

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for approval of	)	DOCKET NO. 881339-WS
transfer of Certificates 187-W and	)	ORDER NO. 22714
131-S in Citrus county from TWIN	)	ISSUED: 3-20-90
COUNTY UTILITY COMPANY to SOUTHERN	)	
STATES UTILITIES, INC.	)	
	)	

ORDER GRANTING CONTINUANCE

By Order No. 21631, issued August 2, 1989, this Commission approved the transfer of Certificates Nos. 187-W and 131-S from Twin County Utility Company (Twin County) to Southern States Utilities, Inc. (Southern States). Also by Order No. 21631, we proposed to deny certain portions of a developer agreement related to the transfer and directed the parties to file an amended developer agreement.

On August 21, 1989, Southern States and Twin County filed a protest to Order No. 21631. Pursuant to their protest, this case is currently set for an administrative hearing on March 16, 1990.

In accordance with Order No. 21631, on February 22, 1990, Southern States and Punta Gorda Isles, Inc. (PGI) submitted an amended developer agreement to the Staff of this Commission (Staff). Staff reviewed the amended agreement and, by letter dated March 1, 1990, identified a number of concerns with the agreement. By letter dated March 5, 1990, Southern States and PGI satisfied Staff's concerns.

Since the parties and Staff have apparently reached an agreement which, if approved, would obviate the need for a hearing, on March 12, 1990, Southern States and Twin County filed a motion for continuance of the hearing. In their motion, the parties suggest that the hearing on this matter be put off until this Commission has had an opportunity to consider the revised developer agreement.

Upon consideration, it appears appropriate to grant Southern States' and Twin County's motion for continuance.

It is, therefore,

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ORDERED by Commissioner Thomas M. Beard, as Prehearing Officer, that the motion for continuance filed by Southern States Utilities, Inc. and Twin County Utility Company is hereby granted.

By ORDER of Commissioner Thomas M. Beard, as Prehearing Officer, this 20th day of March, 1990.

  
THOMAS M. BEARD, 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

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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.