

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Rescission by Nassau County of Resolution No. 2001-128, which rescinded Florida Public Service Commission jurisdiction over investor-owned water and wastewater systems in Nassau County.

DOCKET NO. 020831-WS

FILED: January 2, 2003

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COMMISSION
CLERK

**MOTION FOR EXTENSION OF TIME
TO FILE REVISED TARIFF SHEETS**

Florida Public Utilities Company (the Company), by and through its undersigned counsel, requests an extension of time for filing revised tariff sheets, and in support hereof states as follows:

1. On December 3, 2002, the Company and the City of Fernandina Beach (the City) entered into an Agreement for Purchase and Sale of Water Assets (the Agreement), providing for the sale of the Company's water division in Nassau County to the City. Under the Agreement, the due diligence period is now underway, with a closing currently scheduled to occur on or before March 31, 2003.
2. By Order No. PSC-02-1411-FOF-WS (the Order), issued on October 10, 2002, the Commission acknowledged Nassau County Resolution No. 2002-130, which returned jurisdiction over the Company's water division in Nassau County to the Commission. The Commission further ordered the Company to file revised tariff sheets reflecting the territory description of its previously approved service area, within 90 days of the issuance of said Order. Thus, the Company is required to file such tariff sheets by January 8, 2003.
3. In the event that the sale of the Company's water division in Nassau County to the City is in fact consummated, the Commission would no longer exercise jurisdiction over that water division, as it would be exempt from Commission jurisdiction, pursuant to Sec. 367.022(2), Florida Statutes. In that event, the preparation and processing of the aforesaid revised tariff sheets, and the associated costs incurred by the Company and the Commission, would serve no useful purpose.
4. In the event that the sale is not consummated, the Company would forthwith prepare and submit the revised tariff sheets required by the Order.

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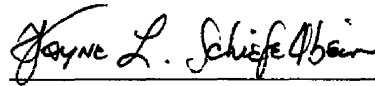
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WHEREFORE, Florida Public Utilities Company requests a 90 day extension of time within which to either file the revised tariff sheets required by Order No. PSC-02-1411-FOF-WS with the Commission or to notify the Commission that the sale of the Company's water division to the City of Fernandina Beach has been consummated.



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