

VOTE SHEET

August 31, 2010

Docket No. 100149-WU – Application for increase in water rates in Lee County by Ni Florida, LLC.

Issue 1: Should the Utility’s proposed final water rates be suspended?

Recommendation: Yes. Ni Florida’s proposed final water rates should be suspended.

APPROVED

Issue 2: Should any interim revenue increase be approved?

Recommendation: Yes, Ni Florida should be authorized to collect annual water revenues as indicated below:

	<u>Adjusted Test Year Revenues</u>	<u>\$ Increase</u>	<u>Revenue Requirement</u>	<u>% Increase</u>
Water	\$220,716	\$117,668	\$338,385	53.31%

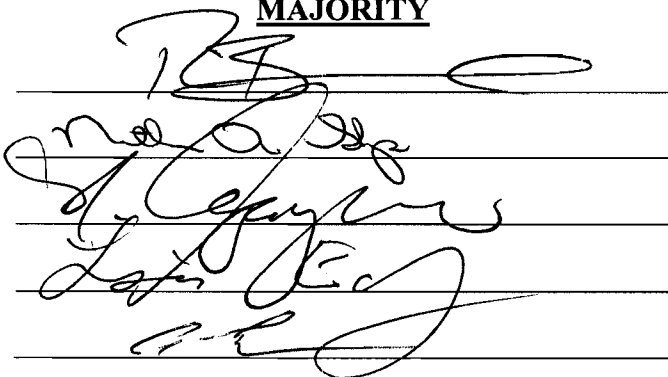
APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING



REMARKS/DISSENTING COMMENTS:

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Issue 3: What are the appropriate interim water rates?

Recommendation: The water service rates for Ni Florida in effect as of December 31, 2009, should be increased by 53.55 percent, to generate the recommended revenue increase for the interim period. The approved rates should be effective for service rendered as of the stamped approval date on the tariff sheets, pursuant to Rule 25-30.475(1)(a), F.A.C. The rates should not be implemented until staff verifies that the tariff sheets are consistent with the Commission's decision, the proposed customer notice is adequate, and the required security has been filed. The Utility should provide proof of the date notice was given within 10 days after the date of notice.

APPROVED

Issue 4: What is the appropriate security to guarantee the interim increase?

Recommendation: The Utility should be required to open an escrow account or file a surety bond or letter of credit to guarantee any potential refund of revenues collected under interim conditions. If the security provided is an escrow account, the Utility should deposit \$9,807 into the escrow account each month. Otherwise, the surety bond or letter of credit should be in the amount of \$68,710. Pursuant to Rule 25-30.360(6), F.A.C., the Utility should provide a report by the 20th of each month indicating the monthly and total revenue collected subject to refund. Should a refund be required, the refund should be with interest and in accordance with Rule 25-30.360, F.A.C.

APPROVED

Issue 5: Should the docket be closed?

Recommendation: No. The docket should remain open pending the Commission's PAA decision on the Utility's requested rate increase.

APPROVED