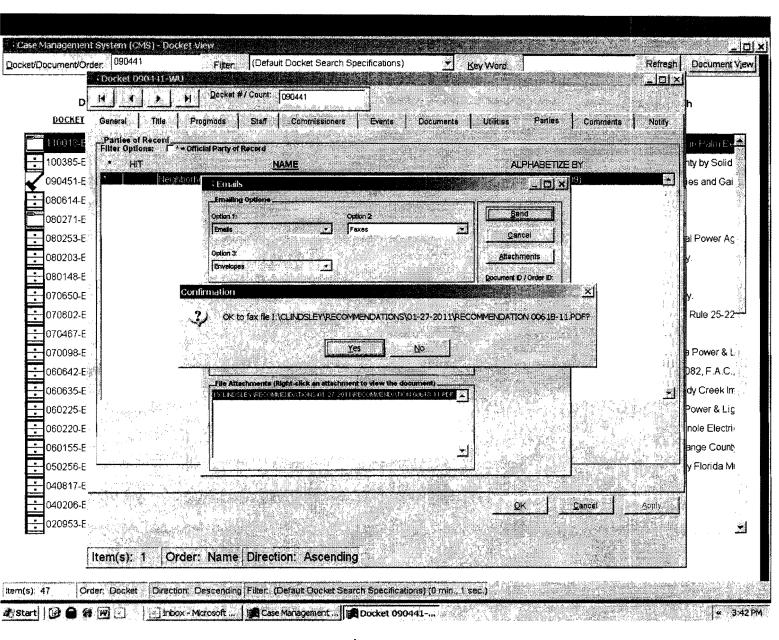
Tel: (850) 413-6630

FAXED - 1 MAILED - 1 EMAILED - 0

CO CLIC

PPSC, CLK - CORRESPONDENCE
Period Laterative To Parties L. Consultor
DOCUMENT NO. 09 404-09
DISTRIBUTION:

# 090441-WU



FAXED - 1 MAILED - 0 EMPILED - 0

FPSC, CLK - CORRESPONDENCE  Administrative Perties Consumer
DCCUMENT NO. 09404-09
DISTRIBUTION:

## State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

TO:

Parties and Interested Persons

FROM:

Ann Cold Commission Clerk, Office of Commission Clerk

RE:

duce of Filing of Staff Recommendation

Notice is being given that a staff recommendation has been filed with the Office of Commission Clerk for the upcoming Commission Conference Agenda. See attached page one for filing date, docket number, and document number information.

Complete staff recommendations for items on the agenda are available from the Commission's Web site <a href="http://www.floridapsc.com">http://www.floridapsc.com</a> by selecting the Agendas & Hearings tab and then selecting Commission Conference Agendas. Vote sheets, transcripts, and minutes are also viewable once they become available. Records of Commission actions can also be viewed by selecting Dockets & Filings, Dockets and the docket number or document number.

I hope you find this information helpful. If you have any questions concerning this information, please feel free to contact the Office of Commission Clerk at (850) 413-6770.

State of Florida





CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULE TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE:

January 27, 2011

TO:

Office of Commission Clerk (Cole)

FROM:

Division of Economic Regulation (Walden) Walden Office of the General Counsel (A. Williams) WW

RE:

Docket No. 090441-WU - Application for amendment of Certificate No. 430-W to

add territory in Duval County by Neighborhood Utilities, Inc.

County(ies): Duval

AGENDA: 02/08/11 - Regular Agenda - Interested Persons May Participate

**COMMISSIONERS ASSIGNED:** All Commissioners

PREHEARING OFFICER:

Edgar

**CRITICAL DATES:** 

None

SPECIAL INSTRUCTIONS:

None

FILE NAME AND LOCATION:

S:\PSC\ECR\WP\090441.RCM.DOC

#### Case Background

On September 4, 2009, Neighborhood Utilities, Inc. (Neighborhood or Utility) filed its application for amendment of Certificate No. 430-W to add and delete territory to reflect land areas that were exchanged with Jacksonville Electric Authority (JEA) for the provision of water service. The territory swap was discovered by the Commission staff during a field inspection for the Utility's staff-assisted rate case in Docket No. 090060-WU. The application was not complete when filed and considerable time passed while the Utility filed additional information to complete the minimum filing requirements.

