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BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of:

DOCKET NO. 140219-WU

APPLICATION FOR STAFF-ASSISTED RATE CASE IN POLK
COUNTY BY ALTURAS UTILITIES, L.L.C.

PROCEEDINGS: COMMISSION CONFERENCE AGENDA
ITEM NO. 7

COMMISSIONERS
PARTICIPATING: CHAIRMAN JULIE I. BROWN
COMMISSIONER LISA POLAK EDGAR
COMMISSIONER ART GRAHAM
COMMISSIONER RONALD A. BRISÉ
COMMISSIONER JIMMY PATRONIS

DATE: Tuesday, March 1, 2016

PLACE: Betty Easley Conference Center
Room 148
4075 Esplanade Way
Tallahassee, Florida

REPORTED BY: DEBRA KRICK
Court Reporter
(850) 894-0828

PREMIER REPORTING
114 W. 5TH AVENUE
TALLAHASSEE, FLORIDA
(850) 894-0828

1 P R O C E E D I N G S

2 CHAIRMAN BROWN: We are going to move on to
3 two different water dockets. If we could have the
4 attorneys and staff that are working on Items 7 and
5 8 both up and available. We would like -- we are
6 not taking them up together, but we would like to
7 have them close up if there are any overlap in
8 questions.

9 I will note that there -- the utility owner,
10 Mr. Szabo, has called in, and has worked with our
11 technical staff here. He should be on the line
12 right now.

13 MR. SZABO: Yes, I am.

14 CHAIRMAN BROWN: Oh, hi. Thank you.

15 Before we get to you, you know you have five
16 minutes to address the Commission on the Alturas
17 and the Sunrise case, and then if, Commissioners --
18 if you could mute your mic after you get those five
19 minutes, if the Commission -- Commissioners have
20 any questions, then we will make sure to call on
21 you.

22 But before we get to you, I would like to have
23 our staff provide an overview of the SARC for the
24 Alturas Utilities case first before we get to you.
25 So with that --

1 MR. SZABO: Thank you.

2 CHAIRMAN BROWN: Okay. Thank you.

3 Staff.

4 MR. LEWIS: Yes, ma'am. Good morning,
5 Commissioners. I am Clayton Lewis, representing
6 staff.

7 Docket 140219 is staff's recommendation
8 concerning Alturas Utilities' request for a rate
9 case. Alturas is a Class C utility providing water
10 service to approximately 51 residential customers
11 and ten general service customers in Polk County.
12 Alturas' last rate case proceeding before the
13 Commission was in 2009 in Docket No. 090477.

14 On November 10th, 2014, Alturas filed an
15 application for a staff-assisted rate case in
16 accordance with a payment plan negotiated with
17 staff for the payment of delinquent regulatory
18 assessment fees owed by the utility. As of
19 February 18th, 2016, Alturas is current on its
20 payment plan for the delinquent RAFs. A total of
21 seven customer complaints were received by the
22 Commission from 2011 through 2015, with six of them
23 due to billing issues.

24 On December 15th, 2015, DEP tested the
25 utility's compliance with all primary and secondary

1 water standards, and the results were deemed
2 satisfactory. Staff notes the utility is currently
3 under a DEP warning notice for noncompletion of
4 recommended repairs of its hydropneumatic tank.

5 Staff is recommending that the overall quality
6 of service be considered unsatisfactory, and is
7 also recommending a 25 percent reduction in the
8 officer salaries.

9 Mr. Leslie Szabo, the owner of the utility,
10 is participating by phone, and will be addressing
11 this docket and many of the issues related in Item
12 8, which is the sister company.

13 CHAIRMAN BROWN: Thank you, Mr. Lewis.

14 And, Mr. Szabo, you will have five minutes to
15 address. If you could just speak loudly and
16 clearly, but not too loud, so that we can hear you,
17 that would be great. And again, it will be
18 addressing Items 7 and 8, an overview.

