

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Complaint of K W Resort)	
Utilities Corp. against Monroe)	
County, Florida for alleged)	Docket No. 130086-SU
Entitlement to collect certain)	
Capacity reservation fees for)	Filed: September 4, 2013
excess capacity used.)	
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MONROE COUNTY'S FOURTH UNOPPOSED MOTION
FOR EXTENSION OF TIME TO RESPOND TO
K W RESORT UTILITIES CORPORATION'S COMPLAINT

Respondent, Monroe County (the "County"), by and through undersigned counsel and pursuant to Rule 28-106.204(1), Florida Administrative Code ("F.A.C."), hereby requests that the Commission grant the County an extension of time of 90 days up to and including December 5, 2013, to file responsive pleadings to K W Resort Utilities Corporation's ("KWRU") Complaint, and in support thereof states:

1. KWRU initiated this docket by filing its Complaint with the Commission on April 16, 2013. KWRU served the County with an electronic copy of the Complaint at 9:07 p.m. on April 22, 2013. Pursuant to Rule 28-106.204(2), F.A.C., the County had until May 22, 2013, to file pleadings responsive to KWRU's Complaint. On May 8, 2013, the County requested an extension of time to file pleadings responsive to KWRU's Complaint and by Order dated May 23, 2013, the Commission granted the County's request and extended the time to June 6, 2013. On June 3, 2013, the County requested a second extension of time to file pleadings responsive to KWRU's

Complaint and by Order dated June 7, 2013, the Commission granted the County's request and extended the time to July 8, 2013. On July 3, 2013, the County requested a third extension of time to file pleadings responsive to KWRU's Complaint and by Order dated July 10, 2013, the Commission granted the County's request and extended the time to September 6, 2013. Accordingly, this fourth request for extension of time is timely.

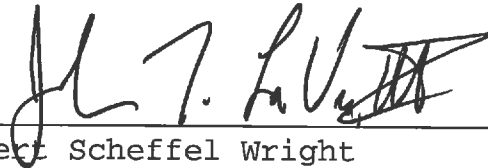
2. The County and KWRU have agreed to the conceptual terms of a settlement that will resolve all issues raised in KWRU's Complaint and thus avoid the need for the County to file pleadings responsive to the Complaint. The County and KWRU have prepared a settlement agreement and are in the process of finalizing the terms of the agreement. The settlement agreement will then be subject to approval by KWRU's board and the County Commission. The County requests an additional extension of time of 90 days (up to and including December 5, 2013) to file pleadings responsive to the Complaint, to work towards finalizing the settlement.

3. Counsel for the County has conferred with counsel for KWRU and counsel for KWRU has represented that KWRU does not oppose the granting of the extension of time requested in this motion.

WHEREFORE, Monroe County respectfully requests that the Commission enter an order granting the County an additional

extension of 90 days (up to and including December 5, 2013) to file pleadings responsive to KWRU's Complaint.

Respectfully submitted this 4th day of September, 2013.



Robert Scheffel Wright
John T. LaVia, III
Gardner, Bist, Wiener, Wadsworth,
Bowden, Bush, Dee, LaVia & Wright, P.A.
1300 Thomaswood Drive
Tallahassee, Florida 32308
Telephone (850) 385-0070
Facsimile (850) 385-5416

and

Robert B. Shillinger, County Attorney
Monroe County Attorney's Office
1111 12th Street, Suite 408
Key West, Florida 33040
Telephone (305) 292-3470
Telecopier (305) 292-3516

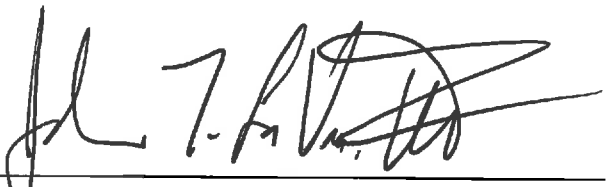
Attorneys for Monroe County, Florida

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished to the following, by electronic mail, on September 4, 2013:

Caroline Klancke
Florida Public Service Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399
CKLANCKE@PSC.STATE.FL.US

Barton W. Smith
Barton Smith, P.L.
624 Whitehead Street
Key West, Florida 33040
Bart@bartonsmithpl.com



Attorney