

**OFFICE OF THE PUBLIC COUNSEL
DATA REQUEST**

**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: Do employees of the Public Water Supply District Number Four of Camden County still process the billing, collection and reconciliation of payments for availability fees from lot owners that have not connected to the utility system in the Shawnee Bend and Horseshoe Bend jurisdictions of the utility? If yes, please describe, in detail, who performs each of those duties and when the work occurs. If no, please identify who now performs those activities.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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Prepared By: _____

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: If the PWSD No. 4 is still performing the billing and collection duties of availability fees for the owners of the utility, are the payments of availability fees received from lot owners that have not connected to the utility system in the Shawnee Bend and Horseshoe Bend jurisdictions of the utility still booked in the financial records of the utility? If yes, please identify and describe, in detail, all general ledger accounts by name, number and year, utilized for the processing of the availability fees subsequent to the utility's last rate case.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: If Company's response to OPC Data Request No. 1001 is yes, for each general ledger account identified, please identify and describe, in detail, any other costs, expenses, monies, etc., that are not availability fees that were/are also booked in each respective account.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: It is my understanding that availability fees are billed and collected by the utility's owners only for undeveloped lots attributed to Four Seasons Lakesites, Inc., and subsequent assignees, within the Shawnee Bend water and sewer jurisdiction of the utility and that the Horseshoe Bend sewer jurisdiction does not have an availability fee. Is that correct? If no, please explain why it is not correct.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: It is my understanding that all "lots" in the development attributed to Four Seasons Lakesites, Inc., and subsequent assignees, within the Shawnee Bend water and sewer jurisdiction of the utility have been sold. Is that correct? If no, please explain why it is not correct. If it is correct, please identify the date (month and year) that the last lot was sold.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: If PWSD No. 4 is still performing the billing and collection duties of availability fees for the owners of the utility, are the monthly/annual fees the same as identified in the prior rate case? If no, please explain what has changed and when.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: If PWSD No. 4 is still performing the billing and collection duties of availability fees for the owners of the utility, are you aware of any changes or modifications, subsequent to the utility's last rate case, to the Declaration of Restrictive Covenants under which the fees are defined and assessed? If yes, please explain what has changed and when.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: For the Shawnee Bend Water and Sewer jurisdiction, respectively, for each and every year that the PWSD No. 4 has processed the billing and collection duties of availability fees for the owners of the utility, please provide a listing showing the name of each lot owner billed, how many lots each owner was billed for (single lot, double lot, etc.), the amount of the water availability fee billed and collected applicable to each owner and the amount of the sewer availability fee billed and collected applicable to each owner.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: Please provide a reconciliation of the total availability fees collected from lot owners in the Shawnee Bend Water and Sewer jurisdiction that were booked in the utility general ledger accounts, by year, for each and every year that the PWSD No. 4 has processed the billing and collection duties of availability fees for the owners of the utility. If a breakdown of the fees between water and sewer is available, please provide that too.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: Is it the Company's belief that utility plant-in-service is utilized and necessary in the provision of the services it provides to ratepayers?

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: Please provide documentation identifying the total number of "lots" that were developed by Four Seasons Lakesites, Inc., and subsequent assignees, within the Shawnee Bend Water and Sewer jurisdiction. Include within the documentation a reconciliation of the number of "lots" that are currently taking water and/or sewer services from the utility and the number of "lots" that are not currently taking water and/or sewer services from the utility.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: It is my understanding the Section 19.3(b) of the 4th Amendment to the Declaration of Restrictive Covenants that governs the assessment of availability fees states, "The Declaration may be amended at any time by the Developer at the request or with the consent of the Board until such time as all lots are sold, at which such time the Declaration may be amended by the affirmative vote of two-thirds of the owners of all of the lots entitled to vote." Is this language still in effect? If not when was it changed or modified? If changed or modified, please provide copies of all subsequent amendments. Lastly, what is the Company's interpretation of the language and why have lot owners within the Shawnee Bend Water and Sewer jurisdiction of the utility not voted to change the Declaration of Restrictive Covenants to eliminate the availability fees?

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: Is it the Company's belief that the purpose of the availability fees was to recover the infrastructure investment in the water and sewer systems within the Shawnee Bend Water and Sewer jurisdiction? If no, please explain, in detail, why that is not correct.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: For all plant-in-service installed within the Shawnee Bend Water and Sewer jurisdiction by Four Seasons Lakesites, Inc., and subsequent assignees, please provide a reconciliation identifying, by year, the total actual costs incurred and booked to the individual USOA plant accounts. Also, for each year the information is provided, include the costs associated with any retirements and any other changes or modification to the individual plant-in-service balances.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: It is my understanding that on or about April 12, 2000 a previous owner of the utility assigned the availability fees rights from the utility's ownership to his personal possession (i.e., Mr. Waldo I. Morris). Is that correct? If no, please explain, in detail, why that is not correct. If my understanding is correct, by what authority did the utility consummate the financial transaction? For example, did the utility seek and receive authorization from the MPSC to effectuate the assignment? If no, why did it believe that no such authorization was required?

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: Please provide a complete copy of the April 15, 2005 settlement agreement in Civil Case No. CV103-760CC.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: For all plant-in-service installed within the Shawnee Bend Water and Sewer jurisdiction by Four Seasons Lakesites, Inc., and subsequent assignees, please provide a reconciliation identifying, by year, the total actual costs incurred and booked to the individual USOA plant accounts that was donated to the utility by the developers.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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**LAKE REGION WATER & SEWER COMPANY
CASE NOS. WR-2013-0461/SR-2013-0459**

Requested From: John R. Summers

Requested By: Ted Robertson

Date Requested: November 7, 2013

Information Requested: Regarding Company's response to OPC Data Request No. 1016, please provide a reconciliation of the contribution-in-aid-of-construction (CIAC) booked in the financial records for each year associated with infrastructure donated by the developers.

Response Provided:

The information provided to the Office of the Public Counsel in response to the above information request is accurate and complete, and contains no material misrepresentations or omissions based upon present facts known to the undersigned. The undersigned agrees to immediately inform the Office of the Public Counsel if any matters are discovered which would materially affect the accuracy or completeness of the information provided in response to the above information.

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