19 MR. SZABO: I have -- I am sorry --
20 (unintelligible) -- Hello?

21 CHAIRMAN BROWN: I did not understand what you
22 said.

23 MR. SZABO: How do I sound over the phone? Do
24 I sound too loud, or too weak, or can you hear me?

25 CHAIRMAN BROWN: We got you. You are

1 sounding -- you are sounding good. Please proceed.

2 MR. SZABO: Thank you.

3 It is a common thing you only receive what you
4 negotiate for yourself and not what you deserve. I
5 am not going to discuss the original version you
6 receive in life what you deserve. This part, I
7 will leave it to God, and my conscious is clear.

8 In my opening statement to the -- I would like
9 to summarize the total picture, and hopefully you
10 can you can understand me.

11 I negotiate first for the best interest to our
12 customers, and I negotiate also in the Public
13 Service Commission -- (unintelligible) -- not to
14 make an error of judgment in our rate case, and
15 then, and only then, I negotiate for my own self
16 and to protect my business -- the business --
17 regarding the overall quality of service provided
18 by Sunrise should be considered unsatisfactory
19 because the utility has failed to address
20 maintenance -- (unintelligible) --

21 We are talking about mainly the --
22 (unintelligible) -- Alturas water tank. It has
23 been inspected in 2012, and the test results
24 unsatisfactory, but according to the rules of the
25 and the health department it should be --

1 (unintelligible) -- within three years, by the end
2 of 2015.

3 We have already asked funding in our first
4 docket -- our first docket request, and we were
5 told -- (unintelligible) -- and declined.
6 Regardless, this issue would be -- this issue
7 should be confined only to Alturas, but the PSC
8 decided -- (unintelligible) -- to comply all across
9 the board.

10 We have no money. Our -- (unintelligible) --
11 bare minimal of the daily operation of the --
12 (unintelligible) -- trying to keep our head above
13 the water. Repairs, we have plenty. And --
14 (unintelligible) -- we have, because otherwise it
15 cost -- (unintelligible) --

16 Next. Furthermore, the utility has --
17 (unintelligible) -- responsive to commission
18 inquiries. They have always completed all
19 questioners without ever asking for any extension,
20 and -- (unintelligible) -- giving our answer even
21 sooner.

22 (Unintelligible) -- we have listened to the
23 PCS -- (unintelligible) -- suggestion that within
24 one year we made a turnaround point --
25 (unintelligible) -- and billing, and they are

1 complimented by the people with the PCSC and seen
2 our offer in actual draft and there to help us with
3 the -- (unintelligible) --

4 Next, staff recommends decreasing officer
5 salary by 25 percent. Yes, it would be a --
6 (unintelligible) -- to management to get together,
7 it won't have any merit to it. The facts are,
8 there is not one day or night we see the time that
9 are spent to do my utmost -- (unintelligible) --

10 This system is getting older --
11 (unintelligible) -- Alturas in 2004, and we need to
12 -- (unintelligible) -- massive improvement, and
13 without it, the PCS failed to look after our
14 customer interest who have received order.
15 Alturas, who knows, for those reasons, we have to
16 -- (unintelligible) -- The -- (unintelligible) --
17 available -- (unintelligible) -- you are the --
18 (unintelligible) -- as the PCS is are not giving us
19 expense to go -- (unintelligible) --

20 I highly suggest that the staff recommendation
21 it is not the solution. I could have done it
22 before we started -- (unintelligible) -- I am not
23 somebody who calls -- (unintelligible) -- they are
24 not there to buy the business, just the people --
25 (unintelligible) -- it would also cause more

1 financial burden to our customers and forcing them
2 for much higher rates than we are targeted for.

3 I certainly hope it is not the PCS intention
4 -- (unintelligible) -- as all indication shows our
5 rates -- (unintelligible) -- estimate 30,000 for
6 Alturas and 35,000 for Sunrise, which is -- it is
7 the -- (unintelligible) --

8 In our pages -- (unintelligible) --
9 application, you have overlooked --
10 (unintelligible) -- to have an iron clad guarantee
11 to finance compliances and implement it, or --
12 (unintelligible) -- and that's why we are asking to
13 do this today. Regardless, we have problem.

