

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for water	)	DOCKET NO. 910114-WU
certificate in Brevard, Orange	)	ORDER NO. 25082
and Osceola Counties by EAST	)	ISSUED: 09-19-91
CENTRAL FLORIDA SERVICES, INC.	)	
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ORDER DENYING PETITIONS FOR DISQUALIFICATION

At the September 13, 1991, Prehearing Conference in the above-captioned matter, Brevard County made an oral motion for me to disqualify myself. From the bench, I ruled that the Prehearing Conference was continued until September 17, 1991, and I required the parties to file written motions or memoranda in support of or in opposition to Brevard's motion by the close of business on September 16, 1991.


On September 16, Brevard County, Orange County, and the City of Cocoa filed petitions for disqualification. Osceola County and the Applicant, East Central Florida Services, Inc., filed memorandum in opposition to disqualification.

Upon reviewing the filings of the parties, I find that the allegations concerning my membership in a particular religious organization are not legally sufficient to demonstrate a bias, prejudice, or interest in the instant proceeding. Therefore, the petitions for disqualification are denied.

It is, therefore

ORDERED by Commissioner J. Terry Deason, as Prehearing Officer, that the petitions for disqualification filed by Brevard County, Orange County, and the City of Cocoa are denied.

By ORDER of Commissioner J. Terry Deason, as Prehearing Officer, this 19th day of SEPTEMBER, 1991.

  
 J. Terry Deason, Commissioner  
 and Prehearing Officer

( S E A L )

MJF

DOCUMENT NUMBER-DATE

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Rule 25-22.004(3), Florida Administrative Code, provides, "[W]here the commissioner declines to withdraw from the proceeding, a majority vote of the full Commission, absent the affected commissioner, shall decide the issue of disqualification." Pursuant to this Rule, the full Commission shall decide the disqualification issue raised in this proceeding at its September 24, 1991, Agenda Conference.