

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to establish a generic docket to investigate and adjust rates for 2018 tax savings, by Office of Public Counsel.

DOCKET NO. 20180013-PU

DATED: February 3, 2020

COMMISSION STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-2019-0397-PCO-PU, filed October 2, 2019, the Staff of the Florida Public Service Commission files its Prehearing Statement.

1. All Known Witnesses

There are no known witnesses at this time.

2. All Known Exhibits

There are no known exhibits at this time.

3. Staff's Statement of Basic Position

Staff's positions are preliminary and based on materials filed by the parties and on discovery. The preliminary positions are offered to assist the parties in preparing for the hearing. Staff's final positions will be based upon all the evidence in the record and may differ from the preliminary positions stated herein.

4. Staff's Position on the Issues

ISSUE 1: Is UIF's 2018 Water and Wastewater Annual Report properly representative of regulated operations for purposes of making a determination of the company's 2018 federal corporate income tax savings? If not, what adjustments are required to put the Annual Report in proper form?

POSITION: Staff has no position at this time.

ISSUE 2: What is the tax expense for the tax year 2018 at a 21 percent federal corporate tax rate?

POSITION: Staff has no position at this time.

ISSUE 3: What is the tax expense for the tax year 2018 at a 35 percent federal corporate tax rate?

POSITION: Staff has no position at this time.

ISSUE 4: What is the NOI for the tax year 2018 at a 21 percent federal corporate tax rate?

POSITION: Staff has no position at this time.

ISSUE 5: What is the NOI for the tax year 2018 at a 35 percent federal corporate tax rate?

POSITION: Staff has no position at this time.

ISSUE 6: What is the capital structure for the tax year 2018 at a 21 percent federal corporate tax rate?

POSITION: Staff has no position at this time.

ISSUE 7: What is the capital structure for the tax year 2018 at a 35 percent federal corporate tax rate?

POSITION: Staff has no position at this time.

ISSUE 8: What is the jurisdictional adjusted base revenue requirement for the tax year 2018 using a 21 percent federal corporate tax rate?

POSITION: Staff has no position at this time.

ISSUE 9: What is the jurisdictional adjusted base revenue requirement for the tax year 2018 using a 35 percent federal corporate tax rate?

POSITION: Staff has no position at this time.

ISSUE 10: What is the annual jurisdictional adjusted base revenue requirement increase/decrease due to the enactment of the Tax Cuts and Jobs Act of 2017 for the tax year 2018?

POSITION: Staff has no position at this time.

ISSUE 11: Were "protected excess deferred taxes" for 2018 using a 21 percent federal corporate tax rate appropriately calculated?

POSITION: Staff has no position at this time.

ISSUE 12: Were "unprotected excess deferred taxes" for 2018 using a 21 percent federal corporate tax rate appropriately calculated?

POSITION: Staff has no position at this time.

ISSUE 13: Were Accumulated Deferred Income Taxes (ADIT) for 2018 appropriately calculated?

POSITION: Staff has no position at this time.

ISSUE 14: Are classifications of the excess ADIT between "protected" and "unprotected" appropriate?

POSITION: Staff has no position at this time.

ISSUE 15: How should unprotected excess ADITs be flowed back to UIF customers?

POSITION: Staff has no position at this time.

ISSUE 16: How should protected excess ADITs be flowed back to UIF customers?

POSITION: Staff has no position at this time.

ISSUE 17: How should the savings associated with the Tax Cuts and Jobs Act of 2017 be treated?

POSITION: Staff has no position at this time.

ISSUE 18: Should this docket be closed?

POSITION: Staff has no position at this time.

5. Stipulated Issues

There are no stipulated issues at this time.

6. Pending Motions

Commission staff has no pending motions at this time.

7. Pending Confidentiality Claims or Requests

Commission staff has no outstanding confidentiality claims or requests at this time.

8. Objections to Witness Qualifications as an Expert

Commission staff has no objection to the qualifications of any identified witness as an expert.

