

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Deltona Utilities,) DOCKET NO. 870729-SU
 Inc. for amendment of Certificate No.) ORDER NO. 21271
 48-S in Volusia County.) ISSUED: 5-22-89

The following Commissioners participated in the disposition of this matter:

MICHAEL MCK. WILSON, Chairman
 THOMAS M. BEARD
 BETTY EASLEY
 GERALD L. GUNTER
 JOHN T. HERNDON

ORDER CLOSING DOCKET

BY THE COMMISSION:

In August, 1987, Deltona Utilities, Inc. (Deltona) noticed its intention to extend its service area. A protest was timely filed by residents who live adjacent to the territory. That protest was withdrawn on November 28, 1987. On December 24, 1987, this Commission issued Order No. 18607, acknowledging withdrawal of the protest. The Order also gave Deltona one year from the date of the notice (August, 1987) in which to complete the construction.

On September 6, 1988, Deltona requested an extension of 180 days in which to complete the construction. Order No. 20210 was issued on October 24, 1988, granting Deltona's request. The extension expired on March 30, 1989. Since we have not received any communication from Deltona that the construction is complete and the area is being served, we find it appropriate to close Docket No. 870729-SU. Should Deltona still wish to serve the area in question, it must renounce pursuant to Rule 25-30.030, Florida Administrative Code.

It is, therefore,

ORDERED by the Florida Public Service Commission that Docket No. 870729-SU is hereby closed.

By ORDER of the Florida Public Service Commission,
 this 22nd day of MAY, 1989.


 STEVE TRIBBLE, Director
 Division of Records and Reporting

(S E A L)

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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 the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, 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 sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.