14 Today, we have -- (unintelligible) -- for
15 additional source of -- (unintelligible) -- today,
16 we have -- (unintelligible) -- for additional
17 finance -- (unintelligible) -- and we also can
18 provide a logical explanation why our case is
19 handled the way it is handled so far.

20 Anyhow, I am asking for some explanation, and
21 most of all, of course, I am asking for your help.
22 Anyhow, my clock shows I am close to my five
23 minutes -- (unintelligible) -- I was saying. And
24 thank you for hearing me out and let's take it from
25 there.

1 Thank you.

2 CHAIRMAN BROWN: Thank you, Mr. Szabo.

3 If you could please mute your phone, and you
4 can watch the conference on-line, as instructed by
5 our staff.

6 And at this time --

7 MR. SZABO: I am sorry -- (unintelligible) --

8 CHAIRMAN BROWN: Thank you.

9 All right. Office of Public Counsel.

10 MS. ROTH: Good afternoon, Madam Chair,
11 Commissioners, Danielle Roth for the Office of
12 Public Counsel.

13 The Office of Public Counsel has had many
14 concerns throughout this case, Alturas, due to the
15 numerous violations that have been discovered, and
16 I would just like to take the time to briefly
17 address six issues that were discussed in the staff
18 recommendation for Alturas that were most
19 concerning to the customers, and so I will just go
20 by issue number.

21 Issue No. 1 states that the utility failed to
22 address maintenance and repairs recommended by Polk
23 County Health Department.

24 MR. SZABO: Can I -- (unintelligible) --

25 CHAIRMAN BROWN: Sir. Sir. Please put your

1 phone on mute or we will have to disconnect you at
2 this time. Thank you.

3 Go ahead.

4 MS. ROTH: Issue No. 2 of the Alturas
5 recommendation states that the excessive
6 unaccounted for water is over 31 percent, and that
7 their master flow meter was tested and read
8 20 percent faster than the actual flow. This was
9 also an issue back in the 2009 rate case. And as
10 of today, I haven't heard anything that would lead
11 to believe that the utility has provided
12 documentation that the master flow matter has been
13 replaced.

14 Issue No. 7 states that the utility failed to
15 maintain customer billing records as required by
16 Commission rule. Also in Issue No. 7, it states
17 that the utility had inconsistent part-time
18 contractual service, which may have led to many of
19 the billing and service issues that have been
20 experienced in this case.

21 Issue No. 11 states that the utility has not
22 provided documentation of the refund to customers
23 for the over-collection of rate case expense that
24 was approved in the utility's 2009 rate case.

25 And then lastly, Issue No. 12 states that the

1 utility failed to properly record the amount of
2 each customer deposit; failed to pay the
3 appropriate amount of interest on customer
4 deposits; and failed to refund residential customer
5 deposits as required by Commission rule.

6 I would like to say that OPC would like to
7 definitely acknowledge the hard work that staff has
8 put forth in this case, and we do support staff's
9 recommendation. We would, however, like to
10 submit -- and I am going to basically do the same
11 thing for the Sunrise case.

12 We would like to submit a recommendation for
13 additional monthly reporting to be included in the
14 final order for Alturas. We believe that the
15 Commission should require the utility to address
16 these serious issues, and provide monthly status
17 reports, so that the Commission can ensure that the
18 utility -- that the utility has made progress in
19 these areas.

20 And so the recommendations that we had for
21 Alturas, it was just to provide a monthly update to
22 the PSC on these four following issues I will read
23 out, and I can also do it by issue number.

24 CHAIRMAN BROWN: Yes.

25 MS. ROTH: So I guess I will start with Issue

1 No. 2, on page six of the staff recommendation. It
2 speaks to that same issue, the replacement of the
3 Alturas master flow meter.

4 Issue No. 7, page 15 of the recommendation,
5 the name and position -- we would like to know the
6 name and position of each contractual service
7 provider. And the purpose of this is so that we
8 can verify that the positions allowed in the staff
9 recommendation continue to be filled, hoping that
10 that will keep things going more orderly.

