Docket Index for January 8, 2013 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.
- 1. 120305-EU

2. 120293-TX

* 3. 120082-WU 2 - emailed

4. 120278-EQ

FLORIDA PUBLIC SERVICE COMMISSION COMMISSION CONFERENCE AGENDA

CONFERENCE DATE AND TIME: Tuesday, January 8, 2013, 9:30 a.m.

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

DATE ISSUED: December 26, 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, and vote sheets are available from the PSC Web site, http://www.floridapsc.com, by selecting Conferences & Meeting Agendas and Commission Conferences of the FPSC. Once filed, a verbatim transcript of the Commission Conference will be available from this page by selecting the conference date, or by selecting Clerk's Office and the Item's docket number, (you can then advance to the Docket Details page and the Document Filings Index for that particular docket). An official vote of "move staff" denotes that the Item's recommendations were approved. If you have any questions, contact the Office of Commission Clerk at (850) 413-6770 or e-mail the clerk at Clerk@psc.state.fl.us.

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 Conferences & Meeting Agendas, then Audio and Video Event Coverage.

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CASE

2**PAA

Docket No. 120293-TX - Request for relinquishment of eligible telecommunications carrier (ETC) designation in Florida, by Absolute Home Phones, Inc.

Critical Date(s): None

Commissioners Assigned: All Commissioners Prehearing Officer: Administrative

Staff: TEL: Beard GCL: Teitzman

<u>Issue 1:</u> Should the Commission grant Absolute's request for relinquishment of its ETC designation in AT&T Florida's non-rural territory without prejudice?

Recommendation: Yes, the Commission should grant Absolute's request for relinquishment of its ETC designation in AT&T Florida's non-rural territory without prejudice.

Issue 2: Should this docket be closed?

Recommendation: If no person whose substantial interests are affected by the proposed agency actions files a protest within 21 days of the issuance of the order, this docket should be closed upon the issuance of a consummating order.

CASE

3**PAA

Docket No. 120082-WU – Application for staff-assisted rate case in Gadsden County by Joyland Water System.

Critical Date(s): 09/09/13 (15-Month Effective Date (SARC))

Commissioners Assigned: All Commissioners

Prehearing Officer: Graham

Staff: AFD: Smith, Fletcher, Maurey

ECO: Bruce, Hudson

ENG: Rieger GCL: Harris

(Proposed Agency Action - Except Issue Nos. 12 and 15.)

Issue 1: Is the quality of service provided by Joyland satisfactory?

Recommendation: Yes. Staff recommends that Joyland's quality of service be considered satisfactory.

<u>Issue 2:</u> What are the used and useful percentages of the water treatment plant and distribution system?

Recommendation: The water treatment plant and distribution system should be considered 100 percent used and useful (U&U).

Issue 3: What is the appropriate average test year rate base for Joyland?

Recommendation: The appropriate average test year rate base for Joyland is \$15,209.

<u>Issue 4:</u> What is the appropriate rate of return on equity and overall rate of return for Joyland?

Recommendation: The appropriate return on equity (ROE) is 8.74 percent with a range of 7.74 percent to 9.74 percent. The appropriate overall rate of return is 8.74 percent.

Issue 5: What is the appropriate amount of test year revenue in this case?

Recommendation: The appropriate test year revenue for this Utility is \$13,061.

Issue 6: What is the appropriate amount of operating expense?

Recommendation: The appropriate amount of operating expense for Joyland is \$21,959. **Issue 7:** Should the Commission utilize the operating ratio methodology as an alternative means to calculate the revenue requirement for Joyland, and, if so, what is the appropriate margin?

Recommendation: Yes, the Commission, on its own motion, should utilize the operating ratio methodology for calculating the revenue requirement for the Utility. The margin should be 10 percent of O&M expense.

Issue 8: What is the appropriate revenue requirement?

Recommendation: The appropriate revenue requirement is \$23,819.

CASE

3**PAA

Docket No. 120082-WU – Application for staff-assisted rate case in Gadsden County by Joyland Water System.

(Continued from previous page)

Issue 9: What is the appropriate rate structure for Joyland's water system?

Recommendation: The appropriate rate structure for Joyland's residential class is a three-tier inclining block rate structure. The three-tier rate structure for monthly consumption consists of usage blocks of: a) 0-5,000 gallons; b) 5,001-10,000 gallons; and c) all usage in excess of 10,000 gallons and usage block rate factors of .62, 1.00, and 1.25, respectively. The appropriate rate structure for the non-residential class is a continuation of the base facility charge (BFC)/gallonage charge rate structure. The BFC cost recovery should be set at 30 percent.

