

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of U.S. HOME)	DOCKET NO. 881437-WS
CORPORATION against ALOHA UTILITIES)	
INC. in Pasco County regarding tax)	ORDER NO. 21215
mark-up on CIAC)	
_____)	ISSUED: 5-10-89

ORDER GRANTING MOTION TO
EXTEND TESTIMONY FILING DATES

On November 7, 1988, U.S. Home Corporation (U.S. Home) filed a complaint against Aloha Utilities, Inc. (Aloha) regarding Aloha's demand for payment of gross-up amounts on contributions-in-aid-of-construction. Pursuant to U.S. Home's complaint, this case is currently scheduled for an administrative hearing on September 15, 1989, with a prehearing conference scheduled for August 4, 1989. By Order No. 20982, issued April 5, 1989, the Prehearing Officer established a schedule to govern key prehearing activities for this docket.

On April 13, 1989, U.S. Home filed a motion to extend the testimony filing dates based upon a potential settlement of this case. The Prehearing Officer is informed that U.S. Home, Aloha and the staff of this Commission have agreed to extend the dates for prefiling testimony, as follows:

<u>Activity</u>	<u>Dates Per Order No. 20982</u>	<u>Amended Dates</u>
U.S. Home direct testimony	April 24, 1989	May 15, 1989
Aloha direct testimony	May 30, 1989	June 12, 1989
Staff direct testimony	June 19, 1989	June 26, 1989
Rebuttal testimony	July 7, 1989	July 14, 1989

Having no cause to believe that the revised dates will do harm to the case schedule, the Prehearing Officer finds it appropriate to grant U.S. Home's motion to extend testimony filing dates.

It is therefore,

ORDERED by Commissioner John T. Herndon, as Prehearing Officer, that U.S. Home Corporation's motion to extend testimony filing dates is hereby granted, as set forth in the body of this Order. It is further

ORDERED that the provisions of Order No. 20982 are affirmed in all other respects.

DOCUMENT NUMBER-DATE

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By ORDER of Commissioner John T. Herndon, as Prehearing Officer, this 10th day of MAY, 1989.

John T. Herndon
JOHN T. HERNDON, Commissioner and
Prehearing Officer

(S E A L)

RJP

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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.

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 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) 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 sewer utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, 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.