11 Issue No. 11, page 32, is to do the refund to
12 customers for the over-collection of rate case
13 expense. And I will note that staff has already
14 asked for a monthly report in the recommendation,
15 and so we would just second that.

16 And then lastly, Issue No. 12, page 33. We
17 are looking at the recorded amounts for customer
18 deposits, interest on customer deposits and
19 refunded customer deposits. And staff has also
20 asked for a monthly report in the recommendation of
21 that.

22 And we would ask that a show cause proceeding
23 take place if these issues have not been resolved
24 after six monthly status reports have been
25 submitted per issue.

1 And that's all I have. Thank you very much.

2 CHAIRMAN BROWN: Okay, six consecutive, or --

3 MS. ROTH: Yes. So -- yes. So it would be
4 six -- six consecutive monthly reports.

5 CHAIRMAN BROWN: Okay. Is there a time limit
6 for these monthly reports to expire, or ongoing
7 until the next rate case?

8 MS. ROTH: I am sorry. So we were asking for
9 it to be a monthly -- a monthly report for six
10 months, and after six months, if no -- if that --
11 if those issues have not been resolved, we would
12 ask that there be a show cause proceeding.

13 CHAIRMAN BROWN: Okay. Got it. Thank you.

14 MS. ROTH: And I will wait -- I can wait until
15 the end, or I can do it now, whatever is your
16 preference, Madam Chair. I do have -- it's just a
17 one-page handout, nothing fancy. It just -- just
18 goes over what I just said --

19 CHAIRMAN BROWN: Now is good.

20 MS. ROTH: Great. Thank you.

21 CHAIRMAN BROWN: And you brought your own
22 copies. Thank you.

23 So I thought originally, at the beginning, you
24 said six issues, but that's -- actually I have got
25 Issue 1, 2, 7, 11 and 12, is that correct?

1 MS. ROTH: Yes, Madam Chair. And I think,
2 originally, when I was just -- there were a couple
3 of things that we wanted to address that we saw as
4 issue, but we didn't think needed a monthly report.
5 So you are correct, there is only going to be four
6 issues that we actually asked for the monthly
7 reports to be on.

8 CHAIRMAN BROWN: Thank you. And if you can
9 hand that to our clerk, too, so she has a copy of
10 it.

11 Staff, could you respond to some of these?
12 Some are already -- some of these recommendations
13 are already included in the staff recommendation,
14 but with regard to Issue 1, 2 and 7, could you
15 provide a response to OPC's concerns?

16 MR. LEWIS: In Issue 1, dealing with the
17 master flow meter, staff did note that there was a
18 master flow meter in 2009. Review of the invoices
19 indicated that there were some repairs done at that
20 time. However, looking at the results of the
21 testing that was done by the Florida Rural Water
22 Association, we noted that they had a problem and
23 that they needed to look into fixing it. But as of
24 to date, we have not received any further
25 information about the status of the master flow

1 meter.

2 MS. GOLDEN: Issue 7. On Issue 7, regarding
3 the failure to maintain billing records; as
4 discussed in the recommendation, the utility has
5 taken steps to prevent this from happening in the
6 future. They have hired a different contractual
7 service worker to oversee the billing -- billing
8 and customer service related to billing. They have
9 a second copy of their billing program, so, that
10 serves as a backup, and so we are we are hopeful
11 that this will resolve that issue.

12 And then regarding their request for the
13 report for the name and position of the contractual
14 service providers, we don't have any objection to
15 reporting requirement for that.

16 CHAIRMAN BROWN: Okay, or any of the monthly
17 reports that they requested, including the
18 replacement of the master flow meter, is that
19 correct?

20 MR. LEWIS: Yes, ma'am.

21 CHAIRMAN BROWN: Okay. All right. And then
22 Issues 11 and 12, I guess those are just in support
23 of the staff recommendation, so no further comment.

24 Okay. Commissioners, any questions on any of
25 these items, or comments?

1 My only, not question, but kind of comment is
2 why there hasn't been a show cause. There seems to
3 be a lot of deficiencies and failure on the
4 utility's part to act. And I know there are some
5 good faith efforts being put forth with these new
6 contractual employees, but there is a lot of
7 turnover, seems that the utility owner is not
8 really directly hands-on involved, and so that's
9 part of the contribution of problems. Could you
10 respond to some of those concerns?

