

ORIGINAL <sup>R+R</sup>

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DIVISION OF WATER & WASTEWATER  
DANIEL M. HOPPE, DIRECTOR  
(850) 413-6900

# Public Service Commission

October 15, 1999

Mr. Charles Lewis  
1459 Walden Oaks Place  
Plant City, Florida 33566

**Re: Docket No. 980778-SU, Application for a Staff Assisted Rate Case in Polk County by Crooked Lake Park Sewerage Company**

Dear Mr. Lewis:

On October 5, 1999, the Commission approved staff's recommendation dated September 23, 1999. A Proposed Agency Action (PAA) order is scheduled to be issued twenty days from the date of the Commission's vote. If no protests have been filed by the end of the protest period, which is 21 days from the date the PAA order is issued, the rates and charges approved by this Commission will become final. However, the utility must first submit revised tariff pages for staff's approval before the utility will be allowed to implement the rate changes.

Staff has reviewed the utility's tariff and finds that Sheet Nos. 11, 12, 13, 14 and 15 need to be revised. An Original Sheet No. 13.1 should be submitted listing rates for the mobile home park. In order to expedite the tariff revision process, the utility should file all revised tariff pages by October 29, 1999, in order to allow sufficient time for staff to verify the accuracy of revised pages. I have enclosed blank copies of the tariff pages to be revised for filing.

A copy of the customer notice informing the utility's customers of the Commission's approved increase must also be submitted for staff's review and approval. The notice should show effective dates. After staff approves this notice, it must be mailed to customers for receipt prior to consumption at the increased rates.

Please mail the revised tariff pages and a copy of the proposed customer notice to, **Paulette Dewberry, Florida Public Service Commission, Division of Water and Wastewater, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850.**

If no protest is received within 21 days from the date the PAA order is issued, the utility is required to open an escrow account and escrow \$1,365 per month until verification of completion of pro forma plant improvements have been submitted to staff.

- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- MAS \_\_\_\_\_
- OPC \_\_\_\_\_
- PAI \_\_\_\_\_
- SEC \_\_\_\_\_
- NAW \_\_\_\_\_
- OTH \_\_\_\_\_

DOCUMENT NO.
12662-99
10-13-99

Mr. Charles Lewis  
Page 2  
October 15, 1999

If a protest is received within 21 days from the date the PAA order is issued, the utility is required to provide security for a potential refund before implementing the Commission approved rates on a temporary basis. The utility may file security in the form of a bond or letter of credit in the amount of \$34,438 or establish an escrow account. If security is provided through an escrow agreement the following conditions should be part of the agreement:

1. No refunds in the escrow account may be withdrawn by the utility without the express approval of the Commission;
2. The escrow account shall be an interest bearing account;
3. If a refund to the customers is required, all interest earned by the escrow account shall be distributed to the customers;
4. If a refund to the customers is not required, the interest earned by the escrow account shall revert to the utility;
5. All information on the escrow account shall be available from the holder of the escrow account to a Commission representative at all times;
6. The amount of revenue subject to refund shall be deposited in the escrow account within seven days of receipt;
7. This escrow account is established by the direction of the Florida Public Service Commission for the purpose(s) set forth in its order requiring such account. Pursuant to Cosentino v. Elson, 263 So. 2d 253 (Fla. 3d DCA 1972), escrow accounts are not subject to garnishments; and
8. The Director of Records and Reporting must be signatory to the escrow agreement.

Enclosed is a copy of an escrow agreement that has been previously approved by the Commission to assist you if needed.

Mr. Charles Lewis  
Page 3  
October 15, 1999

I have also enclosed a copy of accumulated plant, depreciation, CIAC and amortization of CIAC schedules reflecting year end balances at July 31, 1998. The Commission approved these balances for rate setting purposes in this rate case. Please reconcile your books with the Commission approved accumulated balances shown on the enclosed schedules.

If you have additional questions, please call me at (850) 413-6962.

Sincerely,



Paulette Dewberry  
Professional Accountant Specialist

PD:tys:(lewis.ltr)

Enclosures

cc: Division of Records and Reporting  
Division of Water and Wastewater (Hoppe, lowe, Willis, Rendell, Chu)  
Division of Legal Services (Jaeger, Cibula)  
Division of Audit and Finance (Vandiver)