

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of SUNRAY UTILITIES,)	DOCKET NO. 870539-WS
INC., for water and sewer certificates)	ORDER NO. 23722
in St. Johns County, Florida.)	ISSUED: 11-5-90
_____)	

ORDER DENYING REQUEST FOR ORAL ARGUMENT

By pleading filed September 24, 1990, Sunray Utilities, Inc., has requested oral argument on its Motion to Dismiss Cordele Properties, Inc. (or to Deny Request for Hearing) and for Summary Judgment. Cordele Properties, Inc., and Cimmarone Property Owners Association filed responses to these motions on October 1, 1990. Because of the extensive discussions of the parties' positions that are included in all of these pleadings, oral argument does not appear to be necessary. Therefore, we hereby deny Sunray Utilities, Inc.'s request for oral argument.

Based on the foregoing, it is, therefore,

ORDERED by Commissioner Thomas M. Beard, as Prehearing Officer, that Sunray Utilities, Inc.'s request for oral argument on its Motion to Dismiss Cordele Properties, Inc. (or to Deny Request for Hearing) and for Summary Judgment is hereby denied.

By ORDER of Commissioner Thomas M. Beard, as Prehearing Officer, this 5th day of NOVEMBER, 1990.



 THOMAS M. BEARD, Commissioner and
 Prehearing Officer

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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.

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 sewer 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.