

State of Florida

9

Commissioners:  
Thomas M. Beard, Chairman  
Betty Easley  
J. Terry Deason  
Susan F. Clark  
Luis J. Lauredo



Division of Legal Services  
Noreen S. Davis,  
Director  
(904) 487-2740

Public Service Commission

August 31, 1992

Nassau County Board of County Commissioners  
Attention Michael Mullin, Esquire  
Post Office Box 1563  
Fernandina Beach, Florida 32034

Re: Docket No. 920199-WS - Application for a rate increase by  
Southern States Utilities, Inc. and Deltona Utilities,  
Inc.

Dear Mr. Mullin:

This letter is in response to your request of August 18, 1992,  
to be placed on the mailing list in above-referenced docket and to  
be provided with any specific information as to the formal method  
of opposing the rate increase. The Nassau County Board of County  
Commissioners has been placed on the mailing list for the above-  
referenced docket.

The specific provisions for intervening as a party to a rate  
increase docket may be found in the Florida Administrative Code  
(F.A.C.) at Rule 25-22.039. The rules regarding the entire hearing  
process may be found beginning with Rule 25-22.025, F.A.C. The  
rules concerning rate adjustments for water and wastewater  
utilities may be found at Rule 25-30, F.A.C. A copy of Rule 25-  
22.039, F.A.C., is enclosed.

Also enclosed please find a Public Service Commission Case  
Assignment and Scheduling Record for the above-referenced docket.  
~~This~~ schedule is subject to change and is provided for  
informational purposes only.

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- ENG \_\_\_\_\_
- LES CB/slc
- LI \_\_\_\_\_
- CCC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC 1
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

Sincerely,

Catherine Bedell, Esquire  
Senior Attorney

Attachments  
cc: Kenneth Hoffman, Esquire  
Harold McLean, Esquire  
Division of Records and Reporting ✓  
Division of Water and Wastewater

Fletcher Building ♦ 101 East Gaines Street ♦ Tallahassee, FL 32399-0862  
An Affirmative Action/Equal Opportunity Employer

DOCUMENT NUMBER-DATE  
09880 AUG 31 1992  
PSC-RECORDS/REPORTING

position will not prejudice other parties or confuse the proceedings, the party may maintain "no position at this time" prior to hearing and thereafter identify his or her position in a post-hearing statement of issues. In the absence of such a finding by the prehearing officer, the party shall have waived the entire issue.

(c) When an issue and position have been properly identified any party may adopt that issue and position in his or her post-hearing statement.

Specific Authority: 120.53, F.S.

Law Implemented: 120.53, F.S.

History: Transferred from 25-2.68 and Amended 12/21/81, formerly 25-22.38.

**25-22.039 Intervention.** Persons, other than the original parties to a pending proceeding, who have a substantial interest in the proceeding, and who desire to become parties may petition the presiding officer for leave to intervene. Petition for leave to intervene must be filed at least five (5) days before the final hearing, must conform with Commission Rule 25-22.036(7)(a), and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the proceeding. Intervenors take the case as they find it.

Specific Authority: 120.53, F.S.

Law Implemented: 120.53, F.S.

History: Transferred from 25-2.34 and Amended 12/21/81, formerly 25-22.39.

**25-22.040 Notice of Hearings.** The presiding officer shall set the time and place for all hearings and shall issue notice thereof on all parties of record. No less than fourteen (14) days notice shall be given for the final hearing on the merits of the petition complaint, application or other initial pleading unless otherwise agreed by the parties. The notice of hearing shall contain the statements set out in Section 120.57(1)(b)2, F.S. No less than seven (7) days notice shall be given for all other hearings.

Specific Authority: 120.53, F.S.

Law Implemented: 120.53, F.S.

History: New 12/21/81, formerly 25-22.40.

**25-22.0405 Notice of Public Utility Hearings.**

(1) The provisions of this rule shall apply to all public hearings conducted by the Commission, except rulemaking hearings held pursuant to 25-22.010 through .018, F.A.C.

(2) Notice of such public hearings shall be given by the Commission to the clerk of the board of county commissioners of each county affected, the chief executive officer of each municipality in the area affected, all parties of record and all persons who have requested notice of such proceedings.

(3) A summary of the subject matter and notice of hearing shall be published by the Commission in the Florida Administrative Weekly. The summary shall be drawn and notice given as required by the provisions of the statute under which relief is sought, if applicable, but shall not be published less than 14 days prior to the hearing.

(4) The Commission may require any public utility in such proceedings to publish additional notices in newspapers of general circulation in the area affected and to give notice to its customers by mail, as may be deemed reasonably necessary by the Commission to afford adequate notice to the customers of the utility.

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 920199-WS Date Docketed: 03/02/92 Title: Application for rate increase in Brevard, Charlotte/Lee, Citrus, Clay, Duval, Highlands, Lake, Marion, Martin, Nassau, Orange, Osceola, Pasco, Putnam, Seminole, Volusia, and Washington Counties by SOUTHERN STATES UTILITIES, INC.; Collier County by MARCO SHORES UTILITIES (Deltona); Hernando County by SPRING HILL UTILITIES (Deltona); and Volusia County by DELTONA LAKES UTILITIES (Deltona).

Company: Deltona Lakes Utilities (Deltona)  
 Marco Shores Utilities (Deltona)  
 Southern States Utilities, Inc.  
 Southern States Utilities, Inc.

