

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition by customers of Aloha Utilities,
Inc. for deletion of portion of territory in Seven
Springs area in Pasco County.

DOCKET NO. 020896-WS
ORDER NO. PSC-04-0309-PCO-WS
ISSUED: March 18, 2004

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By letter dated October 6, 2003, and filed October 13, 2003, John H. Gaul, Ph.D, requests intervenor status in this proceeding. In support of his request, Dr. Gaul, a customer of Aloha Utilities, Inc. (Aloha), states that he has a Ph.D in Chemistry, has worked in the Chemical industry for 25 years in a variety of roles, and wishes to assist his neighbors in understanding the issues of concern in this docket. No response in opposition to the letter has been filed.

Because it appears that Dr. Gaul's substantial interests may be affected by this proceeding, the request shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, intervenors take the case as they find it.

Based on the foregoing, it is


ORDERED by the Florida Public Service Commission that Dr. John H. Gaul's request to intervene in this proceeding is hereby granted. It is further

ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents that are hereinafter filed in this proceeding, to John H. Gaul, Ph.D, 7633 Albacore Drive, New Port Richey, Florida 34655.

By ORDER of the Florida Public Service Commission this 18th day of March, 2004.

BLANCA S. BAYÓ, Director
Division of the Commission Clerk
and Administrative Services

By:



Kay Flynn, Chief
Bureau of Records

(SEAL)
RG

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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 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.