11 MS. CORBARI: Yes, Madam Chair. A lot of
12 these problems came out in the process of the SARC.
13 And every time staff did identify an issue, the
14 utility took some corrective action, and the
15 purpose of a show cause is to bring a utility into
16 compliance.

17 At this point, while there are some issues, it
18 appears the utility is attempting to come into
19 compliance, but that's why staff would like to have
20 some of these reporting issues, particularly with
21 the deposits and the over-collected rate expenses,
22 to ensure those matters are corrected, particularly
23 going forward in the future.

24 CHAIRMAN BROWN: Thank you.

25 Commissioner Brisé.

1 COMMISSIONER BRISÉ: Thank you, Madam Chair.

2 And I just want an update on the
3 hydropneumatic pump, and want to know what type of
4 impact, if any, on the health of the consumers, and
5 what we are doing to address that.

6 MR. LEWIS: Well, the concern with the
7 hydropneumatic tank is the foundation. The
8 public -- excuse me -- the DEP, through Polk County
9 Health Department, identified that the saddles
10 which brace the tank on the foundation were in need
11 of repair.

12 This was first issued in 2011. The situation
13 has not been remediated. The utility has shown a
14 pattern of nonresponsiveness to DEP request for.
15 Four actual warning notices were sent out. I
16 believe, at the consent order meeting, that they
17 renegotiated a different timeframe to allow the
18 utility additional months until the end of this
19 year. But that particular situation concerning the
20 foundation, the structure, the saddles of the tank
21 has not been remediated at this particular time.

22 COMMISSIONER BRISÉ: So do we know if the
23 customers are in immediate danger as a result of
24 this not being resolved?

25 MR. LEWIS: No, sir. That's -- that's under

1 the, I guess the decision of DEP. They do the
2 physical inspection of the plant. They would --
3 they would, I guess, immediately take action if
4 they felt so.

5 COMMISSIONER BRISÉ: Okay.

6 CHAIRMAN BROWN: Okay. Commissioner Graham.

7 COMMISSIONER GRAHAM: It's interesting. This
8 is kind of where I -- I agree with the staff's
9 recommendation on this entire rate case. I am glad
10 that we separated the two, because there is
11 subtleties between the two that I want to address.

12 My fear is we are kind of commingling what we
13 are supposed to be doing as a regulator and what
14 DEP and the Health Department is supposed to be
15 doing, because specifically in this one, not in the
16 other one, but in this one, I had a problem with
17 the unsatisfactory when it comes to the quality.

18 If you notice, as you went through this, the
19 guy makes both the primary and secondary standards.
20 That hasn't been an issue at all. Customer --
21 customer satisfaction, he has had five or six
22 complaints, but if you notice, all of those came
23 back in 2011, and those issues have been solved.
24 So it's not really a customer service problem here.
25 And it says that the warning that they have for the

1 Health Department, he has got until December 2016
2 on this one. On the other one, he has already been
3 into a consent order, but on this one, he has got
4 until 2016.

5 So I don't understand why we would go with an
6 under -- under -- excuse me -- unsatisfactory
7 recommendation. I think a satisfactory
8 recommendation. And I have talked to staff about
9 what this means financially, and it's a \$700
10 difference. That's the 25 percent that we are
11 talking about, which is his salary.

12 But I guess, for more consistency than
13 anything else, I -- we see water cases after water
14 cases, where we come in and they can't hit their
15 primary, secondary standard. This guy is doing it.
16 If he has got issues with the Health Department, I
17 think those are issues that he has with the Health
18 Department. And as Commissioner Brisé just found
19 out recently that -- just now -- that if there is
20 an issue where people are in danger, then the
21 Health Department is going to come in and order a
22 boil water notice, or shut the thing down.

