

ORIGINAL COPY

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of GULF UTILITY)
COMPANY for an increase in )
Wastewater Rates, approval of a )
decrease in Water Rates and )
approval of service availability )
charges in Lee County, Florida )

Docket No. 960329-WS

Filed: February 26, 1997

MOTION TO ALLOW FILING OF TESTIMONY AND EXHIBITS ONE DAY LATE

Gulf Utility Company (Gulf) files this its motion seeking the authority from the Prehearing Officer for permission to file certain testimony and exhibits one day late, and states:

1. The Supplemental Direct Testimony and Exhibits of James W. Moore, and the Supplemental Rebuttal Testimony and Exhibits of Steve Messner were pursuant to the order of the Prehearing Officer to be filed February 25, 1997.

2. Through inadvertence and confusion which is the ultimate responsibility of the undersigned, the documents were not filed on February 25, 1997.

3. Gulf is filing herewith on the morning of February 26, 1997, the documents that were due on February 25, 1997.

4. Opposing counsel has indicated that they do not object to the this late filing.

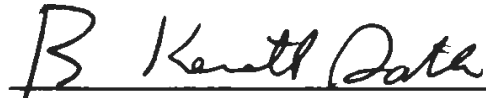
WHEREFORE, Gulf requests that the Prehearing Officer rule that these documents may be received on February 26, 1997.

- ACK
AFA
APP
CAF
CMU
CTR
EAG
LEG
LIN
OPC
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OTH

DOCUMENT NUMBER DATE
02158 FEB 26 97
FPSC-RECORDS/REPORTING

DATED this 26th day of February, 1997.

Respectfully submitted,

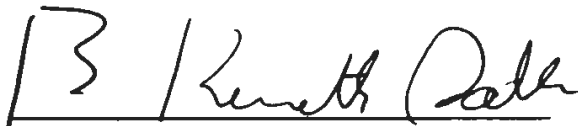


B. Kenneth Gatlin  
Fla. Bar #0027966  
Kathryn G.W. Cowdery  
Fla. Bar #363995  
Gatlin, Schiefelbein & Cowdery  
1709-D Mahan Drive  
Tallahassee, Florida 32308  
(904) 877-5609

Attorneys for  
GULF UTILITY COMPANY

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by hand delivery to Ms. Maggie O'Sullivan, Esquire, Division of Legal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, and to Mr. Stephen C. Reilly, Esquire, Office of Public Counsel, 111 W. Madison Street, Tallahassee, Florida 32399-1400, on this 26th day of February, 1997.



B. Kenneth Gatlin