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REPLY TO:

December 7, 1992

Mr. Steve Tribble, Director  
Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32399-0850

HAND DELIVERY

Re: FPSC Docket No. 920199-WS

Dear Mr. Tribble:

Enclosed for filing in the above-referenced docket are the original and fifteen copies of the Motion for Waiver of 125 Page Limitation of Southern States Utilities, Inc.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely,

ACK  \_\_\_\_\_  
AFA 3 \_\_\_\_\_ *Kenneth A. Hoffman*  
APP \_\_\_\_\_ Kenneth A. Hoffman

KAH/rl

Enclosures

CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
CTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG LW/m \_\_\_\_\_  
LIN 3 \_\_\_\_\_  
CFC \_\_\_\_\_  
BTH \_\_\_\_\_  
CST 1 \_\_\_\_\_  
VLD \_\_\_\_\_  
GHI \_\_\_\_\_

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MESSER, VICKERS, CAPARELLO, MADSEN, LEWIS, GOLDMAN & METZ

DOCUMENT NUMBER-DATE  
14220 DEC-7 1992  
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Southern States Utilities, Inc. and Deltona Utilities, Inc. for Increased Water and Wastewater Rates in Citrus, Nassau, Seminole, Osceola, Duval, Putnam, Charlotte, Lee, Lake, Orange, Marion, Volusia, Martin, Clay, Brevard, Highlands, Collier, Pasco, Hernando, and Washington Counties.

Docket No. 920199-WS  
Filed: December 7, 1992

MOTION FOR WAIVER OF 125 PAGE LIMITATION

TO: HONORABLE BETTY EASLEY  
Prehearing Officer and Commissioner  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32399-0850

Southern States Utilities, Inc. and Deltona Utilities, Inc. (hereinafter referred to collectively as "Southern States"), respectfully submits the following Motion for Waiver of the 125 page limitation on posthearing memoranda set forth in the Order Establishing Procedure in this proceeding. In support of its Motion, Southern States states as follows:

1. On July 10, 1992 the Order Establishing Procedure (Order No. PSC-92-0638-PCO-WS, "Procedural Order") was issued. The Procedural Order provides that "all posthearing memoranda, including proposed findings of fact, conclusion of law, recommended orders and briefs, shall be no more than 125 pages combined and shall be filed simultaneously." Procedural Order, at 9.

2. On October 26, 1992, subsequent to the issuance of the Procedural Order, the one hundred thirteen (113) issues encompassing this proceeding were finalized at the Prehearing Conference. The Prehearing Order, issued November 4, 1992, sets

DOCUMENT NUMBER-DATE

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14220 DEC -7 1992

FPSC-RECORDS/REPORTING

forth these issues which relate to the rates and charges for one hundred twenty-seven (127) of Southern States' water and wastewater systems. Order No. PSC-92-1265-PHO-WS.

3. Due to the number and complexity of the issues in this proceeding, Southern States submits that a waiver of the 125 page limitation on posthearing memoranda is both necessary and appropriate. The 125 page limitation was imposed prior to the issuance of the Prehearing Order and finalization of the number and scope of the issues to be resolved. As a result, the parties have been allotted only a little more than a page per issue in preparing posthearing briefs.

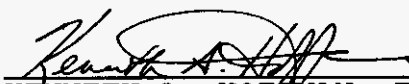
4. Adding to the difficulty of complying with the page limitation is the fact that this proceeding relates to the rates and charges of one hundred twenty-seven (127) separate water and wastewater systems located in different counties. Each of the systems included in this Application have separate rate bases, net operating income and other unique characteristics to be reviewed by the Commission. Apart from the engineering information contained in the MFRs, the schedules and summaries of schedules included in the MFRs consist of twenty-nine (29) books of information (Volumes I, II, III and V of the MFRs). There were ten (10) customer service hearings, a five (5) day technical hearing including 2235 pages of transcript and 152 exhibits. The complexity and scope of the issues, as well as the significantly large number of utility systems, included in this proceeding distinguishes this rate case proceeding from those of other

utilities and justifies the need for a waiver of the page limitation to permit a thorough analysis on each issue. The above facts demonstrate that it is reasonable to permit Southern States an average of one and one-half to two pages per issue in its Posthearing Brief.

5. Counsel for Southern States has conferred with counsel for the Office of Public Counsel and Mr. Jones of the Cypress and Oak Villages Association regarding this Motion and is authorized to represent that these parties have no objection to the relief requested in this Motion.

WHEREFORE, Southern States respectfully requests the Prehearing Officer to enter an order granting Southern States' Motion for Waiver of 125 Page Limitation in this proceeding.

Respectfully submitted,

  
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and

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Attorneys for Applicants Southern  
States Utilities, Inc. and  
Deltona Utilities, Inc.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing Motion for Waiver of 125 Page Limitation of Southern States Utilities, Inc. was furnished by U. S. Mail, this 7th day of December, 1992, to the following:

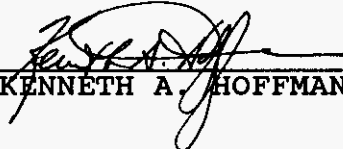
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By:   
KENNETH A. HOFFMAN, ESQ.