23 CHAIRMAN BROWN: And staff, if you could
24 provide a little bit more follow-up to that Issue 1
25 in your recommendation for unsatisfactory as to

1 Alturas. My understanding was, a lot of it was
2 because of the utility owner's failure to respond
3 and perform maintenance that was previously
4 requested. Could you elaborate, please, on
5 Commissioner Graham's concerns?

6 MR. LEWIS: Yes, ma'am. One of the things
7 that we have to take into consideration, along with
8 the quality of the product and the response to
9 customer complaints, is the status with other
10 regulatory agencies.

11 Looking at -- when we were reviewing and
12 corresponding back and forth with DEP, one thing
13 was evident is that the utility was nonresponsive.
14 It's still under a so-called warning of a
15 violation. So at that point, if you are under a
16 violation, that's not satisfactory to staff so,
17 therefore, we deemed -- recommended that it be an
18 unsatisfactory state.

19 CHAIRMAN BROWN: Commissioners, any additional
20 questions on this Issue 1, or comments? If you
21 would like, we could take that one separate and
22 then vote the rest as a block.

23 All right. So if there are no questions on
24 Issue 1, I will entertain a motion on that issue at
25 this time, on Issue 1 only.

1 COMMISSIONER BRISÉ: Well, I will move staff
2 recommendation as it is on Issue 1, and the reason
3 being the many issues associated with how the
4 customers' financial issues were addressed by the
5 utility. I think that there were a lot of customer
6 issues associated there, and for that reason, I
7 find that their dealing with consumers is
8 unsatisfactory.

9 CHAIRMAN BROWN: Okay. Is there any
10 discussion?

11 Commissioner Graham?

12 COMMISSIONER GRAHAM: No. I just -- you know
13 I said what I had to say. I can't support the
14 motion. I think that -- I think it sends a wrong
15 message. Actually, I kind of disagree with the
16 rule itself, you know, they are talking about the
17 three-prong test. I am not sure that the operation
18 conditions is something that -- I mean, just as
19 long as it's providing the clean water that it
20 needs to provide, and they are handling customers
21 problems, the operation is, you know -- I don't
22 care if he is using bobby pins and rubber bands to
23 keep the thing running just as long as the thing is
24 running. But, you know, there is going to be times
25 where we just agree to disagree.

1 CHAIRMAN BROWN: Any other discussion?

2 Commissioner Edgar.

3 COMMISSIONER EDGAR: I would recommend against
4 bobby pins and rubber bands myself.

5 Commissioner Graham, I think I understand the
6 concerns that you have raised. I will say that,
7 over past years, there have been times where other
8 management issues other than -- or separate from,
9 or in addition to the standards met by the product
10 provided have been considered by this commission,
11 and that penalties have been issued as a result of
12 some of those management concerns. So I think the
13 motion is consistent with past practice, and I
14 support it.

15 CHAIRMAN BROWN: Okay. All those in favor on
16 Issue 1, on the motion on Issue 1, say aye.

17 (Vote taken.)

18 CHAIRMAN BROWN: Any opposed?

19 COMMISSIONER GRAHAM: Nay.

20 CHAIRMAN BROWN: Motion passes, 3-2.

21 All right. Now we have Issues 2 through 15.
22 If you would like, we could take them up as a block
23 or individually.

24 Commissioner Graham.

25 COMMISSIONER GRAHAM: I move staff

1 recommendation on all remaining issues.

2 CHAIRMAN BROWN: On Issues 2 through 15.

3 Is there a second?

4 COMMISSIONER PATRONIS: Second.

5 CHAIRMAN BROWN: Okay. All those in favor --
6 any discussion?

7 Commissioner Edgar.

8 COMMISSIONER EDGAR: Before we -- recognizing
9 that that is all of the issues, and that there --
10 that includes the closed docket and, therefore, may
11 partially close our discussion on this item, I
12 would like to ask staff to address again the
13 issue -- or the request that was raised by OPC for
14 the monthly filing of reports.

15 CHAIRMAN BROWN: Which I believe you earlier
16 agreed with.

17 MR. LEWIS: Yes. Staff has no problems with
18 the OPC's recommendations. We would just note that
19 the warning notice for the pro forma for the
20 repairs to the hydropneumatic tank, the utility has
21 until December 16, so we might be getting reports
22 that basically going to know until that time.

