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IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT IN AND FOR CHARLOTTE COUNTY, FLORIDA CIVIL DIVISION

WEST CHARLOTTE UTILITIES, INC.,

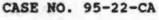
Plaintiff,

VS.

BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA

Defendant.

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ORDER

THE COURT on it own motion does hereby enter its Order affording the Florida Public Service Commission status to express its view through the filing of an amicus curiae brief on the issue presented herein, to-wit: whether the Order acknowledging resolution of the Board of County Commissioners declaring Charlotte County subject to the provisions of Chapter 367, Florida Statutes, entered by the Florida Public Service Commission on November 28, 1994 pursuant to docket number 941044-WS and bearing Order No. PSC 94-1451-FOF-WS grants to the Florida Public Service Commission jurisdiction to hear matters which were pending but not completed before the Board of Commissioners of Charlotte County at the time the Florida Public Service

DONE and ORDERED on this / day of January 1995 at the Charlotte County Courthouse, Punta Gorda, FL.

DARRYL C. CASANDEVA

CIRCUIT COURT JUDGE

ACK _____ AFA _____ APP _____ CAF ____Copies to: John R. Marks, III, Esq. CMU _____Andrew Shaw, Esq. CTR _____Florida Public Service Commission EAG _____ LES _____ LES _____ LIN ____ OPC _____ RCH _____ SEC _____ WAS _____ OTH _____

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