

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for amendment
of Certificate Nos. 236-W and
179-S to extend service area in
St. Johns County by United Water
Florida Inc.

DOCKET NO. 981637-WS
ORDER NO. PSC-99-0424-PCO-WS
ISSUED: March 1, 1999

ORDER GRANTING MOTION FOR
EXTENSION OF FILING TESTIMONY AND PREHEARING STATEMENTS
AND REVISING ORDER NO. PSC-99-0373-PCO-WS

On November 18, 1998, United Water Florida Inc. (UWF or utility), filed an application for amendment of Certificates Nos. 236-W and 179-S to extend its service area in St. Johns County. Timely protests to the application were filed, and this matter was set for an administrative hearing.

By Order No. PSC-99-0373-PCO-WS (Order Establishing Procedure), issued February 22, 1999, controlling dates were established in this docket. Pursuant to that order, UWF's direct testimony and exhibits are due on March 1, 1999. The Prehearing Conference and Hearing dates are scheduled on June 4, 1999 and June 30-July 2, 1999, respectively.

On February 25, 1999, UWF filed a Motion for Extension of Time to file its direct testimony and exhibits. In support of its motion, UWF states that it requires a three week extension to adequately prepare its direct testimony and exhibits. UWF states that the Order Establishing Procedure allows three weeks for the preparation of all testimony except that of UWF, which is only allowed one week. UWF also moves that all remaining testimony and prehearing statements be extended by three weeks. UWF states that granting its request will not delay the prehearing and hearing dates. Therefore, UWF asserts that its request will not cause prejudice to any party.

UWF has contacted the attorneys for all parties including counsel for St. Johns County, even though this Commission has not yet ruled on St. Johns County's motion regarding its participation and intervention in this matter. The parties indicate that they do not object to UWF's requested extension. However, counsel for the Jacksonville Electric Authority (JEA) has indicated that JEA does

DOCUMENT NUMBER 2015

02595 MAR-1 99

FPSC-RECORDS/REPORTING

ORDER NO. PSC-99-0424-PCO-WS
DOCKET NO. 981637-WS
PAGE 2

not object to UWF's request provided that intervenor testimony and exhibits be due on April 12, 1999.

UWF's motion does not require a delay in prehearing and hearing dates. Accordingly, UWF's motion is hereby granted. However, prehearing statements shall be due on the same date as rebuttal testimony to ensure adequate time to prepare for the Prehearing Conference. Therefore, the following revised dates shall govern this case.

- | | |
|-----------------------------------------------------|----------------|
| 1) Utility's direct testimony
and exhibits | March 22, 1999 |
| 2) Intervenors' direct testimony
and exhibits | April 12, 1999 |
| 3) Staff's direct testimony
and exhibits, if any | May 3, 1999 |
| 4) Rebuttal testimony
and exhibits | May 24, 1999 |
| 5) Prehearing statements | May 24, 1999 |

Except as modified herein, Order No. PSC-99-0373-PCO-WS, is hereby reaffirmed in all respects.

Based upon the foregoing, it is

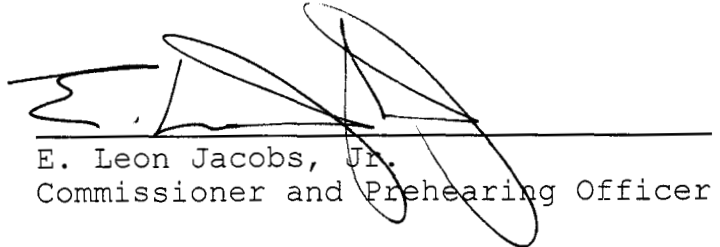
ORDERED by Commissioner E. Leon Jacobs, Jr., as Prehearing Officer, that United Water Florida Inc.'s Motion for Extension of Time is hereby granted as set forth in the body of this Order. It is further

ORDERED that Order No. PSC-99-0373-PCO-WS is hereby revised as set forth in the body of this Order. It is further

ORDERED that Order No. PSC-99-0373-PCO-WS is reaffirmed in all other respects.

ORDER NO. PSC-99-0424-PCO-WS
DOCKET NO. 981637-WS
PAGE 3

By ORDER of Commissioner E. Leon Jacobs, Jr., as Prehearing Officer, this 1st day of March, 1999.



E. Leon Jacobs, Jr.
Commissioner and Prehearing Officer

(S E A L)

TV

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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 25-22.0376, 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

ORDER NO. PSC-99-0424-PCO-WS
DOCKET NO. 981637-WS
PAGE 4

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.

MEMORANDUM

RECEIVED-FPSC

99 MAR -1 PM 2:50

29

February ~~26~~, 1999

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (GERVASI) *ps*

RE: DOCKET NO. 981637-WS - Application for amendment of
Certificate Nos. 236-W and 179-S to extend service area
in St. Johns County

99-0424-PCD

Attached is an ORDER GRANTING MOTION FOR EXTENSION OF FILING
TESTIMONY AND PREHEARING STATEMENTS AND REVISING ORDER NO. PSC-99-
0373-PCO-WS, to be issued in the above-referenced docket.

(Number of pages in order - 3)

* * THIS ORDER MUST BE ISSUED TODAY * *

TV/dr

Attachment

cc: Division of Water and Wastewater (Redemann)

I:\981637EX.TV

MUST GO TODAY

4/0

FLORIDA PUBLIC SERVICE COMMISSION - RECORDS AND REPORTING

Requisition for Photocopying and Mailing

Number of Originals 4 Date 3 13 99
 Requested By Kubota Copies Per Original 16

Item Presented
 Agenda For (Date) _____ Order No. 99-424 In Docket No. 981637
 Notice of _____ For (Date) _____ In Docket No. _____
 Other _____

Special Handling Instructions

Distribution/Mailing

Number	Distributed/Mailed To	Number	Distribution/Mailed To
<u>16</u>	<u>Commission Offices</u>	<u>--</u>	_____
<u>4</u>	<u>Docket Mailing List - Mailed</u>	_____	_____
	<u>Docket Mailing List - Faxed</u>	_____	_____

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number 47 Verified By Michael
 Date and Time Completed 3/10 Job Checked For Correctness and Quality (Initial) "

Mail Room Verification

Date Mailed / Verified By /