Official Filing Date: 06/17/92  
 Last Day to Suspend: 08/16/92 8 Mo. Expiration: 02/17/93

Referred to: ADM AFA APP CAF CMU EAG GCL LEG RAR RRR (WAW)  
 ("(") indicates OPR)  X  X  X  X  X  X  X  X  X  X

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module A1(a)

Warning: This schedule is tentative and subject to revision

Staff Assignments

OPR Staff	Staff Assignments
	M Willis, R Byrd, B Crouch, E Fuchs, M Golden, C Hand, C Johnson, J Mann, T Merchant, B Messer, S Moniz, J Poulson, L Raspberry, J Starling, G Su,
Staff Counsel	S Summerlin, C Bedell, M Feil
OCRs (AFA)	F Doud, I Forbes, P Lester, C Romig
( )	
( )	
( )	

Current CASR revision level

Due Dates

Current CASR revision level	Due Dates	
	Previous	Current
1		
1.*Test Year Request Reviewed	SAME	03/12/92
2.*Test Year Letter to Chairman	SAME	03/17/92
3.*FAW Notice for Service Hearing	SAME	05/07/92
4.*FAW Notice - Cancels 6-3-92 Hearing	SAME	05/14/92
5.*Deficiency Notification to Applicant	SAME	05/21/92
6.*MFRs Due	SAME	06/26/92
7.*FAW Notice for Service Hearing	NONE	07/08/92
8.*Order on Procedure	NONE	07/10/92
9.*FAW Notice for Service Hearing	NONE	07/15/92
10.*Testimony - Company	NONE	07/22/92
11.*Staff Recommendation - Suspension	NONE	07/23/92
12.*Notice of Service Hearings	NONE	07/24/92
13.*Agenda - Suspension	NONE	08/04/92
14.*Service Hearing - Kissimmee	NONE	08/05/92
15.*FAW Notice (Service Hearing)	NONE	08/05/92
16.*Staff Recommendation - Interim	NONE	08/06/92
17.*Service Hearing - Jacksonville	NONE	08/11/92
18.*FAW Notice for Hearing in Brooksville	NONE	08/12/92
19.*Service Hearing - Sanford	NONE	08/14/92
20.*Agenda - Interim	NONE	08/18/92
21.*Service Hearing - Ocala	NONE	08/19/92
22. Pre-prehearing No. 1	NONE	08/21/92
23.*Order - Suspension	NONE	08/24/92
24.*FAW Notice for Service Hearing in Sebring	NONE	08/26/92
25. Service Hearing - Eustis	NONE	09/03/92
26. Order - Interim	NONE	09/08/92
27. Service Hearing - Brooksville	NONE	09/09/92
28. Field Work Complete - AFA	NONE	09/15/92
29. Field Work Complete - WAW	NONE	09/18/92
30. Service Hearing - Sebring	NONE	09/23/92
31. Testimony - Intervening	NONE	09/25/92
32. Service Hearing - Sunny Hills	NONE	09/28/92
33. Service Hearing - Stuart	NONE	09/30/92
34. Testimony - Staff	NONE	10/02/92
35. Prehearing Statements	NONE	10/09/92
36. Testimony - Rebuttal	NONE	10/16/92
37. Pre-prehearing No. 2	NONE	10/19/92
38. Notice of Prehearing	NONE	10/21/92
39. Notice of Hearing	NONE	10/23/92

Recommended assignments for hearing and/or deciding this case:

Full Commission      Commission Panel X  
 Hearing Examiner      Staff     

Date filed with RAR: 06/25/92

Initials: OPR       
 Staff Counsel     

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	BR	ES	DS	CL	LA		
	X	X		X			

- Prehearing Officer

Commissioners					ADM
BR	ES	DS	CL	LA	
	X				

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: \_\_\_\_\_

Date: 06/29/92

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 920199-WS Date Docketed: 03/02/92 Title: Application for rate increase in Brevard, Charlotte/Lee, Citrus, Clay, Duval, Highlands, Lake, Marion, Martin, Nassau, Orange, Osceola, Pasco, Putnam, Seminole, Volusia, and Washington Counties by SOUTHERN STATES UTILITIES, INC.; Marco Shores Utilities (Deltona); Southern States Utilities, Inc. Collier County by MARCO SHORES UTILITIES (Deltona); Hernando County by SPRING HILL UTILITIES (Deltona); and Volusia County by DELTONA LAKES UTILITIES (Deltona).

Official Filing Date: 06/17/92  
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Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module A1(a)

Staff Assignments

OPR Staff M Willis, R Byrd, B Crouch,  
E Fuchs, M Golden, C Hand,  
C Johnson, J Mann, T Merchant,  
B Messer, S Moniz, J Poulson,  
L Raspberry, J Sterling, G Su,

Staff Counsel S Summerlin, C Bedell, M Feil

OCRs (AFA) F Doud, I Forbes, P Lester,  
C Romig

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Recommended assignments for hearing and/or deciding this case:

Full Commission      Commission Panel  X  
 Hearing Examiner      Staff     

Date filed with RAR: 06/25/92

Initials: OPR       
 Staff Counsel     

Warning: This schedule is tentative and subject to revision

Current CASR revision level

1

Due Dates

Previous Current

1. Prehearing	NONE	10/28/92
2. Discovery Actions Complete	NONE	10/28/92
3. Prehearing Order	NONE	11/02/92
4. Service Hearing - Ft. Myers	NONE	11/02/92
5. Hearing 11/6,7,9-14/92	NONE	11/06/92
6. Transcripts Due (Expedited)	NONE	11/20/92
7. Briefs Due	NONE	12/09/92
8. Staff Recommendation - Revenue	NONE	02/01/93
9. Staff Recommendation - Rates	NONE	02/04/93
10. Agenda - Revenue	NONE	02/12/93
11. Agenda - Rates	NONE	02/16/93
12. Final Order	NONE	03/08/93
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	BR	ES	DS	CL	LA		
	X	X		X			

- Prehearing Officer

Commissioners					ADM
BR	ES	DS	CL	LA	
	X				

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: \_\_\_\_\_

Date: 06/29/92