Case Assignment and Scheduling Record

CORRESPONDENCE AUG 15, 2014 DOCUMENT NO. 08144-11

Section 1 - Office of Commission Clerk

Tampa Electric Company

Company: Edward McDonald

Docket No. <u>110305-EI</u> Date Docketed: <u>11/04/2011</u> Title: Initiation of formal proceedings of Complaint No. 1006767E of Edward McDonald against Tampa Electric Company, for alleged improper billing.

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Section 1 - Office of	f Commission Clerk		
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Section 1 - Office of Commission Clerk

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Section 1 - Office of Commission Clerk

Docket No. <u>110305-EI</u> Date Docketed: <u>11/04/2011</u> Title: Initiation of formal proceedings of Complaint No. 1006767E of Edward McDonald against Tampa Electric Company, for alleged improper billing.

Referred to:	end: _			AFD	AIT	APA	CAO	CLK	DET	EC0		ENG	(GCL)	IDM	TEL
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STATE OF FLORIDA

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

Hublic Service Commission

May 16, 2013

FPSC, CLK - CORRESPONDENCE <u>Administrative_Parties_Consumer</u> DOCUMENT NO. <u>08144-11</u> DISTRIBUTION:

Mr. Edward McDonald 7203 North 41ST Street Tampa, Florida 33604-2425

Re: Edward McDonald vs. Florida Public Service Commission Supreme Court Case No. SC13-160 - FPSC Docket No. 110305-EI

Dear Mr. McDonald:

Enclosed is a copy of the record on appeal currently at the Supreme Court. This copy of the record on appeal is being provided to you per your request of May 10, 2013, received at the Clerk's Office on 5/16/13.

If you have any questions, please feel free to contact me.

Sincerely,

Marguerite H. McLean

Marguerite H. McLea Records Technician

MHM: Enclosure

cc: Docket Correspondence

Internet E-mail: contact@psc.state.fl.us

Commissioners: Ronald A. Brisé, Chairman Lisa Polak Edgar Art Graham Eduardo E. Balbis Julie I. Brown



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

Hublic Service Commission

May 2, 2013

Thomas D. Hall, Clerk Florida Supreme Court 500 South Duval Street Tallahassee, Florida 32399

May 10, 2013 2 8 Please provide me a copy of the Record on Appeal (2001) Edward McDonal

Re: Edward McDonald vs. Florida Public Service Commission - Supreme Court Case No. SC13-160, FPSC Docket No. 110305-EI

Dear Mr. Hall:

Enclosed is the amended index and the Record on Appeal in the above-referenced case. The Record on Appeal consists of two volumes which is being forwarded for filing in the Florida Supreme Court. Please initial and date the copy of this letter to indicate receipt.

If you have any questions regarding this Record on Appeal, please feel free to contact me.

Sincerely,

Ann Cole Commission Clerk

AC: mhm Enclosure

cc: Mr. Edward McDonald Samantha Cibula, Office of the General Counsel Pamela H. Page, Office of the General Counsel James D. Beasley, Esquire J. Jeffry Wahlen, Esquire Ms. Paula K. Brown



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EDWARD G MCDONALD 7203 N 41 street TAMPA FL 33604 FL 33604 .

DISTRIBUTION CENTER

13 MAY 16 AM 6: 46

, ANN COLE. COMMISSION CLERK 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

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Commissioners: Ronald A. Brisé, Chairman Lisa Polak Edgar Art Graham Eduardo E. Balbis Julie I. Brown

STATE OF FLORIDA



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

Hublic Service Commission

May 2, 2013

Thomas D. Hall, Clerk Florida Supreme Court 500 South Duval Street Tallahassee, Florida 32399 FPSC, CLK - CORRESPONDENCE Administrative Parties Consumer DOCUMENT NO. 08144-11 DISTRIBUTION:

Re: Edward McDonald vs. Florida Public Service Commission - Supreme Court Case No. SC13-160, FPSC Docket No. 110305-EI

Dear Mr. Hall:

Enclosed is the amended index and the Record on Appeal in the above-referenced case. The Record on Appeal consists of two volumes which is being forwarded for filing in the Florida Supreme Court. Please initial and date the copy of this letter to indicate receipt.

If you have any questions regarding this Record on Appeal, please feel free to contact me.

Sincerely,

Ann Cole Commission Clerk

AC: mhm Enclosure

cc: Mr. Edward McDonald Samantha Cibula, Office of the General Counsel Pamela H. Page, Office of the General Counsel James D. Beasley, Esquire J. Jeffry Wahlen, Esquire Ms. Paula K. Brown

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Marguerite McLean	1.0305-EI
From: Sent: To: Cc: Subject: Attachments:	Samantha Cibula Tuesday, February 12, 2013 11:12 AM Ann Cole; Hong Wang; Marguerite McLean Pamela H. Page Appeal Case Schedule for Docket No. 110305-EI 110305CourtCaseSchedule.smc.doc FPSC, CLK - CORRESPONDENCE Administrative_Parties_Consumer DOCUMENT NO. 08199-11 DISTRIBUTION:

Please find attached the appeal case schedule for Florida Supreme Court Case No. SC13-160 (Docket No. 110305-El). This memo is being provided to you for informational purposes only.

(n)



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-

DATE:	February 12, 2013
то:	Ann Cole, Commission Clerk, Office of Commission Clerk
FROM:	Samantha M. Cibula, Attorney Supervisor, Office of the General Counsel
RE:	Docket No. 110305-EI – Edward McDonald v. Florida Public Service Commission, Florida Supreme Court Case No. SC13-160

Please note that the above appeal has been assigned to Pamela H. Page. The Notice of Administrative Appeal was filed on January 30, 2013. The case schedule is as follows:

DATE	ITEM
March 7, 2013	Draft of Index of Record from Clerk to Appeals Attorney
March 21, 2013	Index of Record Served on Parties
April 1, 2013	Copy of Record to Appeals
April 10, 2013	Appellant's Initial Brief Due
April 30, 2013	Commission's Answer Brief Due
May 20, 2013	Appellant's Reply Brief Due
May 20, 2013	Clerk Transmits Record to Court

SMC

Eric Fryson

110305-EI

From: Dorothy Menasco

Sent: Friday, September 28, 2012 10:56 AM

To: Adam Teitzman

Cc: Eric Fryson

Subject: RE: Edward McDonald Complaint

FPSC, CLK CORRESPONDENCE Administrative Parties Consumer DOCUMENT NO. 08/44-11 DISTRIBUTION:

Thank you for this confirmation, Adam. We will do as instructed below and will place this message in administrative correspondence.

