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ORIGINAL

COMMISSION  
CLERK  
AUG -2 PM 3:36  
SECRETARY-FPSC

August 2, 2002

Ms. Blanca S. Bayó, Director  
Division of the Commission Clerk  
and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0870

RE: Docket No. 992015-WU

Dear Ms. Bayó:

Enclosed are an original and fifteen copies of Citizens' Motion to Shorten the Time to Respond to Citizens' First Set of Discovery for filing in the above-referenced docket.

Please indicate receipt of filing by date-stamping the attached copy of this letter and returning it to this office. Thank you for your assistance in this matter.

Sincerely,

Stephen C. Reilly  
Associate Public Counsel

SCR/dsb  
Enclosures

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- CAF \_\_\_\_\_
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- COM 3 \_\_\_\_\_
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- SEC 1 \_\_\_\_\_
- OTH \_\_\_\_\_

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

08117 AUG-28

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Application for limited proceeding to recover costs of water system improvements in Marion County by Sunshine Utilities of Central Florida, Inc.

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Docket No. 992015-WU

Filed: August 2, 2002

**CITIZENS' MOTION TO SHORTEN THE  
TIME TO RESPOND TO CITIZENS'  
FIRST SET OF DISCOVERY**

The Citizens of the State of Florida ("Citizens"), by and through their undersigned attorney, pursuant to Rule 1.340(a), Florida Rules of Civil Procedure, file this Motion to Shorten the time to respond to Citizens' First Set of Interrogatories and First Request for Production of Documents, and state:

1. Order No. PSC-02-0852-PCO-WU, establishing the procedure for this docket, ("Order") established July 23, 2002 as the date for Sunshine Utilities of Central Florida, Inc. ("Sunshine", "Utility" or "Company") to file its direct testimony and exhibits.

2. Immediately upon receipt of the Utility's testimony, copies were made and sent to the two witnesses that will be utilized by Public Counsel ("OPC") to oppose the Company's proposed rate increase. Both of OPC's witnesses have completed their initial review of the Company's testimony. This review prompted the requests for information that make up the Citizens' First Set of Interrogatories and First Requests for Production of Documents being submitted to the Company today.

3. The Order also established August 23, 2002 as the deadline for OPC's direct testimony and exhibits.

DOCUMENT NUMBER DATE

08117 AUG-28

FPSC-COMMISSION CLERK

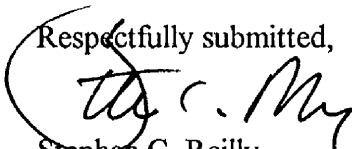
4. For the Citizens to have any reasonable chance to utilize the information requested in the first set of discovery to help prepare the Citizens' direct testimony, due on August 23, 2002, the information must be received at our office on or before Monday, August 12, 2002.

5. Public Counsel's ability to prepare an adequate response to the Company's case for a rate increase is seriously compromised when Public Counsel is afforded only 30 days between the date the Company files its testimony and the date the Citizens must file their only prefiled testimony in this docket. With the likely need for follow-up discovery from both of OPC's witnesses, the 30 days provided by the Order places a hardship on Public Counsel, which frankly compromises the Citizens' right to due process.

6. Notwithstanding the due process problem, Public Counsel will proceed with all deliberate speed to prepare and present our case as best we can given the limited time provided. However, the task is impossible if our motion is not granted.

WHEREFORE, the Citizens request the Prehearing Officer to order Sunshine to provide the information requested in the Citizens' First Set of Interrogatories and First Request for Production of Documents at Public Counsel's office in Tallahassee on or before Monday, August 12, 2002.

Respectfully submitted,



Stephen C. Reilly  
Associate Public Counsel  
Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, Room 812  
Tallahassee, FL 32399-1400

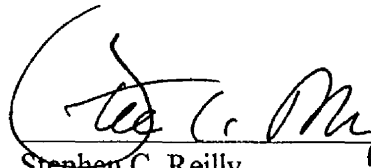
Attorney for the Citizens  
of the State of Florida

**CERTIFICATE OF SERVICE  
DOCKET NO. 992015-WU**

I HEREBY CERTIFY that a true and correct copy of the foregoing Citizens' Motion to Shorten the Time to Respond to Citizens' First Set of Discovery has been furnished by hand-delivery to the following parties this 2nd day of August, 2002.

Ralph Jaeger, Esquire  
Florida Public Service Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Room 370  
Tallahassee, FL 32399-0850

D. Bruce May, Esquire  
Holland & Knight, LLP  
315 South Calhoun Street  
Suite 600  
Tallahassee, FL 32301



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Stephen C. Reilly  
Associate Public Counsel