

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for acknowledgement of transfer of Nassau County land and facilities to Nassau County and for cancellation of Certificate Nos. 171-W and 122-S, by Florida Water Services Corporation.

DOCKET NO. 030542-WS
ORDER NO. PSC-03-1040-PCO-WS
ISSUED: September 19, 2003

ORDER GRANTING NASSAU COUNTY'S PETITION TO INTERVENE

By petition filed August 5, 2003, the Nassau County Board of County Commissioners petitioned to intervene in this proceeding pursuant to Chapter 120, Florida Statutes, and Rules 25-22.039, 28-106.201, and 28-106.205, Florida Administrative Code. Nassau County states that pursuant to a condemnation proceeding under Chapter 74, Florida Statutes, it acquired title to Florida Water Services Corporation (Florida Water) land and facilities in Nassau County. This docket involves the approval of the transfer of the land and facilities in Nassau County of Florida Water Services Corporation to Nassau County. No response in opposition to the Petition has been filed.

Having reviewed the petition, it appears that Nassau County's substantial interests may be affected by this proceeding. Therefore, the Petition shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, Nassau County takes the case as it finds it. Therefore, it is precluded from injecting new issues into this proceeding.

Based on the foregoing, it is

ORDERED by Commissioner Braulio L. Baez, as Prehearing Officer, that the Petition for Leave to Intervene filed by the Nassau County Board of County Commissioners is hereby granted. It is further

ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents which may hereinafter be filed in this proceeding, to:

DOCUMENT NUMBER-DATE

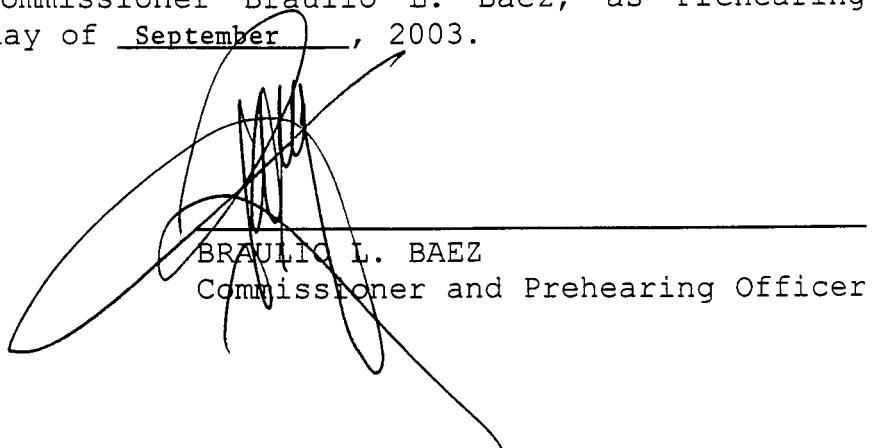
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Michael S. Mullin, Esquire
Post Office Box 1010
Fernandina Beach, Florida 32035-1010

By ORDER of Commissioner Braulio L. Baez, as Prehearing Officer, this 19th day of September, 2003.



BRAULIO L. BAEZ
Commissioner and Prehearing Officer

(S E A L)

RRJ

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1)

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reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) 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 the Commission Clerk and Administrative Services, 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.