Neighborhood is a Class C utility providing water service to about 430 customers in Duval County. The Utility's 2009 annual report shows gross revenue of \$86,862 and a net

COOCHEN! NEMBER-CATE

0.0618 JAN 26 =

FPSC-COMMISSION CLERK

COMMISSIONERS:
MATTHEW M. CARTER II, CHAIRMAN
LISA POLAK EDGAR
KATRINA J. MCMURRIAN
NANCY ARGENZIANO
NATHAN A. SKOP



OFFICE OF COMMISSION CLERK ANN COLE COMMISSION CLERK (850) 413-6770



# **Public Service Commission**

# **ADMINISTRATIVE**

September 11, 2009

Rose, Sundstrom & Bentley, LLP F. Marshall Deterding 2548 Blairstone Pines Drive Tallahassee, FL 32301

Re: Docket No. 090441-WU

Dear Mr. Deterding:

This will acknowledge receipt of the application for amendment of Certificate No. 430-W to add territory in Duval County by Neighborhood Utilities, Inc, which was filed in this office on September 04, 2009, and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Please note as well that the Commission's Statement of Agency Organization and Operations requires certificated companies to notify the Commission of any changes in name, telephone, address, or contact person. Should your application be granted by the Commission, you will be expected to comply with this requirement by advising us of any changes as they occur.

Office of Commission Clerk

30-50-11 SEP 11 8

PSC/CLK015-C (Rev. 04/07)

Docket No. 090441-WU Date Docketed: 09/04/2009 Title: Application for amendment of Certificate No. 430-W to add territory in Duval County by Neighborhood Utilities, Inc. Company: Neighborhood Utilities, Inc. FPSC, CLK - CORRESPONDENCE Administrative Parties Consumer DOCUMENT NO. 09404-09 DISTRIBUTION: Official Filing Date: \_\_\_ Expiration: Last Day to Suspend: \_\_\_\_ Referred to: ADM CLK (ECR) GCL PIF RCP ("()" indicates OPR) Section 2 - OPR Completes and returns to CLK in 10 workdays. Time Schedule Program Module B1(b) WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770 Staff Assignments Due Dates OPR Staff O Current CASR revision level Previous Current 1. 2. 3. 4. 5. 6. 7. Staff Counsel 8. 9. 10. <u>OCRs</u> 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. Recommended assignments for hearing 30. and/or deciding this case: 31. 32. Full Commission \_\_\_Commission Panel 33. Hearing Examiner Staff 34. 35. Date filed with CLK:\_\_\_ 36. 37. Initials OPR 38. Staff Counsel 39. 40. Section 3 - Chairman Completes Assignments are as follows: Hearing Officer(s) Prehearing Officer Commissioners Hrg Staff Commissioners ADM Exam ALL ED MM SK CTED MM SK Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case. Approved: Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

\* COMPLETED EVENTS

Docket No. 090441-WU Date Docketed: 09/04/2009 Title: Application for amendment of Certificate No. 430-W to add

territory in Duval County by Neighborhood Utilities, Inc.

Company: Neighborhood Utilities, Inc.