23 COMMISSIONER EDGAR: So, Commissioner Graham,
24 did you want to address that request in your motion
25 or not?

1 COMMISSIONER GRAHAM: Yes. I apologize for
2 leaving that out.

3 I would like to also include in my motion that
4 we institute the monthly reports that were
5 requested by Office of Public Counsel, which is
6 monthly reports for Issues 2, 7, 11 and 13, I
7 believe, or was it 12?

8 CHAIRMAN BROWN: 12.

9 COMMISSIONER GRAHAM: 12. So 2, 7, 11 and 12.

10 CHAIRMAN BROWN: And the clerk has a copy of
11 the recommendations.

12 Is there a second?

13 MS. CORBARI: Madam Chair, may staff make one
14 more comment?

15 CHAIRMAN BROWN: Absolutely.

16 MR. COX: We -- staff would also like to note
17 that, just to clarify, that does it include OPC's
18 comment about a show cause within a factor of
19 six -- six months?

20 COMMISSIONER GRAHAM: My motion -- my motion
21 does not. I think, after six months, if we want --
22 if we need to make the determination, I think we
23 can do that.

24 CHAIRMAN BROWN: Okay.

25 MS. CORBARI: Thank you.

1 CHAIRMAN BROWN: I will note, though, on that
2 recommendation, that handout, OPC has that at the
3 very bottom, it's the last paragraph, it's not a
4 bullet point, on the actual handout that they
5 submitted to us. Just so that we are clear.

6 COMMISSIONER GRAHAM: Yeah. Once again, we
7 can make the determination, but my motion does not
8 include a show cause.

9 CHAIRMAN BROWN: Okay. All right. So we had
10 a motion, now it's been changed, and there was a
11 second. With that change, does the second accept
12 that?

13 COMMISSIONER PATRONIS: Yes.

14 CHAIRMAN BROWN: Okay. Any further
15 discussion?

16 COMMISSIONER PATRONIS: Yes.

17 CHAIRMAN BROWN: Commissioner Patronis.

18 COMMISSIONER PATRONIS: No. I said, yes.

19 CHAIRMAN BROWN: Okay. And staff is clear on
20 the motion, and the second.

21 Any further discussion? Nope.

22 All those in favor, say aye.

23 (Vote taken.)

24 CHAIRMAN BROWN: Okay. The motion passes.

25 (Agenda item concluded.)

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CERTIFICATE OF REPORTER

STATE OF FLORIDA)
COUNTY OF LEON)

I, DEBRA KRICK, Court Reporter, do hereby certify that the foregoing proceeding was heard at the time and place herein stated.

IT IS FURTHER CERTIFIED that I stenographically reported the said proceedings; that the same has been transcribed under my direct supervision; and that this transcript constitutes a true transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative, employee, attorney or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action.

DATED this 9th day of March, 2016.



DEBRA R. KRICK
NOTARY PUBLIC
COMMISSION #EE212307
EXPIRES JULY 13, 2016

OPC's Monthly Reporting Recommendations

Docket No. 140219-WU Alturas Utilities, LLC

OPC requests that the above utility provide six monthly status reports to the PSC on the following issues:

- Recorded amounts for customer deposits, interest on customer deposits, and refunded customer deposits (Staff has already asked for a monthly report) *Issue # 12, p. 33*
- The name and position of each contractual service provider. The purpose of this is to verify that the positions allowed in the staff recommendation continue to be filled *Issue # 7, p. 15*
- The replacement of the Alturas master flow meter *Issue # 2, p. 6*
- Alturas' refund to customers for the over-collection of rate case expense from the 2009 rate case (Staff has already asked for a monthly report) *Issue # 11, p. 32*

OPC requests that a show cause proceeding take place if these issues have not been resolved after six monthly status reports have been submitted per issue.

Parties/Staff Handout
Internal Affairs/Agenda
on 3/1/16
Item No. 7