Dorothy

From: Adam Teitzman **Sent:** Friday, September 28, 2012 9:30 AM **To:** Dorothy Menasco **Subject:** RE: Edward McDonald Complaint

Dorothy,

This matter has been addressed by the Commission. It was dismissed with prejudice by Order No. PSC-12-0053-PAA-EI, issued February 7, 2012, and consummated as final by Order No. 12-0489-CO-EI, issued September 24, 2012. Accordingly, a new docket should not be opened and this document should be placed in Docket No. 110305-EI.

Thank you, Adam

From: Dorothy Menasco **Sent:** Thursday, September 27, 2012 4:45 PM **To:** Adam Teitzman **Subject:** FW: Edward McDonald Complaint

From: Dorothy Menasco Sent: Thursday, September 27, 2012 10:03 AM To: Pauline Robinson Cc: Elisabeth Draper; Neal Forsman; Hong Wang Subject: Edward McDonald Complaint

Hi Pauline,

Please see attached request received today, from Mr. McDonald. The complaint he mentions that the Commission received on 9/11/12, was placed in Docket 110305-EI (DN 06104-12) which was closed on 9/24/12. Please advise if that complaint should have opened a new docket. If not, should this newest request be placed in Docket 110305-EI as well? Thank you for your help.

Eric Fryson

From: Ann Cole

Sent: Wednesday, June 20, 2012 12:30 PM

To: Pauline Robinson

Cc: Adam Teitzman; Hong Wang; Marguerite McLean; Eric Fryson

Subject: RE: Docket No. 110305-EI - Mr. Edward McDonald's complaint against TECO

Thank you for this update. By copy of this e-mail, I'm asking Eric to place this information in administrative correspondence, so CLK will have a record of why the subpoenas were not issued and that Mr. McDonald was notified.

Ann Cole Office of Commission Clerk

From: Pauline Robinson Sent: Wednesday, June 20, 2012 11:00 AM To: Adam Teitzman; Ann Cole Subject: Docket No. 110305-EI - Mr. Edward McDonald's complaint against TECO

As a follow-up to Mr. McDonald's fax received on June 19, 2012, regarding the subpoena, I contacted Mr. McDonald telephonically today and he said he had not received the order as yet advising that the request for discovery in the docket was denied. The Order was issued on June 18, 2012. I told him the prehearing officer denied his request for discovery, and he said he should receive the order soon as he receives his correspondences by mail. He then said okay, thank you.

Thank you.

Pauline Robinson

Pauline E. Robinson, J.D., Esq. Attorney Florida Public Service Commission Office of the General Counsel 2540 Shumard Oak Blvd Tallahassee, FL 32399 Tel: 850-413-6183 Fax: 850-413-6184

	CORRESPONDENCE
Administrativ	e Parties Consume
DOCUMENT	NO. <u>28144-11</u>
DISTRIBUTIC	DN:

Matilda Sanders PSC-12-0309-PCO-E1

From:
Sent:
To:
Subject:

Carolyn Craig Monday, June 18, 2012 11:06 AM CLK - Orders / Notices; Pauline Robinson Order / Notice Submitted

Date and Time: Docket Number: Filename / Path: Order Type: 6/18/2012 11:05:00 AM 110305-EI S:\psc\CLK\WP\GCORDERS\110305.motion.continuance.denied.per.doc Signed / Hand Deliver

Order Denying Motion for Continuance and Discovery signed by Commissioner Balbis

Carolyn Craig

Administrative Assistant III Office of the General Counsel Phone: (850) 413-6206

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Fax: U mail: 1 E-mail: 2

FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES FOR DOCKET 110305

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Ausley Law Firm (12)		jbeasley@ausley.com	No
Tampa Electric Company	EI806	Regdept@tecoenergy.com	No

Printed on 6/18/2012 at 4:27:51 PM

Commission Clerk

Subject: FPSC E-service of Document NO. 03948-12 in Docket 110305-EI (Email ID = 874231)

The document described below has been issued by the Florida Public Service Commission and filed with the Office of Commission Clerk. As a party of record at the time of issuance or, if applicable, an interested person, you are being provided this information electronically.

Should you have any problems accessing this document, please contact the Office of Commission Clerk by reply e-mail. Do not alter the subject line, as it is used for processing.

DOCUMENT NO.	DESCRIPTION	
<u>03948-12 (3 pgs.)</u>	Order PSC-12-0309-PCO-El denying Edward McDonald's motion for continuance and discovery.	Yes

Matilda Sanders PSC-12-0262-FoF-EI

From: Sent: To: Subject:

Date and Time:

Docket Number:

Filename / Path:

Diamond Williams Wednesday, May 23, 2012 10:31 AM CLK - Orders / Notices; Pauline Robinson Order / Notice Submitted

5/23/2012 10:30:00 AM 110305-El 110305 Standard Order 052212 PER.doc

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ORDER GRANTING MOTION TO DISMISS

Thank you,

Diamond Williams Deputy Clerk II Office of General Counsel Florida Public Service Commission Email: <u>diwillia@psc.state.fl.us</u> Phone: 850-413-6094

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

Fax: 0 Mail: 1 E-mail: 2

FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES FOR DOCKET 110305

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Ausley Law Firm (12)		jbeasley@ausley.com	No
Tampa Electric Company	E1806	Regdept@tecoenergy.com	No

Commission Clerk

Subject: FPSC E-service of Document NO. 03275-12 in Docket 110305-EI (Email ID = 620347)

The document described below has been issued by the Florida Public Service Commission and filed with the Office of Commission Clerk. As a party of record at the time of issuance or, if applicable, an interested person, you are being provided this information electronically.

Should you have any problems accessing this document, please contact the Office of Commission Clerk by reply e-mail. Do not alter the subject line, as it is used for processing.