	pend:												
Referred to:			ADM	CLK	(ECR)	GCL	PIF	RCP	SGA	SSC			
<u>("()"</u> indicate					X	X							
	<u>Completes</u> and returns t								chedule				
Program Module	B1(b)		WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT IT IS TENTATIVE AND SUBJECT TO REVISION.										
		FOR						412 6770					
	Staff Assignment	S POR	UPDATES CO	HACI IN	E KECUKL	S SECTIO	N: (830)	413-6770					
									Due	Dates			
OPR Staff	T Walden		0 Current	Previous	Current								
ork starr	1 Waluell		o current	CASIC TE	V131011	ievei			rievious	Current			
		1.	Applicat	ion Rece	ived				NONE	09/08/2009			
		2.	Deficien				€		NONE	10/08/2009			
		3.	Staff Re	commenda	tion		-		NONE	12/22/2009			
		4.	Agenda						NONE	01/05/2010			
		5.	Standard	Order				_	NONE	01/25/2010			
		6.	Close Do	cket or	Revise (	CASR			NONE	02/25/2010			
esser The		7.											
Staff Counsel	A Williams	8.											
		9.							_				
OCD c		10.											
<u>OCRs</u>		$-\frac{11}{12}$ .											
		$-\frac{12.}{13.}$		-				_		-			
		14.											
		15.											
		16.	2										
	_	$ \begin{array}{c}  & 17. \\  & 18. \end{array} $											
		19.	-										
		20.											
		21.											
		22. 23.											
		24.	_										
		25.											
		26.								_			
		27. 28.	-										
	_	29.											
Recommended ass	ignments for hearing	30.											
and/or deciding	this case:	31.											
- 11 - 1 - 1	v a	32.											
	X Commission Panel	33.											
Hearing Examine	rStall	34.	-										
Date filed with	CLK: <u>09/21/2009</u>	36.											
Saccifica with	03/21/2003	37.											
Initials OPR		38.											
Staff	Counsel	39.											
Continu 2 Cl	luman Completes	40.	Annim		£.11								
Section 3 - Chai	irman <u>Completes</u>		Assignment:	s are as	TOILOWS	5:							
- Hearin	ng Officer(s)					Prehe	aring Off	icer					
Cammi		C+££	. 1			Commi			ADM				

Commissioners Hrg Exam ALL ED MM AGSK CT

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved:

MM

ED

CT

Date:

AG

X

SK

Date Docketed: 09/04/2009 Title: Application for amendment of Certificate No. 430-W to add Docket No. <u>090441-WU</u> territory in Duval County by Neighborhood Utilities, Inc.

Company: Neighborhood Utilities, Inc.

	Date:		Expiration	on: _								
Last Day to Susp Referred to:	penu:		A DM	CLV	(ECD)	CCI	DTE	DCD.	SCA	ccc		
	- 000		ADM	CLK	(ECR)	GCL	PIF	RCP	SGA	SSC		
("()" indicate		- CLV -	10 · · · · · · · · ·	Jane	X	X		Time C				
		to CLK in 10 workdays.    WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT										
<u>Program Module</u>	B1(B)	IT IS TENTATIVE AND SUBJECT TO REVISION.										
	Staff Assignments	EOD	UPDATES CO					413-6770				
	-		Du	e Dates								
OPR Staff	T Walden		0 Curren	Previous	Current							
		1.	Deficie	ncy Lett	er				NONE	10/08/2009		
		2.	Staff R	ecommend	ation				NONE	12/22/2009		
		3.	Agenda						NONE	01/05/2010		
		4.	Standar	d Order					NONE	01/25/2010		
		5.	Close D	ocket or	Revise C	ASR			NONE	02/25/2010		
		6.										
		7.			-1 2-0		_			V4200		
Staff Counsel	A Williams	8.										
		9.										
250		10.	_		-							
<u>OCRs</u>		-11.										
		12.										
		13. 14.			_					<del></del>		
		15.	-									
		16.										
		17.										
		18. 19.										
		20.		_			_					
		21.										
		22.										
		23. 24.		_								
		25.										
		26.										
		27.	-	_								
		28. 29.										
Recommended ass	ignments for hearing	30.			-			_				
and/or deciding		31.	-			-						
		32.										
Full Commission	X Commission Panel	33.										
<b>Hearing Examine</b>	rStaff	34.										
D-+- £43   1-1-1	CLV- 00 /21 /2000	35.										
Date filed with	CLK: <u>09/21/2009</u>	36. 37.										
Initials OPR		38.				=						
	Counsel	39.	-									
		40.										
Section 3 - Char	irman Completes		Assignmen	ts are a	s follows	::						
- Hoarin	ng Officer(s)					Prehe	aring Of	Ficer				

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Hrg

Exam

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

SK

Approved: Date:

ED

CT

Commissioners

MM

09/21/2009

SK

AG

**ADM** 

Staff

CT

ALL

Commissioners

MM

AG

ED

Docket No. 090441-WU Date Docketed: 09/04/2009 Title: Application for amendment of Certificate No. 430-W to add territory in Duval County by Neighborhood Utilities, Inc.

