

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of SUNRAY)
 UTILITIES, INC. for water and)
 sewer certificates in St. Johns)
 County, FL)

DOCKET NO. 870539-WS

ORDER NO. 24738

ISSUED: 7-1-91

ORDER GRANTING UTILITY'S MOTION TO FILE SURREBUTTAL TESTIMONY


On June 5, 1991, Sunray Utilities, Inc. (Sunray or utility) filed a Motion to File Surrebuttal Testimony or, in the alternative, Motion to Strike. On June 12, 1991, a response to this motion was filed by Cimarrone Property Owners Association, Inc. and Cordele Properties, Inc. (Cimarrone/Cordele). At the Prehearing Conference on June 12, 1991, the parties argued the motion and ruling was reserved to a subsequent time.

After consideration of the arguments and review of the motions, I find it appropriate to grant the utility's motion as no one will be harmed by allowing this testimony to be filed.

It is, therefore

ORDERED by Chairman Thomas M. Beard, as Prehearing Officer, that the Motion to File Surrebuttal Testimony filed by Sunray Utilities, Inc., is hereby granted.

By ORDER of Chairman Thomas M. Beard, as Prehearing Officer, this 1st day of July, 1991.


 THOMAS M. BEARD, Chairman
 as Prehearing Officer

(S E A L)

TMB/CB

DOCUMENT NUMBER-DATE

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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 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.