DOCUMENT NO.	DESCRIPTION
<u>03275-12 (7 pgs.)</u>	Order PSC-12-0252-FOF-EI granting
	TECO's motion to dismiss, without prejudice; if Edward McDonald files an amended petition, the petition must conform to the filing requirements of Rule 28–106.201, FAC, and must be received
	by CLK before 5:00 p.m. on 6/12/12; if Mr. McDonald fails to timely file an amended petition, docket to be closed, and a CO issued reviving Order PSC-12-0053-PAA-EI, making it final
	and effective.

110305-E1

FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES FOR DOCKET 110305

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Ausley Law Firm (12)		jbeasley@ausley.com	No
Tampa Electric Company	E1806	Regdept@tecoenergy.com	No

FPSC, CLK	CORRESPONDENCE
Administrativ	e 🗌 Parties 🗌 Consumer
DOCUMENT	NO. 08144-11
DISTRIBUTIO	

The attached document has been issued by the Florida Public Service Commission and filed with the Off... Page 1 of 1

Commission Clerk

Subject: FPSC E-service of Document NO. 03000-12 in Docket 110305-EI (Email ID = 548003)

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Should you have any problems accessing this document, please contact the Office of Commission Clerk by reply e-mail. Do not alter the subject line, as it is used for processing.

DOCUMENT NO.	DESCRIPTION
<u>03000-12 (7 pgs.)</u>	RECOM for 5/22/12 Commission conference, Item, from GCL, ECR and SRC staff.

CLK Official Filing****2/7/2012 9:56 AM

Matilda Sanders

From:	
Sent:	
To:	
Subjec	t:

Diamond Williams Tuesday, February 07, 2012 9:56 AM CLK - Orders / Notices; Pauline Robinson Order / Notice Submitted

PSC-12-0053 - PAA-EL

Date and Time: Docket Number: Filename / Path: 2/7/2012 9:54:00 AM 110305-EI 110305 PAA Order PER.doc

NOTICE OF PROPOSED AGENCY ACTION ORDER DENYING COMPLAINT'S REQUEST FOR RELIEF AGAINST TAMPA ELECTRIC COMPANY

Thank you,

Diamond Williams Deputy Clerk II

Office of General Counsel

Phone: 850-413-6094

Florida Public Service Commission Email: diwillia@psc.state.fl.us

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FPSC,	CLK	COR	RESPO	NDENCE
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FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES FOR DOCKET 110305

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Tampa Electric Company	E1806	Regdept@tecoenergy.com	No

The attached document has been issued by the Florida Public Service Commission and filed with the Off... Page 1 of 1

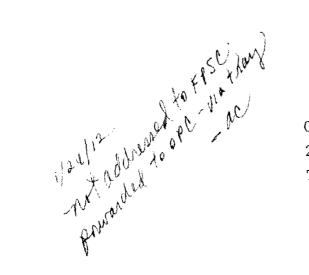
Commission Clerk

Subject: FPSC E-service of Document NO. 00742-12 in Docket 110305-EI (Email ID = 343079)

The document described below has been issued by the Florida Public Service Commission and filed with the Office of Commission Clerk. As a party of record at the time of issuance or, if applicable, an interested person, you are being provided this information electronically.

Should you have any problems accessing this document, please contact the Office of Commission Clerk by reply e-mail. Do not alter the subject line, as it is used for processing.

DOCUMENT NO.	DESCRIPTION
00742-12 (6 pgs.)	PAA Order PSC-12-0053-PAA-EI
	denying Edward McDonald's request for relief against TECO; if no protest, order to become final and effective on issuance of a CO; if order becomes final, docket to be closed; protest due 2/28/12.



OFFICE OF PUBLIC COUNSEL 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

EDWARD MCDONALD,)
Petitioner,)
v .)
TAMPA ELECTRIC COMPANY,)

Respondent.

DOCKET NO. 110305-EI

PETITIONER'S RESPONSE TO PSC STAFF RECOMMENDATIONS

Petitioner, Edward McDonald, excercises his right as a person whose substantial interests are affected, to appear before the commission by submitting the following proffer, To Wit; the following:

)

In its discussion of issues, FPSC staff "did not consider the arguments raised in his (Petitioner McDonald's) reply" citing PSC Order No.03-0525-FOF-TP. The aforecited case should not be invoked to defeat a consumer's right to a fair Hearing. The application of this case, as interpreted by PSC staff denies the petitioner the benefit of Federal Law; namely, THE FAIR CREDIT REPORTING ACT, FAIR DEBT COLLECTION PRACTICES ACT, CREDIT CARD BILLING ACT ET.AL. AND OTHER FEDERAL STATUTES RELATING TO DEBT COLLECTION.

THERE IS NO CASE LAW TO SUPPORT A FLORIDA ADMINISTRATIVE RULE THAT TRUMPS THE CLEAR INTENT OF A FEDERAL STATUTE. (Emphasis)

The staff's conclusions are not supported by the record. The facts reveal:

(1) Teco cannot collect the \$915.94 from a bill dated July 2004 because it violates Florida's Statute of Limitations. To assert that a publicly regulated utility is not subject to the provisions of Chapter 95.11 F.S. is utterly without merit. Note staff response below.

Vr. Edward McDonar 1006767E Dctober 3, 2011 Page 3 of 10

VIr. Edward McDonald STATUTE OF LIMITATIONS

In item 3 of your correspondence dated August 5, 2011, you stated that: "TECO is barred from pursuing collection of a bill dated June/July 2004 by Florida's Statute of Limitations." Your concerns regarding this issue fall under the authority of The Florida Consumer Collection Practices Act (FCCPA), Title XXXIII, Chapter 559, Part VI, Florida Statutes (F.S.). Please understand that the FPSC has no authority to investigate FCCPA matters. Furthermore, there is no FPSC rule or guideline that restricts or limits the length of time a utility can pursue debt collection for prior indebtedness. Complaints regarding FCCPA violations should be directed to the Florida Office of Financial Regulation, 200 E. Gaines Street, Tallahassee, FL 32399-0376, telephone number (850) 410-9805, fax number (850) 410-9300. You may also file a complaint on that agency's website (www.flofr.com). The FPSC will be unable to further assist you in this matter.

110305 - EI

Docket Index for January 24, 2012, Commission Conference Agenda

• PLEASE NOTE: This list is assembled for the administrative convenience of CLK personnel and <u>does not</u> represent the final agenda product. Persons who rely on this list for any purpose do so at their own risk.

