

ORIGINAL

MEMORANDUM

May 24, 2005

TO: DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES

FROM: OFFICE OF THE GENERAL COUNSEL (GERVASI) *RG*

RE: DOCKET NO. 050018-WU Initiation of deletion proceedings against Aloha Utilities, Inc. for failure to provide sufficient water service consistent with the reasonable and proper operation of the utility system in the public interest, in violation of Section 367.111(2), Florida Statutes.

Please file the attached JOINT MOTION REQUESTING COMMISSION TO RESCHEDULE HEARING DATES and FAX MEMORANDUM FROM THE OFFICE OF PUBLIC COUNSEL in the above styled docket.

DATE ORDER SENT TO CCA 5/24/05

RG/pz
Attachment

- CMP _____
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- MMS _____
- RCA _____
- SCR _____
- SEC 1
- OTH _____

DOCUMENT NUMBER-DATE
05054 MAY 24 '05

2005 COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of deletion proceedings against Aloha Utilities, Inc. for failure to provide sufficient water service consistent with the reasonable and proper operation of the utility system in the public interest, in violation of Section 367.111(2), Florida Statutes.

Docket No. 050018-WU

**JOINT MOTION REQUESTING COMMISSION
TO RESCHEDULE HEARING DATES**

Aloha Utilities, Inc. ("Aloha"), the Office of Public Counsel ("OPC"), the Staff of the Florida Public Service Commission ("Staff"), Wayne T. Forehand, Harry C. Hawcroft, Sandy Mitchell, Jr., and Edward O. Wood, ("Intervenors"), file this motion requesting the Florida Public Service Commission ("Commission") to reschedule the formal evidentiary hearing for the above docket, and state:

1. The Order Establishing Procedure, Order No. PSC-05-0514-PCO-WU, establishes hearing dates of August 15 -- 19, 2005 and other controlling dates for the above docket.
2. The hearing and other controlling dates established by Order No. PSC-05-0514-PCO-WU conflict with the preexisting schedules of the parties, including certain counsel and many of the witnesses that the parties anticipate will be needed for the hearing.
3. According to the Commission Calendar it appears that the next earliest dates available for a full Commission hearing of a week or greater are January 18-27, 2006.

WHEREFORE, the above Parties respectfully request the Commission to reschedule the hearing for the above docket to begin on January 18, 2005, to be concluded on or before January 27, 2005, with the other controlling dates to be established by the Prehearing Officer.

Respectfully submitted,

 _____ JOHN L. WHARTON, ESQ. Rose, Sundstrom & Bentley, LLP On behalf of Aloha Utilities, Inc.	<u>5/23/05</u> DATE	 _____ STEPHEN C. REILLY, ESQ. Office of Public Counsel On behalf of the Citizens of The State of Florida	<u>5/23/05</u> DATE
 _____ ROSANNE GERVASI, ESQ. Office of the General Counsel On behalf of the Staff of The Florida Public Service Commission	<u>5/23/05</u> DATE	_____ WAYNE T. FOREHAND Intervenor	_____ DATE
_____ HARRY C. HAWCROFT Intervenor	_____ DATE	_____ SANDY MITCHELL, JR. Intervenor	_____ DATE
_____ EDWARD O. WOOD Intervenor	_____ DATE		

TOM LEE
President

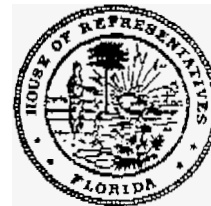
ALLAN BENSE
Speaker



Harold McLean
Public Counsel

STATE OF FLORIDA
OFFICE OF PUBLIC COUNSEL

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FAX COVER SHEET

Date: 5/24/05 Time: 11:00 AM

To: Rosanne Bervais

From: Steve Reilly

Total Number of Pages, Including This Page: 2

Special Instructions: _____

****We are transmitting from a Brother 980M fax machine, number (850) 488-4491. If you encountered problems in receiving this transmission, please call (850) 488-9330.

TOM LEE
President

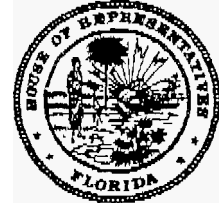
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Stephen C. Reilly
Associate Public Counsel

MEMORANDUM

TO: Rosanne Gervasi, Esq.
FROM: Stephen C. Reilly, Esq. *SCR*
DATE: May 24, 2005
RE: Docket No. 050018-WU,
Joint Motion Requesting Commission to Reschedule Hearing Dates

Please be advised that I have been assured that within the next few days each of the listed Intervenor will execute the Joint Motion Requesting Commission to Reschedule Hearing Dates in the above docket.