

ORIGINAL  
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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Application for a rate increase )  
for North Ft. Myers Division in Lee )  
County by FLORIDA CITIES )  
WATER COMPANY - Lee County )  
Division. \_\_\_\_\_ )

Docket No. 950387-SU

Filed: October 7, 1996

**FLORIDA CITIES WATER COMPANY'S**  
**MOTION FOR STAY PENDING JUDICIAL REVIEW**

Florida Cities Water Company ("FCWC"), pursuant to Rule 25-22.061, F.A.C., hereby files this Motion for Stay Pending Judicial Review, and as grounds states:

1. On September 10, 1996, the Florida Public Service Commission, ("Commission"), rendered its Final Order in Docket No. 950387-SU, In re: Application for a rate increase for North Ft. Myers Division in Lee County by Florida Cities Water Company - Lee County Division.

2. The Utility will appeal the Final Order.

3. The order being appealed involves the refund of moneys to customers and a decrease in rates charged to customers.

4. Pursuant to Rule 25-22.061(1)(a), F.A.C., the Commission shall, upon motion filed by the utility, grant a stay of the effect of the order pending judicial proceedings.

5. As adequate security for this stay, the Utility will post a corporate undertaking.

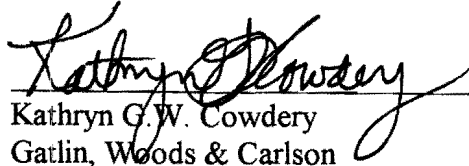
WHEREFORE, the Utility requests that this motion be granted.

ACK \_\_\_\_\_  
AFA 1  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
DTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG 1  
LIN 3  
DPC \_\_\_\_\_  
RCH \_\_\_\_\_  
SEC 1  
NAS \_\_\_\_\_  
DTH \_\_\_\_\_

DOCUMENT NUMBER-DATE  
10691 OCT-7 1996  
FPSC-RECORDS/REPORTING 01056

DATED this 7<sup>th</sup> day of October, 1996.

Respectfully submitted,



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Attorneys for  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished on this 7<sup>th</sup> day of October, 1996 by hand delivery to Mr. Ralph Jaeger, Esquire, Division of Legal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, and by regular U.S. Mail to the following:

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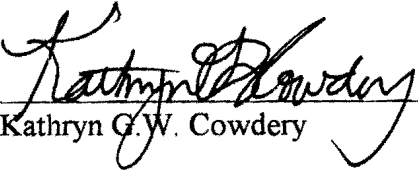
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