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- A) 110318-TP
- 2. 110041-EI
- 3. 100459-EI
- 4. 110071-TP
- 5. 110272-EU
- 6. 110305-EI
 - 7. 110306-TP
 - 8. 110312-EQ
 - 9. 110207-EI
 - 10. 110320-GU
 - 11. 120005-WS

FPSC, CLK - CORRESPONDENCE Administrative_Parties_Consumer DOCUMENT NO. <u>68144-11</u> DISTRIBUTION:



GOV. OFFICIALS Jake Co 110272-E1 mep

FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Alturas Utilities, L.L.C.	WU871	utilityconsultant@yahoo.com	Yes
Anglers Cove West, Ltd.	WS817	baltman@centurycompanies.net	Yes
Aqua Utilities Florida, Inc.	SU821	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.	WS688	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.	WS768	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.	WS798	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.	WS880	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.	WS880	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.	WS883	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.	WS885	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.	WS885	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.	WS885 WS886	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.	WS887	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.		WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.	WS938	WTRendell@aquaamerica.com	Yes
	WU174		Yes
Aqua Utilities Florida, Inc.	WU787	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.	WU879	WTRendell@aquaamerica.com	
Aqua Utilities Florida, Inc.	WU879 WU882	WTRendell@aquaamerica.com	Yes
Aqua Utilities Florida, Inc.		WTRendell@aquaamerica.com	Yes
AT&T Florida	TL720	greg.follensbee@att.com	No
AT&T Florida (f/k/a BellSouth Telecommunications) (11agr)		greg.follensbee@att.com	No
BFF Corp.	SU595	charlie@alternativephone.com	Yes
Black Bear Reserve Water Corporation	WU940	blackbearwater@gmail.com	Yes
Brendenwood Utilities, LLC.	WU951	gpconnollyjr@gmail.com	Yes
C & H Utilities, Inc.	WU649	shortutility@embarqmail.com	Yes
C.F.A.T. H2O, Inc.	WS719	charlie@alternativephone.com	Yes
Camachee Cove Yacht Harbor Utility	WU927	marlene.camachee@comcast.net	Yes
Cedar Acres Inc	WU917	DavidJSimons@aol.com	Yes
Central Sumter Utility Company, L.L.C.	WS897	John.wise@thevillages.com	Yes
Century Estates Utilities, Inc.	WU725	jlinartas@yahoo.com	Yes
CHC VII, Ltd.	WS816	baltman@centurycompanies.net	Yes
City of Marianna		deanj@cityofmarianna.com	No
Colina Bay Water Company, LLC	WU900	shelley@reserveinvest.com	Yes
Commercial Utilities, Division of Grace and Company, Inc.	WS090	Incgrace@aol.com	Yes
comverge		sfay@comverge.com	No
Continental Utility, Inc.	WS606	gm@continentalcountryclub.com	Yes
Coral Cay Water & Sewer Company	WS731	coral_cay_manager@equitylifestyle.com	Yes
Country Club Utilities, Inc.	WS654	rgregharris@gmail.com	Yes
County-Wide Utility Co., Inc.	WU008	countywide@leewardairranch.com	Yes
Crestridge Utility Corporation	WU049	countrygirl@svs.net	Yes
CWS Communities LP	WU839	Mmathisen@HometownAmerica.com	Yes
Cypress Lakes Utilities, Inc.	WS800	pcflynn@uiwater.com	Yes
Damon Utilities, Inc.	WS551	damonutilities@embarqmail.com	Yes
East Central Florida Services, Inc.	WU643	jpayne@ari-slc.com	Yes
Express Phone Service		tom@dei.gccoxmail.com	No
Farmton Water Resources LLC	WU859	mabfarmton@hughes.net	Yes
FIMC Hideaway, Inc.	WS652	jandrmcbride@cox.net	Yes
FL - CLEC LLC		michelle.salisbury@crowncastle.com	No
FLATEL, Inc.	TX164	AMatari@Flatel.net	No
Florida Power & Light Company (11b)		Ken.Hoffman@fpl.com	No
Florida Power & Light Company (Junol 1g)		Will.Cox@fpl.com	No
Florida Public Utilities Company		tgeoffroy@cfgas.com	No
Florida Public Utilities Company (11)		tgeoffroy@cfgas.com	No

FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Forest Utilities, Inc.	SU293	forestu@aol.com	Yes
Fountain Lakes Sewer Corp.	SU572	maryjo.kelly@k-a-c.com	Yes
Four Lakes Golf Club, Ltd.	WS815	baltman@centurycompanies.net	Yes
Francis I Utility, L.L.C.	SU858	kasi@francisone.com	Yes
Gold Coast Utility Corp.	WS899	burkimwater@aol.com	Yes
Grenelefe Resort Utility, Inc.	WS770	bryon smith@wgresorts.com	Yes
Gulf Power Company	E1804	sdriteno@southernco.com	No
Gunster Law Firm (10)		BKeating@gunster.com	No
Gunster Law Firm (10Keating)		BKeating@gunster.com	No
Gunster Law Firm (11Keating)		bkeating@gunster.com	No
Harbor Hills Utilities, L.P.	WU727	arich@harborhills.com	Yes
Hash Utilities, LLC	WU950	marshall@hash.com	Yes
Hidden Cove, Ltd.	WS814	baltman@centurycompanies.net	Yes
Holiday Gardens Utilities, Inc.	WU109	countrygirl@svs.net	Yes
HV Utility Systems, L.L.C.	SU866	ken_kroot@equitylifestyle.com	Yes
Indiantown Company, Inc.	WS120	maryannh@itstelecom.net	Yes
Joyland Water System	WU711	yarm4.1.1@netzero.net	Yes
K W Resort Utilities Corp.	SU336	chriskw@bellsouth.net	Yes
Keefe Law Firm (10a)		vkaufman@kagmlaw.com	No
L W V Utilities, Inc.	WU135	water@fastestserver.com	Yes
Labrador Utilities, Inc.	WS851	pcflynn@uiwater.com	Yes
Lake Placid Utilities, Inc.	WS709	pcflynn@uiwater.com	Yes
Lake Utility Services, Inc.	WS641	pcflynn@uiwater.com	Yes
Lake Utility Services, Inc.	WU553	pcflynn@uiwater.com	Yes
Lake Yale Treatment Associates, Inc.		Qty555@aol.com	Yes
Lighthouse Utilities Company, Inc.	WU533	luci@gtcom.net	Yes
Macfarlane Law Firm (11)		aw@macfar.com	No
Marion Utilities, Inc.	WS160	marionutl@aol.com	Yes
Mayor, City of Clermont		jwarren@clermontfl.org	Yes
Mayor, City of Eustis		eustiscm@eustis.org	Yes
Mayor, City of Fruitland Park		fruitInd@atlantic.net	Yes
Mayor, City of Groveland		Richard.Smith@groveland-fl.gov	Yes
Mayor, City of Mascotte		felix.ramirez@cityofmascotte.com	Yes
Mayor, City of Mount Dora		citymgr@ci.mount-dora.fl.us	Yes
Mayor, Town of Montverde		mayor@mymontverde.com	Yes
McLeod Gardens Water Company	WU841	lauravgriffith@aol.com	Yes
Mid-County Services, Inc.	SU291	pcflynn@uiwater.com	Yes
Mountain Lake Corporation	WU791	BMARTIN@mountainlakecc.com	Yes
Neighborhood Utilities, Inc.	WU383	wlarryo@hotmail.com	Yes
Ni Florida, LLC	SU915	ewallace@niamerica.com	Yes
Ni Florida, LLC	WU920	ewallace@niamerica.com	Yes
North Beach Utilities, Inc.	WS926	nbutilities@bellsouth.net	Yes
North Peninsula Utilities Corporation	SU615	developershw@gmail.com	Yes
Northgate Properties, Inc.	WS172	rnorthgateprope@cfl.rr.com	Yes
Oak Springs, LLC	WU875	mvcres1@msn.com	Yes
Office of Public Counsel (10d)		KELLY.JR@leg.state.fl.us	No
Office of Public Counsel (12b)		reilly.steve@leg.state.fl.us	No
Orange Blossom Utilities, Inc.	WS912	nancy.roach@ymail.com	Yes
Orange Lake	WS892	gmorse4@tampabay.rr.com	Yes
Orangedale Utilities, Inc.	WS935	hdwrhr@yahoo.com	Yes
Orangewood Lakes Services, Inc.	WS180	angela@floridacommunities.com	Yes
Palm Valley Utilities	WS832	sseyffart@hometownamerica.net	Yes
Park Water Company	WU776	parkwaterco@aol.com	Yes
Laik water Company	WS189	PUI@bellsouth.net	Yes

FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES

	001011		ADDRESS
PARTY NAME	COMPANY CODE	EMAIL ADDRESS	MASTER COMMISSION DIRECTORY
Peoples Gas System	GU608	Regdept@tecoenergy.com	No
Peoples Water Service Company of Florida, Inc.	WU671	sgillet@peopleswater.net	Yes
Pine Harbour Water Utilities, LLC	WU921	pineharbourwater@aol.com	Yes
Pine Island Cove Homeowners Association, Inc.	SU724	picoveha@comcast.net	Yes
Pinecrest Ranches, Inc.	WU779	ginger00317@msn.com	Yes
Placid Lakes Utilities, Inc.	WU193	pambrewer@embargmail.com	Yes
Plantation Bay Utility Co.	WS479	dross@icihomes.com	Yes
Plantation Landings, Ltd.	WS813	baltman@centurycompanies.net	Yes
Pluris Wedgefield, Inc.	WS929	kpratt@pluriscompanies.com	Yes
Raintree Utilities, Inc.	WU663	fred@raintreeutilities.com	Yes
Regency Utilities, Inc.	WS919	mfriedman@rsbattorneys.com	Yes
Residential Water Systems, Inc.	WU370	charlie@alternativephone.com	Yes
Royal Utility Company	WS570	info@royalutility.com	Yes
5 & L Utilities, Inc.	SU327	teresafletcher@cox.net	Yes
S. V. Utilities, Ltd.	WS812	baltman@centurycompanies.net	Yes
Sanlando Utilities Corporation	WS397	pcflynn@uiwater.com	Yes
Service Management Systems, Inc.	WS571	dennis@dbasile.com	Yes
Shangri-La by the Lake Utilities, Inc.	WS728	jaylaura6@msn.com	Yes
Silver Lake Utilities, Inc.	WS907	Joe.Collins@LykesRanch.com	Yes
Southlake Utilities, Inc.	WS638	wjdeaspa@bellsouth.net	Yes
St. John's River Club Utility Company, LLC	WS906	rachelwachs@aol.com	Yes
Stone & Gerken, P.A. (11)		lewis@stoneandgerken.com	No
Sun Communities Operating Limited Partnership	WS746	jhoekstra@suncommunities.com	Yes
Sun River Utilities, Inc.	WS922	oldbridge9@aol.com	Yes
Sunny Shores Water Co., Inc.	WS754	jdsswc@tampabay.rr.com	Yes
Sunrise Utilities, LLC	WU870	utilityconsultant@yahoo.com	Yes
Tampa Electric Company	E1806	Regdept@tecoenergy.com	No
FBBT Utility LLC	WS918	mooney1325@yahoo.com	Yes
Fierra Verde Utilities, Inc.	SU682	pcflynn@uiwater.com	Yes
Fimberwood Utilities	WS896	davbolling@aol.com	Yes
TLP Water, Inc.	WU924	TLPWATERINC@GMAIL.COM	Yes
Fown & Country Utility	SU904	cdesanti@kitsonpartners.com	Yes
Fown & Country Utility	WU811	cdesanti@kitsonpartners.com	Yes
Fradewinds Utilities, Inc.	WS350	charlie@alternativephone.com	Yes
Tymber Creek Utilities, Incorporated	WS246	tymbercreekutil@aol.com	Yes
Useppa Island Utility, Inc.	WS249	tfitz5@comcast.net	Yes
Utilities, Inc. of Eagle Ridge	SU749	pcflynn@uiwater.com	Yes
Utilities, Inc. of Florida	SU640	pcflynn@uiwater.com	Yes
Utilities, Inc. of Florida	SU661	pcflynn@uiwater.com	Yes
Jtilities, Inc. of Florida	WS251	pcflynn@uiwater.com	Yes
Utilities, Inc. of Florida	WU372	pcflynn@uiwater.com	Yes
Utilities, Inc. of Florida	WU413	pcflynn@uiwater.com	Yes
Jtilities, Inc. of Florida	WU443	pcflynn@uiwater.com	Yes
Jtilities, Inc. of Florida	WU628	pcflynn@uiwater.com	Yes
Jtilities, Inc. of Longwood	SU761	pcflynn@uiwater.com	Yes
Itilities, Inc. of Pennbrooke	WS861	pcflynn@uiwater.com	Yes
Jtility Corporation of Florida, Inc.	SU916	Imschlabach@aol.com	Yes
W.B.B. Utilities, Inc.	WU639	bairport@comcast.net	Yes
Water Management Services, Inc.	WS236	gdb5@comcast.net	Yes
Water Oak Utility	WS755	jhoekstra@suncommunities.com	Yes
West Lakeland Wastewater, Inc.	SU836	utilityconsultant@yahoo.com	Yes
Windstream Utilities Company	WU385	dlouhy@embarqmail.com	Yes
Young Law Firm (10)		swright@yvlaw.net	No
Young Law Firm (11)		swright@yvlaw.net	No

