

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for a rate) DOCKET NO. 940620-GU
increase by FLORIDA PUBLIC) ORDER NO. PSC-95-0219-PCO-GU
UTILITIES COMPANY.) ISSUED: February 16, 1995
_____)

ORDER GRANTING LEAVE TO FILE
SUPPLEMENTAL TESTIMONY AND EXHIBITS

On February 8, 1995, Florida Public Utilities Company (FPUC) filed its request for leave to file supplemental direct testimony and exhibits by February 16, 1995. FPUC asserts that supplemental testimony is needed to correct and modify its cost of service analysis with respect to the direct assignment of plant to the Large Volume Interruptible (LVI) Service and Transportation rates and the allocation of customer advances. Mr. Marc L. Schneidermann, FPUC's Manager of Engineering and Gas Supply, will file such testimony and related exhibits. Staff does not oppose FPUC's request.

Accordingly, it is found that permitting FPUC to file supplemental testimony on the limited subject areas described above would be fair and will permit an orderly examination of FPUC's rate case; therefore FPUC's request should be granted.

In consideration of the foregoing

ORDERED by Chairman Susan F. Clark, as Prehearing Officer, that Florida Public Utilities Company shall be permitted to file supplemental testimony and exhibits as described in the body of this Order. It is further

ORDERED that Florida Public Utilities Company shall file its supplemental testimony and exhibits by February 16, 1995.

By ORDER of Chairman Susan F. Clark, as Prehearing Officer, this 15th day of February, 1995.



SUSAN F. CLARK, Chairman and
Prehearing Officer

(S E A L)

VDJ

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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 wastewater 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.