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# Public Service Commission

January 2, 2014

John L. Wharton, Esq.  
Dean Mead  
215 South Monroe Street, Suite 815  
Tallahassee, FL 32301

## STAFF'S THIRD DATA REQUEST

Re: Docket No. 130230-SU - Application for amendment of territory for Certificate No. 300-S in Lee County by Forest Utilities, Inc.

Dear Mr Wharton:

By this letter the Commission staff requests that Forest Utilities, Inc. provide responses to the following data requests:

1. Does Forest have a current engineering plan to meet the Flow Requirements as outlined in ¶ 2.1 of the Supplement to Settlement Agreement (Settlement)? If so, please provide it. If not, when do you anticipate this engineering plan will be available?
2. With regard to the engineering plan to remediate Forest's wastewater system discussed in Question 1 above:
  - a. What was the total cost of the engineering plan?
  - b. What is the total cost for system improvements contained in the current engineering plan?
  - c. What improvements are located in Jamaica Bay and what improvements are located in Forest's current certificated service territory? Please provide improvement descriptions and cost of each improvement.
  - d. How long does Forest anticipate the proposed system improvements will take to complete?
  - e. Does Forest have all of the permitting necessary to complete all of the proposed system improvements? If not, please identify the permits that have been received and those that have not and how much time securing those outstanding permits will take.
3. Pursuant to ¶ 4 of the Settlement, Jamaica Bay is required to make 3 payments totaling \$1.18 million upon the completion of certain milestone events.
  - a. You have stated that Jamaica Bay has made the first payment of \$118,482.11. When was this payment made?

4. Does Forest anticipate that the cost of improvements to meet the Flow Requirements will exceed the \$1.18 million to be paid by Jamaica Bay? If so, please answer the following:

- a. What is the current estimate of the shortfall?
- b. How will Forest finance the shortfall?
- c. Will Forest seek to recover this shortfall from its ratepayers?


5. Should Forest fail to meet the Flow Requirements by January 10, 2015 as required by ¶ 3 of the Settlement, does Jamaica Bay have the right, at its sole discretion, to either convey its system to Forest or to continue to purchase wastewater treatment from Lee County?

a. Is there any time period in which Jamaica Bay must exercise its option to connect to Forest or continue to receive its wholesale wastewater treatment from Lee County should Forest fail to meet the Flow Requirements?

6. Does the service territory Forest is seeking to add to its current wastewater certificate contain any other current or potential customers other than the Jamaica Bay development?

Please file the original and five copies of the requested information by Thursday, January 16, 2014, with Ms. Carlotta Stauffer, Commission Clerk, Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, Florida 32399-0850. Please don't hesitate to contact me at (850) 413-6218 should you have any questions.

Very truly yours,

  
Suzanne Brownless  
Senior Attorney

cc: Office of Commission Clerk