

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into
ratemaking considerations of
gain on sale from sale of
facilities of Florida Water
Services Corporation to Orange
County.

DOCKET NO. 980744-WS
ORDER NO. PSC-01-0230-PCO-WS
ISSUED: January 24, 2001

ORDER ESTABLISHING CONTROLLING DATES FOR
TESTIMONY AND EXHIBITS, PREHEARING STATEMENTS,
PREHEARING, HEARING AND BRIEFS

By Order No. PSC-00-1170-PCO-WS, issued June 27, 2000, a procedural schedule was established setting forth the controlling dates for this docket. By Order No. PSC-00-1602-PCO-WS, issued September 7, 2000, Florida Water Services Corporation's (FWSC or utility) motion for extension of time was granted, and new filing dates were established for the filing of prefiled testimony and exhibits and prehearing statements. The Commission's calendar required subsequent revisions to accommodate other scheduling requirements; accordingly, the controlling dates for this docket were revised by Order No. PSC-00-1752-PCO-WS, issued September 26, 2000. By Order No. PSC-00-2141-PCO-WS, issued November 9, 2000, FWSC's motion for an extension of time for filing prefiled testimony and exhibits was granted. FWSC's testimony was timely filed on November 20, 2000. By Order No. PSC-00-2379-PCO-WS, issued December 11, 2000, FWSC's motion for continuance and rescheduling of controlling dates was granted, and the controlling, prehearing and hearing dates were suspended in this matter.

Upon further review of the Commission calendar, the following revised dates shall govern this case:

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|---|---------------|
| 1) Intervenors' direct testimony
and exhibits | April 2, 2001 |
| 2) Staff's direct testimony and
exhibits, if any | May 7, 2001 |
| 3) Rebuttal testimony and exhibits | June 11, 2001 |

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

- | | |
|--------------------------|-------------------|
| 4) Prehearing Statements | July 9, 2001 |
| 5) Prehearing Conference | July 23, 2001 |
| 6) Hearing | August 9-10, 2001 |
| 7) Briefs | September 7, 2001 |

This Order is issued pursuant to the authority granted by Rule 28-106.211, Florida Administrative Code, which provides that the presiding officer before whom a case is pending may issue any orders necessary to effectuate discovery, prevent delay, and promote the just, speedy, and inexpensive determination of all aspects of the case.

Based on the foregoing, it is

ORDERED by Commissioner Michael A. Palecki, as Prehearing Officer, that the controlling dates for prefiled testimony and exhibits, prehearing statements, prehearing, hearing and briefs established in Order No. PSC-00-1170-PCO-WS are modified as set forth in the body of this Order. Order No. PSC-00-1170-PCO-WS is affirmed in all other respects.

By ORDER of Commissioner Michael A. Palecki, as Prehearing Officer, this 24th day of January, 2001.



MICHAEL A. PALECKI
Commissioner and Prehearing Officer

(S E A L)

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 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.