

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for a staff-) DOCKET NO. 930524-WS
assisted rate case in Marion) ORDER NO. PSC-94-0752-PCO-WS
County by TRADEWINDS UTILITIES,) ISSUED: June 20, 1994
INC.)
_____)

ORDER ACKNOWLEDGING UTILITY'S WAIVER OF STATUTORY PERIOD,
GRANTING ADDITIONAL TIME TO FILE TESTIMONY, AND REVISING ORDER
NO. PSC-94-0587-PCO-SU

By Proposed Agency Action Order No. PSC-94-0245-FOF-WS, issued March 4, 1994, the Florida Public Service Commission (Commission) proposed increased water and wastewater rates and charges for Tradewinds Utilities, Inc. (Tradewinds or utility). On March 25, 1994, several customers of Tradewinds filed a protest to Order No. PSC-94-0245-FOF-WS, primarily with regards to Tradewinds' quality of service. Pursuant to that protest, this matter has been set for an administrative hearing.

On May 31, 1994, Tradewinds filed a written request for an additional 30 days to file its testimony in this case. Tradewinds also requested a waiver of the fifteen month statutory deadline for the completion of a staff-assisted rate case filing. In support of its request for additional time, Tradewinds states that it has contacted the Office of Public Counsel in an attempt to reach a settlement with the customers and, further, in the event that its negotiations with the customers fail, that it needs the additional time to prepare for the case since it will be representing itself during the hearing process. Pursuant to Rule 25-30.475, Florida Administrative Code, we hereby acknowledge Tradewinds' waiver of the fifteen month statutory deadline, and Tradewinds shall be given until September 19, 1994, to file its testimony. Therefore, pursuant to the above, Order No. PSC-94-0587-PCO-SU (Order Establishing Procedure) is hereby revised to the extent set forth below:

Utility Testimony and Exhibits	September 19, 1994
Intervenor Testimony and Exhibits	October 17, 1994
Staff Testimony and Exhibits	November 14, 1994

05987 JUN 20 1994
FILED

ORDER NO. PSC-94-0752-PCO-WS
DOCKET NO. 930524-WS
PAGE 2

Rebuttal Testimony and Exhibits	December 12, 1994
Prehearing Statements	December 12, 1994
Prehearing Conference	December 16, 1994
Hearing	January 18-19, 1995
Briefs	February 23, 1995

Based on the foregoing, it is therefore,

ORDERED by Commissioner Susan F. Clark, as Prehearing Officer, that Tradewinds Utilities, Inc.'s waiver of the fifteen month statutory period is hereby acknowledged. It is further

ORDERED that Tradewinds Utilities, Inc.'s request for additional time to file its testimony is hereby granted. It is further

ORDERED that Tradewinds Utilities, Inc., shall be given until September 19, 1994, to file its testimony. It is further

ORDERED that Order No. PSC-94-0587-PCO-SU is revised to the extent set forth above. Order No. PSC-94-0587-PCO is hereby reaffirmed in all other respects.

By ORDER of Commissioner Susan F. Clark, as Prehearing Officer this 20th day of June, 1994.



Susan F. Clark, Commissioner and
Prehearing Officer

(S E A L)

ELS

ORDER NO. PSC-94-0752-PCO-WS
DOCKET NO. 930524-WS
PAGE 3

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.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.