Company: Neighborhood Utilities, Inc.

_	Date:		Expiratio	n:		-								
Last Day to Sus	pena:		4.004	4.04	61.1/	(FCD)	CCI	DIE	0.4.0	556				
Referred to:	- 000		ADM	APA	CLK	(ECR)	GCL	PIF	RAD	SSC				
("()" indicate	Completes and returns to	CIV in	10 works	lave		X	X	Timo S	chedule					
Program Module					TS AN	TNTERNAI	DI ANNTNO							
Program Module	B1(b)	WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT IT IS TENTATIVE AND SUBJECT TO REVISION.												
	Staff Assignments	the second second	PDATES CO					413-6770	ļ.					
	Staff Assignments													
				Due Dates										
OPR Staff	T Walden	1	Current	Previous	Current									
	-	1.	Staff Re	12/22/2009	03/04/2010									
		2.	Agenda			, .	*		01/05/2010	03/16/2010				
		3.	Standard	Order					01/25/2010	04/05/2010				
		4.	Close Do	cket or	Revise	CASR			02/25/2010	05/05/2010				
		5.												
		6.				_								
		7.												
Staff Counsel	A Williams	8.												
		9.	_											
0.CD		10.	_											
<u>OCRs</u>		_ 11.	-					_						
		12.	N <del></del>											
		13.	_						<u> </u>	_				
		_ 14. _ 15.	-				-							
		16.												
		17.				_								
		_ 18. 19.	-							<del></del>				
	-	20.	_											
		21.												
		22.												
		23.												
		24. 25.	_		7					_				
		26.												
		27.								V 6333550 10Au 8				
		28.	-											
Decommonded acc	ignments for hearing	29.												
and/or deciding		30. 31.	-						1	<del></del>				
and/or declaring	this case.	32.	_			_								
Full Commission	X Commission Panel	33.	-											
Hearing Examine		34.												
		35.												
Date filed with	CLK: <u>12/22/2009</u>	36.												
Twitin]c ODD		37.	-											
Initials OPR	Counsel	38. 39.	-			-								
Stall	Counsel	40.	=		-									
Section 3 - Cha	irman Completes		ssignment	s are as	s follow:	s:	_		1					
- Hearin	ng Officer(s)					Prehea	aring Of	ficer						

	- He	earing	1 0111	cer(s	)			
	Co	Hrg Exam	Staff	_				
ALL	CT	ED	AG	SK	KL			
х			_		·			

the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

\* COMPLETED EVENTS

Where panels are assigned the senior Commissioner is Panel Chairman:

CTED AGSK KL

> Approved: Date:

Commissioners

ADM

PSC/CLK015-C (Rev. 04/07)

Docket No. <u>090441-WU</u> Date Docketed: <u>09/04/2009</u> Title: Application for amendment of Certificate No. 430-W to add territory in Duval County by Neighborhood Utilities, Inc.

Company: Neighborhood Utilities, Inc.