F	CASE MANAG	ERVICE COMMISSION EMENT SYSTEM EMAIL ADDRESSES	
PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Zachary Taylor Camping and Lodge, Inc.	SU876	Info@FLRVResort.com	Yes

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FLORIDA PUBLIC SERVICE COMMISSION COMMISSION CONFERENCE AGENDA

CONFERENCE DATE AND TIME: Tuesday, January 24, 2012, 9:30 a.m.

LOCATION: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148

DATE ISSUED: January 12, 2012

NOTICE

Persons affected by Commission action on certain items on this agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at this conference. These items are designated by double asterisks (**) next to the agenda item number.

To participate informally, affected persons need only appear at the agenda conference and request the opportunity to address the Commission on an item listed on agenda. Informal participation is not permitted: (1) on dispositive motions and motions for reconsideration; (2) when a recommended order is taken up by the Commission; (3) in a rulemaking proceeding after the record has been closed; or (4) when the Commission considers a post-hearing recommendation on the merits of a case after the close of the record. The Commission allows informal participation at its discretion in certain types of cases (such as declaratory statements and interim rate orders) in which an order is issued based on a given set of facts without hearing.

See Rule 25-22.0021, F.A.C., concerning Agenda Conference participation and Rule 25-22.0022, F.A.C., concerning oral argument.

Agendas, staff recommendations, vote sheets, transcripts, and conference minutes are available from the PSC Web site, <u>http://www.floridapsc.com</u>, by selecting *Agenda & Hearings* and *Agenda Conferences of the FPSC*. By selecting the docket number, you can advance to the *Docket Details* page and the Document Index Listing for the particular docket. If you have any questions, contact the Office of Commission Clerk at (850) 413-6770 or e-mail the clerk at <u>Clerk@psc.state.fl.us</u>.

In accordance with the American with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD), Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

The Commission Conference has a live video broadcast the day of the conference, which is available from the PSC's Web site. Upon completion of the conference, the video will be available from the Web site by selecting *Agenda and Hearings* and *Audio and Video Event Coverage*.

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3**	Docket No. 100459-EI – Petition for authority to implement a demonstration project consisting of proposed time-of-use and interruptible rate schedules and corresponding fuel rates in the Northwest Division on an experimental basis and request for expedited treatment, by Florida Public Utilities Company
4**	Docket No. 110071-TP – Emergency Complaint of Express Phone Service, Inc. against Bellsouth Telecommunications, Inc. d/b/a AT&T Florida regarding interpretation of the parties' interconnection agreement
5**PAA	Docket No. 110272-EU – Joint petition for approval of a territorial agreement in Lake County between City of Leesburg, a Florida municipality and Sumter Electric Cooperative, Inc., a Florida Cooperative
6**PAA	Docket No. 110305-EI – Initiation of formal proceedings of Complaint No. 1006767E of Edward McDonald against Tampa Electric Company, for alleged improper billing
7	Docket No. 110306-TP – Request for emergency relief and complaint of FLATEL, Inc. against BellSouth Telecommunications, Inc. d/b/a AT&T Florida to resolve interconnection agreement dispute
8**	Docket No. 110312-EQ – Petition for approval of renewable energy tariff and standard offer contract, by Florida Power & Light Company
9**PAA	Docket No. 110207-EI – 2011 depreciation study by Florida Public Utilities Company
10**	Docket No. 110320-GU – Petition for approval of Cast Iron/Bare Steel Pipe Replacement Rider (Rider CI/BSR), by Peoples Gas System
11**PAA	Docket No. 120005-WS – Annual reestablishment of price increase or decrease index of major categories of operating costs incurred by water and wastewater utilities pursuant to Section 367.081(4)(a), F.S

ITEM NO.	CASE			
] * *	Consent Agenda			
РАА	 A) Request for Cancellation of Certificates of Authority to Provide Telecommunications Service. 			
	DOCKET NO.	COMPANY NAME	CERT. NO.	EFFECTIVE DATE
	110318-TP	FL - CLEC LLC	8705	12/09/2011
		FL - CLEC LLC	8706	12/09/2011

<u>Recommendation</u>: The Commission should approve the action requested in the docket referenced above and close this docket.

ITEM NO. CASE

2

Docket No. 110041-EI – Petition for approval of Amendment No. 1 to generation services agreement with Gulf Power Company, by Florida Public Utilities Company.

Critical Date(s): PPA Amendment is expressly conditioned upon the receipt of an approval order by March 31, 2012.

Commissioners Assigned: All Commissioners Prehearing Officer: Brisé

Staff: GCL: Robinson RAD: Graves, Ma ECR: Draper, Lee, Lester

(Oral Argument Requested. Participation at the Commission's discretion.)

Issue 1: Should the Commission grant FPUC and City of Marianna's requests for oral argument?

Recommendation: Yes. The Commission should grant FPUC and the City of Marianna's requests for oral argument. Oral argument should be limited to 5 minutes per party.

<u>Issue 2:</u> Should FPUC's Motion to Dismiss the City of Marianna's petition for formal hearing be granted?

Recommendation: Yes. The Commission should grant FPUC's Motion to Dismiss the City of Marianna's petition for formal hearing without prejudice.

Issue 3: Should the docket be closed?