<u>Issue 10:</u> Is a repression adjustment appropriate in this case, and, if so, what are the appropriate adjustments?

Recommendation: Yes, a repression adjustment is appropriate for this Utility. Test year residential gallons sold should be reduced by 12.9 percent, resulting in a consumption reduction of 390,000 gallons. Total water consumption for rate setting is 2,614,000 gallons. Purchased power expense should be reduced by \$155, chemical expense should be reduced by \$14, and regulatory assessment fees (RAFs) should be reduced by \$8. The post-repression revenue requirement should be \$23,643.

In order to monitor the effect of the changes to rate structure and rate changes, the Utility should be ordered to file reports detailing the number of bills rendered, the consumption billed and the revenues billed on a monthly basis. In addition, the reports should be prepared by customer class, usage block, and meter size. The reports should be filed with staff, on a semi-annual basis, for a period of two years beginning with the first billing period after the approved rates go into effect. To the extent the Utility makes adjustments to consumption in any month during the reporting period, the Utility should be ordered to file a revised monthly report for that month within 30 days of any revision.

Issue 11: What are the appropriate rates for Joyland?

Recommendation: The appropriate monthly water rates are shown on Schedule No. 4. The recommended rates should be designed to produce revenue of \$23,643 for water, excluding miscellaneous service charges. The Utility should file revised tariff sheets and a proposed customer notice to reflect the Commission-approved rates. The approved rates should be effective for service rendered on or after the stamped approval date of the tariff sheets, pursuant to Rule 25-30.475(1), F.A.C. In addition, the approved rates should not be implemented until staff has approved the proposed customer notice and the notice has been received by the customers. The Utility should provide proof of the date notice was given within 10 days after the date of the notice.

CASE

3**PAA

Docket No. 120082-WU – Application for staff-assisted rate case in Gadsden County by Joyland Water System.

(Continued from previous page)

<u>Issue 12:</u> What is the appropriate amount by which rates should be reduced four years after the published effective date to reflect the removal of the amortized rate case expense as required by Section 367.0816, F.S.?

Recommendation: The water rates should be reduced as shown on Schedule No. 4 to remove rate case expense grossed up for regulatory assessment fees and amortized over a four-year period. The decrease in rates should become effective immediately following the expiration of the four-year rate case expense recovery period, pursuant to Section 367.0816, F.S. Joyland should be required to file revised tariffs and a proposed customer notice setting forth the lower rates and the reason for the reduction no later than one month prior to the actual date of the required rate reduction. If the Utility files this reduction in conjunction with a price index or pass-through rate adjustment, separate data should be filed for the price index and/or pass-through increase or decrease and the reduction in the rates due to the amortized rate case expense.

<u>Issue 13:</u> Should the recommended rates be approved for the Utility on a temporary basis, subject to refund, in the event of a protest filed by a party other than the Utility?

Recommendation: Yes. Pursuant to Section 367.0814(7), F.S., the recommended rates should be approved for the Utility on a temporary basis, subject to refund, in the event of a protest filed by a party other than the Utility. Joyland should file revised tariff sheets and a proposed customer notice to reflect the Commission-approved rates. The approved rates should be effective for service rendered on or after the stamped approval date on the tariff sheet, pursuant to Rule 25-30.475(1), F.A.C. In addition, the temporary rates should not be implemented until staff has approved the proposed notice, and the notice has been received by the customers. Prior to implementation of any temporary rates, the Utility should provide appropriate security. If the recommended rates are approved on a temporary basis, the rates collected by the Utility should be subject to the refund provisions discussed in the staff analysis portion of staff's memorandum dated December 26, 2012. In addition, after the increased rates are in effect, pursuant to Rule 25-30.360(6), F.A.C., the Utility should file reports with the Commission Clerk's Office no later than the 20th of each month indicating the monthly and total amount of money subject to refund at the end of the preceding month. The report filed should also indicate the status of the security being used to guarantee repayment of any potential refund.

<u>Issue 14:</u> Should the Commission approve Joyland's request to include a late payment charge?

Recommendation: Yes. Joyland's request for a late payment charge should be approved. Staff recommends a late payment charge of \$5.25. The late payment charge should be effective for services rendered on or after the stamped approval date on the tariff sheet, pursuant to Rule 25-30.475, F.A.C.