Official Filing	Date:		E	xpiratio	n:								
Last Day to Sus				-33.									
Referred to:				ADM	APA	CLK	(ECR)	GCL	PIF	RAD	S	SC	
("()" indicate	s OPR)						X	Х					-
Section 2 - OPR	Completes and ret	urns to	CLK in	10 work	days.				Time S	chedule	'		
Program Module	B1(b)				SCHEDULE				DOCUMEN	Τ			
			2017.3722 60 00-11		E AND SU				412 6770				
	<u>Staff Assi</u>	<u>nments</u>	FUK UP	DATES CO	NTACT TH	E KECUKU	S SECTION	v:(850)	413-6//0				
										[	ue D	ates	
OPR Staff	T Walden		2	Current	Secured Secretary Control of the Con			rent					
OIN SCALL	1 Haracii			Current	CASA TO		CVCI			716010	us	Cui	renc
			1.	Staff Re	ecommenda	tion				03/04/2	010	06/30	)/2010
			2.	Agenda						03/16/2	010	07/13	3/2010
				Standard						04/05/2	010	08/02	2/2010
				Close Do	ocket or	Revise (	ASR			05/05/2	010	09/0	3/2010
			5.				,						n.
			6.										
c. cc c 1	A 127777		7.		<del>-</del>								
Staff Counsel	A Williams		_ 8.		_					_	_		
			$\frac{9}{10}$ .										
OCRs			11.										
	ALTERNATION DE LA COMPANIA		12.										
			13.				· ·				-		
			14.										
			_ 15.										
			16. 17.	_									
			18.										-
			_ 19.								_		
			20. 21.								$\rightarrow$		
			22.										
			23.						10 133				
			24. 25.										
			26.										
			27.										
			28.								_		
Recommended ass	ignments for heari	na	29. 30.										
and/or deciding			31.						-				
			32.										
	X Commission Par	iel	33.										
Hearing Examine	rStaff		34.										
Date filed with	CLK: <u>02/25/2010</u>		35. 36.			_							
Date Tileu with	CLR. 02/23/2010		37.										
Initials OPR	<u>-</u>		38.										
Staff	Counsel		39.										
Soction 2 Chai	nman Completes		40.	re i armer i		follows							
Section 3 - Chai	irman Completes		AS	signment	s are as	TOTTOWS	•						
- Hearin	ng Officer(s)						Prehea	ring Off	ficer				
	ssioners	Hrg	Staff	7				sioners		ADM			
	DOCUMENT OF A SEC SERVICE SERV	Exam	es member so					usur risorodii. <del>Ti</del> lii i <del>t</del>		1000			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

PSC/CLK015-C (Rev. 04/07)

ED

ALL

\* COMPLETED EVENTS

Pending 319/10

Approved:

Date:

3/8/10

Docket No. 090441-WU Date Docketed: 09/04/2009 Title: Application for amendment of Certificate No. 430-W to add

territory in Duval County by Neighborhood Utilities, Inc.

Company: Neighborhood Utilities, Inc.