9. Compliance with Order No. PSC-2019-0397-PCO-PU

Staff has complied with all requirements of the Order Establishing Procedure entered in this docket.

Respectfully submitted this 3rd day of February, 2020.

/s/ Suzanne Brownless

SUZANNE S. BROWNLESS
SPECIAL COUNSEL
FLORIDA PUBLIC SERVICE COMMISSION
Gerald L. Gunter Building
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
Telephone: (850) 413-6218
sbrownle@psc.state.fl.us

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that STAFF'S PREHEARING STATEMENT has been filed with the Office of Commission Clerk and that a true copy has been furnished to the following by electronic mail this 3rd day of February, 2020:

Martin S. Friedman
Dean Mead Law Firm
420 S. Orange Avenue, Suite 700
Orlando, Florida 32801
MFriedman@deanmead.com

Marshall Deterding
Rose Law Firm
2548 Blairstone Pines Dr.
Tallahassee, FL 32301
mdeterding@sflaw.com

J. R. Kelly, Esquire
Charles Rehwinkel, Esquire
Office of Public Counsel
c/o The Florida Legislature
111 W Madison Street, Room 812
Tallahassee, FL 32399
kelly.jr@leg.state.fl.us
rehwinkel.charles@leg.state.fl.us

Forest Utilities, Inc.
6000 Forest Blvd.
Fort Myers, FL 33908-4399
forestu@aol.com

Keith Burge
Gold Coast Utility Corp.
2517 Elm Circle
Lake Wales, FL 33898
burkimwater@aol.com

Donna Marreel
Indiantown Company Inc.
P.O. Box 397
Indiantown, FL 34956
donnam@itstelecom.net

Marion Utilities, Inc.
710 N.E. 30th Avenue
Ocala, FL 34470-6460
marionutl@aol.com

Katherine Jaronczk
NHC Utilities, Inc.
3737 El Jobean Road
Port Charlotte, FL 33953-5611
Katherine.jaronczyk@equitylifestyle.com

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Mr. Benny Wilkinson
Ni Florida, LLC
P.O. Box 290910
Columbia, South Carolina 29229-0016
bwilkinson@niamerica.com

Sherlock Gillet
Peoples Water Service Company of Florida
Inc.
409 Washington Avenue, Suite 310
Towson, MD 21204
sgillet@peopleswater.net

Marie McKinney
Placid Lakes Utilities, Inc.
410 Washington Blvd., NW
Lake Placid, FL 33852-6779
Mckinneymarie88@gmail.com

Utilities Inc. of Florida
1221 Avenue of the Americas, 3rd Floor
New York NY 10021-1001
pcflynny@uiwater.com

Keith Dantin
St. James Island Utility Company
3800 Esplanade Way, Suite 100
Tallahassee, FL 32311-7888

Dewaine Christmas
Sunshine Utilities of Central Florida Inc.
10230 East Hwy 25
Bellevue, FL 34420
SunshineUtl@aol.com

North Beach Utilities, Inc.
4125 Coastal Highway
St. Augustine, FL 32084
nbutilities@bellsouth.net

Pine Island Cove Homeowners Association,
Inc
7290 Ladyfish Drive
St. James City, FL 33956-2723
picoveha@comcast.net

Pluris Wedgefield LLC
150 Turtle Creek Boulevard
Dallas TX 75207
kpratt@plurisusa.com

Gregory Mills
Wildwood Water Company
3520 Lewis Speedway
St. Augustine, FL 32085-3767
wildwood@abs.us.com

Martin McDonnell Esq.
Rutledge, Ecenia, Purnell & Hoffman, P.A.
215 South Monroe St., Ste 420
P.O. Box 551
Tallahassee, FL 32302
marsha@rutledge-ecenia.com

Troy Rendell
U.S. Water Service Corporation, Inc.
4939 Cross Bayou Blvd.
New Port Richey, FL 34652
trendell@uswatercorp.net

/s/ Suzanne Brownless

SUZANNE S. BROWNLESS
Special Counsel, Office of the General Counsel

FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
(850) 413-6199
sbrownle@psc.state.fl.us