

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of HYDRATECH	)	DOCKET NO. 880882-WU
UTILITIES, INC. for increase in	)	ORDER NO. 21550
water rates in Martin County	)	ISSUED: 7-14-89
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ORDER GRANTING MOTIONS FOR EXTENSION OF TIME AND  
FOR COMMISSION TO ACCEPT LATE-FILING OF TESTIMONY

On March 8, 1989, Hydratech Utilities, Inc. (Hydratech) completed the minimum filing requirements for a general rate increase.

By Order No. 20983, issued April 5, 1989, the Prehearing Officer established a schedule to govern the key activities in this case, which was subsequently amended by the Prehearing Officer by Order No. 21219, issued May 11, 1989. This case is currently scheduled for an administrative hearing on August 16 and 17, 1989, with a prehearing conference to be held on July 31, 1989.

On June 29th, 1989, Hydratech filed a Motion for Extension of Time to File Rebuttal Testimony and Prehearing Statement. Hydratech has requested that the filing dates for rebuttal testimony and prehearing statements be extended from July 5 to July 14, 1989. The Staff of this Commission has no objection to Hydratech's request so long as the date for filing its rebuttal testimony and prehearing statement is also extended from July 5 to July 14, 1989. There are no other parties in this docket.

On July 6, 1989, Staff filed a Motion for Commission to Accept Late-Filing of Testimony. Staff requests that we accept the prefiled direct testimony of Wesley B. Upham, which was filed eight days late on June 6, 1989. Hydratech has orally represented that it has no objection to Staff's motion.

Upon consideration, it does not appear that granting either motion will do any harm to the current case schedule or in any way prejudice Hydratech or Staff.

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It is, therefore,

ORDERED by Commissioner Thomas M. Beard, as Prehearing Officer, that Hydratech Utilities, Inc.'s Motion for Extension of Time to File Rebuttal Testimony and Prehearing Statement is hereby granted. It is further

ORDERED that Hydratech Utilities, Inc. and Staff shall file rebuttal testimony and prehearing statements no later than July 14, 1989. It is further

ORDERED that Staff's Motion for Commission to Accept Late-Filing of Testimony is hereby granted. It is further

ORDERED that Order No. 20983, as subsequently amended by Order No. 21219, is hereby affirmed in all other respects.

By ORDER of Commissioner Thomas M. Beard this 14th day of July, 1989.

  
THOMAS M. BEARD  
Prehearing Officer

RJP

( S E A L )

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.

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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.