LAW OFFICES

ROSE, SUNDSTROM & BENTLEY, LLP

2548 Blairstone Pines Drive Tallahassee, Florida 32301

> (850) 877-6555 Fax (850) 656-4029 www.rsbattorneys.com

REPLY TO CENTRAL FLORIDA OFFICE

100126-WS

Central Florida Office Sanlando Center 2180 W. State Road 434, Suite 2118 Longwood, Florida 32779 (407) 830-6331 Fax (407) 830-8522

Martin S. Friedman, P.A. Bridget M. Grimsley Christian W. Marcelli Brian J. Street

CONOMIC REGULATION

5: 50

March 15, 2010

## HAND DELIVERY

Chairman Nancy Argenziano Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

FREDERICK L. ASCHAUER, JR.

CHRIS H. BENTLEY, P.A.

F. MARSHALL DETERDING

STEVEN T. MINDLIN, P.A. CHASITY H. O'STEEN

WILLIAM E. SUNDSTROM, P.A. DIANE D. TREMOR, P.A.

ROBERT M. C. ROSE (1924-2006)

**ROBERT C. BRANNAN** 

JOHN R. JENKINS, P.A.

KYLE L. KEMPER

JOHN L. WHARTON

Re: C.F.A.T. H2O, Inc. General Rate Increase Application Our File No. 44096.01

Dear Chairman Argenziano:

This letter, pursuant to Rule 25-30.430, Florida Administrative Code, requests approval of a test year for C.F.A.T. H2O, Inc. (the "Company"). The Company intends to submit an application for general rate relief to the Florida Public Service Commission for its water and wastewater systems. The Company intends to submit the minimum filing requirements ("MFRs") on or before September 30, 2010.

The Company's last rate proceeding was in Docket No. 870212-WS, utilizing a test year ending December 31, 1986, which culminated in Order No. 18312, issued October 19, 1987. Rate base was last established as of December 31, 1991, in Docket No. 921260-WS by Order No. PSC-93-0900-FOF-WS, issued June 14, 1993.

The Company requests an historic test year ending December 31, 2009. The requested test year is representative of a normal full year of operation.

COM \_\_\_\_\_ The Company has made no major changes to plant and equipment for its water and APA wastewater systems in the last eighteen (18) months. Within that same period of time, there ECR have been no major changes in operational methods.

GCL \_\_\_\_\_ The Company does not propose to include any major pro forma plant additions, or RAD expenses.

- SSC
- ADM \_\_\_\_\_
- OPĆ

CLK NOTA

COCUMENT NUMBER-DATE

01816 MAR 15 2

FPSC-COMMISSION CLERK

Chairman Nancy Argenziano Florida Public Service Commission March 15, 2010 Page 2

4

Pursuant to Section 367.081(8), Florida Statutes, the Company requests that the Commission process this petition for rate relief using the proposed agency action procedure. The Company also will request interim rates based on the historic test year.

Should you or members of the Staff have any questions regarding this request, please do not hesitate to contact me.

Very truly yours,

lunt Shale

MARTIN S. FRIEDMAN For the Firm

MSF/mp

cc: Mr. Charles de Menzes (via email)
Mr. Don Clayton (via email)
Ms. Cheryl Bulecza-Banks, Division of Economic Regulation
Mr. Bart Fletcher, Division of Economic Regulation

m:\1 altamonte\cfat h2o (44096)\(.01) 12-31-09 ty rate case\psc chair 01 (test year letter).doc

Rose, Sundstrom & Bentley, LLP 2180 West State Road 434, Suite 2118, Longwood, Florida 32779