Agenda for Commission Conference January 8, 2013

ITEM NO.

CASE

3**PAA

Docket No. 120082-WU – Application for staff-assisted rate case in Gadsden County by Joyland Water System.

(Continued from previous page)

<u>Issue 15:</u> Should the Utility be required to provide proof, within 90 days of an effective order finalizing this docket, that it has adjusted its books for all applicable National Association of Regulatory Commissioners Uniform System of Accounts (NARUC USOA) primary accounts associated with Commission-approved adjustments?

Recommendation: Yes. To ensure that the Utility adjusts its books in accordance with the Commission's decision, Joyland should provide proof, within 90 days of the final order in this docket, that the adjustments for all applicable NARUC USOA primary accounts have been made.

Issue 16: Should this docket be closed?

Recommendation: No. If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the order, a consummating order will be issued. The docket should remain open for staff's verification that the revised tariff sheets and customer notice have been filed by the Utility and approved by staff. Once these actions are complete, this docket should be closed administratively.

Agenda for Commission Conference January 8, 2013

ITEM NO.

CASE

4**PAA

Docket No. 120278-EQ – Petition for approval of facility charges to interconnection customer-owned renewable generation of Manatee County, Florida, by Florida Power & Light Company.

Critical Date(s): None

Commissioners Assigned: All Commissioners Prehearing Officer: Administrative

Staff: IDM: Clemence ENG: L'Amoreaux

ENG: L'Amoreaux

GCL: Harris

<u>Issue 1:</u> Should FPL be granted approval to recover from Manatee County the proposed facility charges to interconnect customer-owned renewable generation?

Recommendation: Yes. Staff recommends that the Commission approve the recovery of costs proposed in the petition by FPL for the interconnection charges to interconnect the renewable generation facilities from Manatee County.

Issue 2: Should this 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 may be closed upon issuance of a Consummating Order.

Matilda Sanders

20032-WU

From:

Diamond Williams

Sent: To:

Monday, June 04, 2012 10:11 AM CLK - Orders / Notices; Larry Harris

Subject:

Order / Notice Submitted

Date and Time:

6/4/2012 10:09:00 AM

Docket Number: Filename / Path: 120082-WU

Not-InformalMeeting.doc

ADMINISTRATIVE

NOTICE OF INFORMAL MEETING IN DOCKET 120082-WU

Please issuse.

Thank you,

Diamond Williams Deputy Clerk II Office of General Counsel Florida Public Service Commission Email: diwillia@psc.state.fl.us

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.

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FPSC-COMMISSION CLERK

FLORIDA PUBLIC SERVICE COMMISSION CASE MANAGEMENT SYSTEM PARTICIPATING EMAIL ADDRESSES FOR DOCKET 120082

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Joyland Water System	WU711	yarm4.1.1@netzero.net	No

The attached document has been issued by the Florida Public Servic... Page 1 of 1

Commission Clerk

Subject: FPSC E-service of Document NO. 03585-12 in Docket 120082-WU (Email ID = 374223)

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	
03585-12 (1 pgs.)	GCL/Teitzman – Memo dated 6/4/12 to all parties of record and interested persons advising of informal meeting to be held 6/8/12 at	Yes
	10:30 a.m., Rm 154 Gunter Bldg, 2540 Shumard Oak Blvd, Tallahassee.	

Docket No. 120082-WU Date Docketed: 04/12/2012 Title: Application for staff-assisted rate case in Gadsden County by

Joyland Water System.

Company: Joyland Water System

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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.

Section 1 - Office of Commission Clerk

Docket No. 120082-WU Date Docketed: 04/12/2012 Title:

Company: Joyland Water System

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Docket No. 120082-WU Date Docketed: 04/12/2012 Title: Application for staff-assisted rate case in Gadsden County by

Joyland Water System.

Company: Joyland Water System

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Docket No. 120082-WU Date Docketed: 04/12/2012 Title:

Company: Joyland Water System

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* COMPLETED EVENTS

Company: Joyland Water System

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Staff Counsel	L Harr	is			8.	Agenda						SAME	(01/08/2013
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* COMPLETED EVENTS

Docket No. 120082-WU Date Docketed: 04/12/2012 Title: Application for staff-assisted rate case in Gadsden County by Joyland Water System.

Company: Joyland Water System

PSC/CLK015-C (Rev. 07/12)

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