<u>Recommendation</u>: Yes. If the Commission agrees with staff regarding Issue 2, then the City of Marianna's Petition Protesting Proposed Agency Action Order No. PSC-11-0269-PAA-EI and Requesting Formal Proceeding should be dismissed without prejudice. The docket should be closed, and a Consummating Order should be issued reviving Order No. PSC-11-0269-PAA-EI and making it final and effective.

ITEM NO. CASE

3**

Docket No. 100459-EI – Petition for authority to implement a demonstration project consisting of proposed time-of-use and interruptible rate schedules and corresponding fuel rates in the Northwest Division on an experimental basis and request for expedited treatment, by Florida Public Utilities Company.

Critical Date(s): None

Commissioners Assigned: All Commissioners Prehearing Officer: Balbis

Staff: GCL: Bennett ECR: Draper, Lee

(Oral Argument Requested.)

Issue 1: Should the Commission grant the City of Marianna and FPUC's requests for oral argument?

Recommendation: Yes. The Commission should grant the requests for oral argument. Oral argument should be limited to 5 minutes per side.

Issue 2: Should FPUC's Motion to Dismiss the City of Marianna's petition for formal hearing be granted?

Recommendation: Yes. FPUC's Motion to Dismiss should be granted, with prejudice. The City has not pled facts sufficient to demonstrate that it has suffered an injury in fact or that the nature of these proceedings is designed to protect any injury the City has alleged. Moreover, the amended petition does not comply with Rule 28-106.201, F.A.C., because it does not contain "an explanation of how the petitioner's substantial interests will be affected by the agency determination," nor does it contain "a concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant a reversal or modification of the agency's proposed action." Proposed Agency Action Order, Order No. PSC-11-0112-TRF-EI should be deemed final and effective.

Issue 3: Should the docket be closed?

Recommendation: Yes. If the Commission agrees with staff regarding Issue 2, then the City of Marianna's Amended Petition Protesting Proposed Agency Action Order No. PSC-11-0112-TRF-EI should be dismissed with prejudice. Order No. PSC-11-0112-TRF-EI should become final and effective.

ITEM NO.

CASE

4**

Docket No. 110071-TP – Emergency Complaint of Express Phone Service, Inc. against Bellsouth Telecommunications, Inc. d/b/a AT&T Florida regarding interpretation of the parties' interconnection agreement.

Critical Date(s): None

Commissioners Assigned: All Commissioners Prehearing Officer: Balbis

Staff: GCL: Tan RAD: King

Issue 1: Should the Commission acknowledge Express Phone Service's December 27, 2011, Notice of Voluntary Dismissal without Prejudice?

Recommendation: Yes, the Commission should acknowledge Express Phone's December 27, 2011, Notice of Voluntary Dismissal without Prejudice.

Issue 2: Should this docket be closed?

<u>Recommendation</u>: Yes. If Issue 1 is approved, there is nothing further for the Commission to consider in this docket. Therefore, staff recommends that Docket No. 110071-TP be closed.

ITEM NO. CASE

5**PAA **Docket No. 110272-EU** – Joint petition for approval of a territorial agreement in Lake County between City of Leesburg, a Florida municipality and Sumter Electric Cooperative, Inc., a Florida Cooperative.

Critical Date(s): None

Commissioners Assigned: All Commissioners Prehearing Officer: Brisé

Staff: GCL: Barrera ECR: Rieger

Issue 1: Should the Commission approve the joint petition of a territorial agreement in Lake County between Leesburg and SECO?

<u>Recommendation</u>: Yes. The joint petition of a territorial agreement between Leesburg and SECO should be approved.

Issue 2: Should this docket be closed?

<u>Recommendation</u>: Yes. If no person whose substantial interests are affected files a protest to the Commission's proposed agency action order within 21 days, the docket may be closed upon issuance of a consummating order.

ITEM NO.	CASE		
6**PAA	Docket No. 110305-EI – Initiation of formal proceedings of Complaint No. 1006767E of Edward McDonald against Tampa Electric Company, for alleged improper billing.		
	Critical Date(s): None		

Commissioners Assigned: All Commissioners Prehearing Officer: Balbis

Staff: GCL: Robinson ECR: Draper SRC: Forsman, Hicks

Issue 1: Should the Commission grant Mr. McDonald the relief sought in his petition? **Recommendation:** No. Staff recommends that the Commission deny Mr. McDonald's petition as it does not demonstrate that (1) TECO's attempt to collect the \$915.94 violates any statutes, rules, or Orders; (2) TECO's calculation of the \$915.94 is incorrect; and (3) TECO is liable for the \$3,500 that the bank recalled because Mr. McDonald made the payments from his mother's account without proper authorization.

Issue 2: Should the docket be closed?

Recommendation: Yes. If no person whose substantial interests are affected files a protest to the Commission's proposed agency action order within 21 days, the docket should be closed upon issuance of a consummating order.

ITEM NO.

CASE

7

Docket No. 110306-TP – Request for emergency relief and complaint of FLATEL, Inc. against BellSouth Telecommunications, Inc. d/b/a AT&T Florida to resolve interconnection agreement dispute.

Critical Date(s): None

Commissioners Assigned: All Commissioners Prehearing Officer: Balbis

Staff: GCL: Robinson RAD: Hawkins, Lowery

(Oral Argument not Requested. Participation at Commission's Discretion.)

Issue 1: Should the Commission grant AT&T Florida's Motion to Dismiss?

Recommendation: Yes. Staff recommends that the Commission grant AT&T Florida's dismissal motion, as the Commission lacks authority to grant an injunction, and further, FLATEL's petition is moot.

Issue 2: Should the docket be closed?

Recommendation: Yes. If the Commission agrees with staff's recommendation for issue 1, then FLATEL's petition should be dismissed without prejudice and the docket should be closed.

ITEM NO. CASE

8**

Docket No. 110312-EQ – Petition for approval of renewable energy tariff and standard offer contract, by Florida Power & Light Company.

Critical Date(s): 01/26/12 (60-Day Suspension Date)

Commissioners Assigned: All Commissioners Prehearing Officer: Administrative

Staff: RAD: Garl, Brown ECR: A. Roberts GCL: Robinson

Issue 1: Should the Commission suspend the revised renewable energy tariff filed by FPL?

<u>Recommendation</u>: Yes. The Commission should suspend the revised renewable energy tariff filed by FPL.

Issue 2: Should this docket be closed?