Offici								Expiratio	on:										
Last D	ay to red to		ena:					ADM	A D A	CL I	,	(ECD)		ř	DTE	0.40		CC	
			ODD)					ADM	APA T	CLF		(ECR)	T GC		PIF	RAD		SC	
	indic			atas	and ret	turns to	CLK ir	10 worke	days			Х	X		Time (	 Schedu1	0		
Progra				etes .	and ret	turns to		NG: THIS		TS A	N TNT	TERNAI	PI ANN				C		
· · · · · ·	11040		D1(0)					TENTATIV						2,1.0 0.	2007121	A.S.			
				<u>Staf</u>	f Assi	<u>gnments</u>	FOR U	PDATES CO	NTACT TH	IE REC	ORDS	SECTIO	ON: (85	0) 413	3-6770	ס			
																	Due	Dates	
OPR St	<u>aff</u>		T Wal	den			3	3 Current CASR revision level											rent
							1.		ecommenda	ation							)/2010		8/2010
							2.	Agenda									3/2010		9/2010
							3.	Standard		D	- (1	CD					2/2010		9/2010
							4.	Close Do	ocket or	Revis	e CA	SK				09/0:	3/2010	12/2	9/2010
							_ 5.		8							-			
							6.												
Staff	Counce	a .	A Wil	liome			- 7. 8.									+			0.000000
Stall	Counse		A WII	1 Tallis			- 8. 9.	-								+		= = ==	
							10.											<del>                                     </del>	F-100
OCRs		-					11.												
		-		_			12.												0,000
							13.		_										
		-					14.	-								_	_		
		-					15. 16.												_
		-					17.		92										
							18.		·				·			4			
		,					19.	9								+			
		-					20. 21.	19	-6							1		l	
		-					22.												
		_					23.												
		-					24.	-								ļ			
		-					25. 26.	-								1			
		-					27.		•										
		-					28.									1			
Recomm	ondod	acci.	anmont	c for	, boani	ina	29. 30.	<u> </u>								+			
and/or					ilear	ng	31.	-								<u>†                                      </u>			
<b>u</b> , 0.				.uoo.			32.												
Full Co					ion Pa	nel	33.												
Hearin	g Exam	iner	St	aff		_	34.	_											
D			CL 1/ 0	c /22 /	2010		35.	-											
Date f	ilea w	ntn (	CLK: <u>U</u>	6/22/	2010		36. 37.				-								
Initia <sup>*</sup>	ls OPF	₹					38.						. 2	101		1			
			ounse	1			39.												-
de Son							40.												
Section	13-0	Chair	man C	omple	tes		A	ssignment	ts are as	foll	ows:								
	- He	aring	offi	cer(s	)			_		_		Prehe	aring	0ffic	er				
Commissioners Hrg Exam						Hrg Exam	Staff					Commi	ssion	ers		ADM			
ALL	AG	ED	SK	C1	C2						AG	ED	SK	C1	C2				
X											х								

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: Date:

Pending

6 30 10

#### case assignment and scheduling kecord

#### Section 1 - Office of Commission Clerk

Docket No. 090441-WU Date Docketed: 09/04/2009 Title: Application for amendment of Certificate No. 430-W to add territory in Duval County by Neighborhood Utilities, Inc.

Company: Neighborhood Utilities, Inc.

Official Filing	Date:		E	xpiratio	n:								
	pend:			•									
Referred to:				ADM	APA	CLK	(ECR)	GCL	PIF	RAD	S	SC	
("()" indicate	s OPR)						X	Х					
	Completes and ret	urns to								<u>chedule</u>			
<u>Program Module</u>	B1(b)						NTERNAL		DOCUMEN	T			
	c. 55 t t						) REVISIO S SECTIO		413-6770				
	<u>Staff Assid</u>	<u>inments</u>		D/11/25 CO			5 520,20,	(050)					
										[	Oue D	ates	
OPR Staff	T Walden	-	4	Current	: CASR re	Previous Current							
			_		commenda	tion_				10/28/2	_		2/2011
			2.	Agenda						11/09/2	_		5/2011
			-	Standard		Davidaa (	CACD			11/29/2	$\overline{}$		4/2011
			4. 5.	Close Do	cket or	kevise (	LASK			12/29/2	010	03/1	4/2011
			6.							-			
			7.										
Staff Counsel	A Williams		8.										
			9.						-				
			10.		-								
<u>OCRs</u>			_ 111.		-								<u>,                                      </u>
			12.										
	N		13. 14.										
			15.										
			16.								-		
			17. 18.									_	
			19.										
			20.										
		-	21. 22.		-								
		_	23.										
			24.				_						
			25. 26.		-								-
			27.										
			28.										
Recommended ass	ignments for heari	na	29. 30.										
and/or deciding		,	31.										
		_	32.										
	_X_Commission Par	iel	33.									-	
Hearing Examine	Starr		34. 35.		-								
Date filed with	CLK: 10/21/2010		36.					_					_
			37.										
Initials OPR	c1		38.										
Starr	Counsel	_	39. 40.										-
Section 3 - Chai	rman Completes			signment	s are as	follows	5:					-	
	ng Officer(s)			ent tell water tell tell tell tell tell tell tell t				ring Of	ficer				
	ssioners	Hrg Exam	Staff					sioners		ADM			

Χ Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

ED SK

ALL

GH BI

Approved:

ED

X

Date: