

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for certificate to provide
wastewater service in Charlotte County by
Environmental Utilities, LLC.

DOCKET NO. 20240032-SU
ORDER NO. PSC-2024-0477-PCO-SU
ISSUED: November 20, 2024

ORDER GRANTING LITTLE GASPARILLA ISLAND PRESERVATION ALLIANCE,
INC.'S MOTION FOR LEAVE TO FILE ADDITIONAL PREFILED TESTIMONY

Pursuant to the Order Establishing Procedure, dated August 12, 2024, as amended by the First Order Modifying Order Establishing Procedure, dated October 14, 2024, in this docket,¹ intervenor testimony was due to be filed November 1, 2024. Intervenor Little Gasparilla Island Preservation Alliance, Inc. (LGIPA) prefiled testimony and exhibits of its witnesses Jadon Hull and John Shaw. On November 12, 2024, Environmental Utilities (EU) served on LGIPA discovery related to whether LGIPA's testimony adequately demonstrated standing in this proceeding. Prior to this discovery request, LGIPA believed that its standing to participate in this proceeding was clear, based on the testimony it had filed. On November 15, 2024, LGIPA filed a Motion for Leave to File Additional Prefiled Testimony (Motion) to file the prefiled testimony of Teresa T. Weibley, LGIPA's representative, to testify as to LGIPA's standing to participate in this proceeding. EU has no objection to granting the Motion. Palm Island Estates Association, Inc. and Ms. Linda Cotherman also do not object to the Motion.

Decision

Upon review, LGIPA's request to file additional testimony is reasonable and does not appear to unduly prejudice any of the parties or Commission staff. Therefore, the Motion is hereby granted.

Therefore, it is hereby

ORDERED by Commissioner Gabriella Passidomo, as Prehearing Officer, that Little Gasparilla Island Preservation Alliance, Inc.'s Motion for Leave to File Additional Prefiled Testimony is granted.

¹ Order No. PSC-2024-0324-PCO-SU, issued August 12, 2024, modified by Order No. PSC-2024-0443-PCO-SU, issued October 14, 2024.

By ORDER of Commissioner Gabriella Passidomo, as Prehearing Officer, this 20th day of November, 2024.



Gabriella Passidomo
Commissioner and Prehearing Officer
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

DD/JC

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 Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, 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.