Recommendation: No. If the Commission approves Issue 1, this docket should remain open to allow staff adequate time to review the petition and make a recommendation to the Commission on the merits of the petition.

ITEM NO.	CASE		
9**PAA	Docket No. 110207-EI – 2011 depreciation study by Florida Public Utilities Company.		
	Critical Date(s): None		
	Commissioners Assigned: All Commissioners Prehearing Officer: Brown		
	Staff: ECR: L'Amoreaux, Wu, Cicchetti GCL: Brown		
	 Issue 1: Should the current depreciation rates for Florida Public Utilities Company be changed? Recommendation: Yes. A review of the Company's plans and activities indicates a need for a revision to the currently prescribed depreciation rates. Issue 2: What should be the implementation date for revised depreciation rates? Recommendation: Staff recommends approval of the Company's proposed January 1, 2012, date of implementation for revised depreciation rates. Issue 3: What are the appropriate depreciation rates? Recommendation: The recommended lives, net salvages, reserves, resultant depreciation rates, and recovery schedules are shown on Attachment A of staff's memorandum dated January 11, 2012. The result is a decrease in annual depreciation expense of approximately \$227,343, based on the estimated January 1, 2012. Investment shown on Attachment B of staff's memorandum dated January 11, 2012. Issue 4: Should the Commission make any corrective reserve allocations between accounts? Recommendation: Yes. Staff recommends the reserve allocations bring these accounts more in line with their theoretically correct reserve levels. Issue 5: Should the current amortization of investment tax credits (ITCs) and flow back of excess deferred income taxes (EDITs) be revised to reflect the approved depreciation rates? Recommendation: Yes. The current amortization of ITCs and the flowback of EDITs should be revised to match the actual recovery periods for the related property. The Company should file detailed calculations of the revised ITC amortization and flowback of EDITs at the same time it files its surveillance report covering the period ending December 31, 2011. Issue 6: Should this docket be closed? Recommendation: Yes. If no person whose substantial interests are affected by the Commission's Proposed Agency Action files a protest within 21 days of the issuance of t		

ITEM NO.	CASE		
10**	Docket No. 110320-GU – Petition for approval of Cast Iron/Bare Steel Pipe Replacement Rider (Rider CI/BSR), by Peoples Gas System.		
	Critical Date(s): 02/14/12 (60-Day Suspension Date) 08/14/12 (8-Month Effective Date) Commissioners Assigned: All Commissioners Prehearing Officer: Administrative		
	Issue 1: Should PGS's petition for approval of a Cast Iron/Bare Steel Pipe Replacement Rider be suspended? <u>Recommendation</u> : Yes. <u>Issue 2:</u> Should this docket be closed? <u>Recommendation</u> : No. The docket should remain open to allow further review and a		
		subsequent recommendation on final action by the Commission.	

ITEM NO.	CASE		
11**PAA	Docket No. 120005-WS – Annual reestablishment of price increase or decrease index of major categories of operating costs incurred by water and wastewater utilities pursuant to Section 367.081(4)(a), F.S.		
	Critical Date(s): March 31, 2012 - Statutory Reestablishment Deadline		
	Commissioners Assigned:All CommissionersPrehearing Officer:Administrative		
	Staff: ECR: Fletcher, Maurey GCL: Klancke		
	 Issue 1: Which index should be used to determine price level adjustments? <u>Recommendation</u>: The Gross Domestic Product Implicit Price Deflator Index is recommended for use in calculating price level adjustments. Staff recommends calculating the 2012 price index by using a fiscal year, four quarter comparison of the Implicit Price Deflator Index ending with the third quarter 2011. Issue 2: What rate should be used by water and wastewater utilities for the 2012 Price Index? <u>Recommendation</u>: The 2012 Price Index for water and wastewater utilities should be 2.41 percent. Issue 3: How should the utilities be informed of the indexing requirements? <u>Recommendation</u>: Pursuant to Rule 25-30.420(1), F.A.C., the Office of Commission Clerk, after the expiration of the Proposed Agency Action (PAA) protest period, should mail each regulated water and wastewater utility a copy of the PAA order establishing the index containing the information presented in Form PSC/ECR 15 (4/99) and Appendix A (Attachment 1 of staff's memorandum dated January 11, 2012). If a protest is filed and a hearing is held, the Office of Commission Clerk should mail each regulated water utility a copy of the final order establishing the index contain the information presented in Form PSC/ECR 15 (4/99) and Appendix A (Attachment 1 of staff's memorandum dated January 11, 2012). If a protest is filed and a hearing is held, the Office of Commission Clerk should mail each regulated water and wastewater utility a copy of the final order establishing the index which should contain the information presented in Form PSC/ECR 15 (4/99) and Appendix A (Attachment 1 of staff's memorandum dated January 11, 2012). If a protest is filed and a hearing is held, the Office of Commission Clerk should with the mailing of the order (Attachment 2 of staff's memorandum dated January 11, 2012). Issue 4: Should this docket be closed? <u>Recommendation</u>: Yes, this docket should be closed upo		

110305-E1

FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES FOR DOCKET 110305

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Tampa Electric Company	E1806	Regdept@tecoenergy.com	No

FPSC, CLK	CORRESPONDENCE
	e Parties Consumer
DOCUMENT	NO. 08144-11_
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Commission Clerk

Subject: FPSC E-service of Document NO. 00199-12 in Docket 110305-EI (Email ID = 716407)

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DOCUMENT NO.	DESCRIPTION
<u>00199-12 (12 pgs.)</u>	RECOM for 01/24/12 Commission conference, Item, from GCL, ECR and SPC stoff
	SRC staff.

Commissioners: Art Graham, Chairman Lisa Polak Edgar Ronald A. Brisé Eduardo E. Balbis Julif I. Brown

STATE OF FLORIDA



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

Hublic Service Commission

November 4, 2011

ADMINISTRATIVE

Edward McDonald 7203 N. 41st Street Tampa, Florida 33604

Re: Docket No. 110305-EI

Dear Mr. McDonald:

This will acknowledge receipt of the initiation of formal proceedings of Complaint No. 1006767E of Edward McDonald against Tampa Electric Company, for alleged improper billing, which was filed in this office on November 4, 2011, 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) 413-6199.

Office of Commission Clerk

PSC-COMMISSION CLERK

11

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