

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for staff-
assisted rate case in Highlands
County by The Woodlands of Lake
Placid, L.P.

DOCKET NO. 020010-WS
ORDER NO. PSC-03-0824-PCO-WS
ISSUED: July 16, 2003

ORDER GRANTING MOTION FOR EXTENSION OF TIME TO FILE RESPONSE →

On December 30, 2002, Highvest Corporation (Highvest) and L.P. Utilities Corporation (L.P.) filed a Petition for Formal Administrative Hearing with regard to Commission Order No. PSC-02-1739-PAA-WS. During the service portions of the May 28, 2003 formal administrative hearing, customers of the utility raised two additional issues. At that time, L.P. Utilities objected to the presentation of the additional issues in the customer testimony. On June 26, 2003, L.P. Utilities, Inc. filed a Motion to Strike those portions of OPC's post-hearing statement addressing the additional issues. On July 7, 2003, OPC filed a Motion for Extension of Time to file its response to the Motion to Strike.

In its Motion, OPC asserts that OPC's attorney responsible for this docket was out of the State from June 27 through July 4, 2003, and did not see the Motion to Strike until July 7, 2003, the date the Response would be due. OPC requests a two day extension, until July 9, 2003, to file its Response. OPC represents that neither counsel for L.P. Utilities, Inc. or the Commission have any objection to the granting of the two day extension of time.

Given that there is no objection to the granting of the Motion, that allowing two additional days to respond to the Motion will not prejudice any party, and that no controlling timeline will be substantially affected, I find it appropriate to grant OPC's Motion for Extension of Time.

Based on the foregoing, it is

ORDERED by Commissioner J. Terry Deason as Prehearing Officer, that the Office of Public Counsel's Motion for Extension of Time to File Response is granted.


DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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By ORDER of Commissioner J. Terry Deason as Prehearing Officer, this 16th day of July, 2003.



J. TERRY DEASON
Commissioner and Prehearing Officer

(S E A L)

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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; or (2) 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 the Commission Clerk and

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Administrative Services, 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.