Public Service Commission

January 30, 2013

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Re: Docket No. 120053-EM - Complaint of Bradford County School District against the City of Starke.

Dear Sirs:

Under Section 366.04(2), Florida Statutes (F.S.), the Commission's jurisdiction over municipal utilities is limited to matters involving rate structure, system of accounts, territorial disputes and the efficient operation of the statewide electric grid system.

According to Section 25-9.051(7), F.A.C., rate structure "refers to the classification system used in justifying different rates and, more specifically, to the rate relationship between various customer classes, as well as the rate relationship between members of a customer class." In this instance, the Bradford County School District alleges the formula used to calculate purchased power costs are erroneous and that the City of Starke has failed to adjust its line loss factors resulting in higher power costs. In other words, the complaint involves the method of calculating the school district's power bill and does not involve the classification system to justify different rates between different classes of customers.
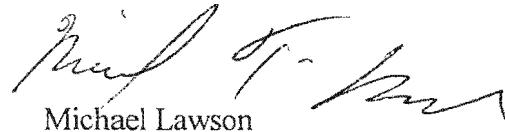
It is staff's opinion, therefore, that having reviewed the documents in Docket No. 120053-EM, the Commission would not have jurisdiction over any matter raised in this complaint.

Please be aware this letter reflects the informal opinion of Commission staff and is not binding upon the Commission. Should you require any further assistance please do not hesitate to contact our office.

Sincerely,

Michael Lawson
Senior Attorney

MTL/ace

cc: Office of Commission Clerk