

LAW OFFICES  
**ROSE, SUNDBSTROM & BENTLEY, LLP**  
2548 BLAIRSTONE PINES DRIVE  
TALLAHASSEE, FLORIDA 32301

FREDERICK L. ASCHAUER, JR.  
CHRIS H BENTLEY, P.A.  
ROBERT C. BRANNAN  
F. MARSHALL DETERDING  
JOHN R. JENKINS, P.A.  
KYLE L. KEMPER  
STEVEN T. MINDLIN, P.A.  
CHASTITY H. O'STEEN  
WILLIAM E. SUNDBSTROM, P.A.  
DIANE D. TREMOR, P.A.  
JOHN L. WHARTON  
ROBERT M. C. ROSE (1924-2006)

(850) 877-6555  
FAX (850) 656-4029  
www.rsballoorneys.com

CENTRAL FLORIDA OFFICE  
SANLANDO CENTER  
2180 W. STATE ROAD 434, SUITE 2118  
LONGWOOD, FLORIDA 32779  
(407) 830-6331  
FAX (407) 830-8522

REPLY TO CENTRAL FLORIDA OFFICE

June 30, 2009

HAND DELIVERY

MARTIN S. FRIEDMAN,  
BRIAN J. STREET

CHRISTIAN W. MARCELLI, OF COUNSEL  
(LICENSED IN NEW YORK ONLY)

RECEIVED-FPSC  
09 JUN 30 AM 10:54  
COMMISSION CLERK

Ann Cole, Commission Clerk  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

Re: Docket No. 090349-W Cypress Lake Utilities, Inc.'s Application for a Limited Proceeding Water and Wastewater Rate Increase in Polk County, Florida  
Our File No. 30057.182

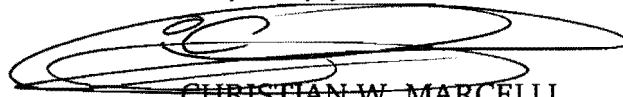
Dear Ms. Cole:

Enclosed are the following for filing in the above-referenced docket:

- The original and seven (7) copies of the Application for Increase in Rates;
- Eight (8) copies of the Minimum Filing Requirements; and
- This firm's check in the amount of \$2,000.00 representing the appropriate filing fee.

Should you have any questions regarding this filing, please do not hesitate to give me a call.

Very truly yours,



CHRISTIAN W. MARCELLI  
For the Firm

COM  
ECR  
GCL  
OPC  
RCP  
SSC  
SGA  
ADM  
CLK  
CWM/tlc  
Enclosures

cc: John Hoy, Chief Regulatory Officer (w/enclosures)  
Patrick C. Flynn, Regional Director (w/enclosures)

DOCUMENT NUMBER - DATE  
06550 JUN 30 09  
FPSC - COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of  
CYPRESS LAKES UTILITIES, INC.  
for a limited proceeding in  
Polk County, Florida

---

DOCKET NO. 090349

APPLICATION FOR LIMITED PROCEEDING RATE INCREASE

Applicant, CYPRESS LAKES UTILITIES, INC. (the "Utility"), by and through its undersigned attorneys and pursuant to Section 367.0822, Florida Statutes, and Chapter 25-30.445, Florida Administrative Code, files this Application for a limited proceeding rate increase in Polk County, Florida.

Preliminary Matters

(1) The following information is provided pursuant to Rule 25-30.445, Florida Administrative Code:

(1)(a) The name of the Utility and its principal place of business:

(i) Cypress Lakes Utilities, Inc.  
2335 Sanders Road  
Northbrook, IL 60062

(ii) The address of the Florida office is:

Cypress Lakes Utilities, Inc.  
200 Weathersfield Avenue  
Altamonte Springs, FL 32714-4099

(iii) The name and address of the person authorized to receive notices and communications in respect to this application:

Martin S. Friedman, Esquire  
Christian W. Marcelli, Esquire

Rose, Sundstrom & Bentley, LLP  
2180 W. State Road 434, Suite 2118  
Longwood, FL 32799  
Telephone: (407) 830-6331  
Facsimile: (407) 830-8522  
Email: [mfriedman@rsbattorneys.com](mailto:mfriedman@rsbattorneys.com)  
[cmarcelli@rsbattorneys.com](mailto:cmarcelli@rsbattorneys.com)

(1)(b) The Utility is a Florida corporation incorporated in Florida on November 6, 1998. The names and addresses of the persons owning more than 5% of the Utility's stock are:

Utilities, Inc.	100%
2335 Sanders Road	
Northbrook, IL 60062	

(1)(c) The Utility's last rate proceeding was in Docket No. 060257-WS, which culminated in Final Order No. PSC-07-0912-AS-WS, issued November 9, 2007.

(1)(d) The address within the service area where the application is available for customer inspection during the time the rate application is pending is:

Lakeland Public Library  
100 Lake Morton Road  
Lakeland, FL 33801

(1)(e) The Affidavit of the officer of the Utility stating that the Utility will comply with Rule 25-30.446, F.A.C., will be late filed.

(2) N/A

(3) The appropriate filing fee of \$2,000.00 is filed herewith (\$1,000 for 1,247 ERCs water and \$1,000 for 1,145.5 ERCs wastewater).

Additional Information

The following additional information is provided pursuant to Rule 25-30.445(4), Florida Administrative Code:

(a) The purpose of this Limited Proceeding is for the Utility to (1) recover the cost of the modifications to the Utility's wastewater treatment plant, (2) to recover the cost of Project Phoenix, the Utility's modernization of its information, customer service and computer systems, (3) to recover the cost of the supply main upgrade, and (4) to recover the costs of increases in property tax and sludge hauling.

(b) Not applicable.

(c) – (m) Please refer to Minimum Filing Requirements.

WHEREFORE, the Utility requests that the Florida Public Service Commission do the following:

1. Accept jurisdiction of this Application to grant an increase in water and wastewater rates.
2. Provide such other and further relief as is fair, just and equitable.

Respectfully submitted this 30<sup>th</sup> day of June, 2009, by:

ROSE, SUNDSTROM & BENTLEY, LLP  
2180 W. State Road 434, Suite 2118  
Longwood, FL 32799  
Telephone: (407) 830-6331

  
CHRISTIAN MARCELLI  
For the Firm