

ORIGINAL RECEIVED-FPSC
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RECORDS AND REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION


IN RE: Investigation of possible)
overearnings by **Sanlando Utilities**)
Corporation in Seminole County) Docket No. 980670-WS
_____)


JOINT MOTION TO ACCEPT SETTLEMENT AGREEMENT

CITIZENS OF THE STATE OF FLORIDA through the Office of Public Counsel, and SANLANDO UTILITIES CORPORATION, by and through its undersigned attorneys, jointly move this Commission to accept the Settlement Agreement entered into August 31, 2000. Attached hereto are two counterparts of the Settlement Agreement with the original signatures.

WHEREFORE, Citizens of the State of Florida, and Sanlando Utilities, Inc. request this Commission approve the Settlement Agreement in total.

Respectfully submitted this ^{6th} day of September, 2000, by:

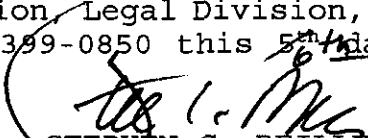

STEPHEN C. REILLY
Associate Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street
Room 812
Tallahassee, FL 32399-1400
(850) 488-9330


MARTIN S. FRIEDMAN
For the Firm
Rose, Sundstrom & Bentley, LLP
2548 Blairstone Pines Drive
Tallahassee, FL 32301
(850) 877-6555

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been forwarded by U.S. Mail to Jennifer Brubaker, Esquire, Florida Public Service Commission, Legal Division, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850 this ^{5th} day of September, 2000.

- APP _____
- CAF _____
- CMP _____
- COM 3
- CTR _____
- ECR Will
- LEG 1
- OPC _____
- PAI _____
- RGO 1
- SEC 1
- SER _____
- OTH _____


STEPHEN C. REILLY

DOCUMENT NUMBER-DATE

11025 SEP-68

FPSC-RECORDS/REPORTING

SETTLEMENT AGREEMENT

THIS SETTLEMENT AGREEMENT is made and entered into this 31st day of August, 2000, by and between the Citizens of the State of Florida ("Citizens") through the Office of Public Counsel, and Sanlando Utilities Corporation ("Sanlando").

WITNESSETH

WHEREAS, the Florida Public Service Commission ("PSC") issued Order No. PSC-00-1263-PAA-WS on July 10, 2000 closing its investigation of possible overearnings of Sanlando, establishing Sanlando's rate of return on equity and approving Sanlando's reuse plan; and

WHEREAS, Citizens have filed a timely Petition on Proposed Agency Action objecting to certain portions of Order No. PSC-00-1263-PAA-WS; and

WHEREAS, Citizens and Sanlando desire to resolve their differences with regard to the Citizens' Petition.

NOW, THEREFORE, for and in consideration of the mutual covenants set forth below the Citizens and Sanlando agree as follows:

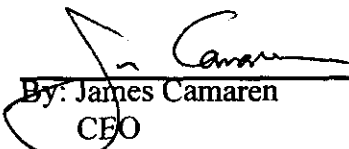
1. Sanlando shall reduce its monthly water base facility charge in order to reduce annual water revenues by One Hundred Twenty Thousand Dollars (\$120,000.00).
2. Sanlando shall not file a rate case for at least two (2) years after completion of construction of the reuse project approved by the PSC in Order No. PSC-00-1263-PAA-WS.
3. Sanlando shall not implement a water rate increase based upon the application of the price indices during the period in which it has agreed not to file a rate case.
4. Sanlando may implement a wastewater rate increase based upon application of the price indices beginning with the 2001 price index.
5. Citizens will voluntarily dismiss the Petition on Proposed Agency Action filed July 31, 2000.
6. Except as specifically modified hereby, the provisions and rulings in Order No. PSC-00-1263-PAA-WS are hereby affirmed, with 1999 water overearnings subject to refund being charged to water CIAC and 1999 wastewater overearnings subject to refund being charged to wastewater CIAC. Also, in the next rate case Sanlando will have to justify the actual dollars spent to construct the reuse facilities, before such sums can be recovered in any revenue requirement to be paid by the ratepayers.

7. The provisions of this Settlement Agreement are not severable and shall become effective only after the Commission has entered an order approving the Agreement in total. In the event the Settlement is not approved in whole, without modification, the Settlement Agreement shall be deemed withdrawn and null and void, and neither party may use this attempted Settlement Agreement in this or any other proceeding.

Citizens of the State of Florida

Sanlando Utilities Corporation

By: Jack Shreve
Public Counsel



By: James Camaren
CEO

Concurring with the Settlement Agreement:
The Utility Steering Committee

Sandy Robinson,
President
Wekiva Hunt Club Community
Association, Inc.

Robin Spencer,
Community Association Manager
Owner, Regency Professional
Management, Inc.

Wayne Chilton,
Board Member
Sweetwater Oaks Homeowners'
Association, Inc.

Ron Kenney,
Vice President, Board Member
Shadowood Village
The Springs Community Association

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Citizens of the State of Florida

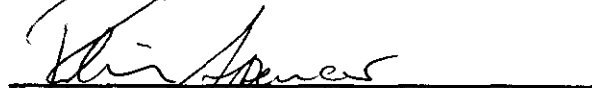
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