

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for a staff-)	DOCKET NO. 900505-WS
assisted rate case in Bay County)	ORDER NO. 24987
by SANDY CREEK UTILITIES, INC.)	ISSUED: 8/29/91
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ORDER ACKNOWLEDGING WAIVER OF
FIFTEEN-MONTH STATUTORY DEADLINE AND
REVISING ORDER ESTABLISHING POST-HEARING PROCEDURE

By Order No. 24856, issued July 26, 1991, the undersigned Hearing Officer established the controlling post-hearing procedural dates for this proceeding. That order listed the dates as follows:

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|--|--------------------|
| 1. <u>Proposed Recommended Orders</u> | August 21, 1991 |
| 2. <u>Hearing Officer's Proposed Order</u> | September 4, 1991 |
| 3. <u>Exceptions, if any</u> | September 18, 1991 |

On August 21, 1991, Office of Public Counsel (OPC) filed a motion requesting a two-week extension of time to file proposed recommended orders because of a death the family of OPC attorney handling the case. In addition, by letter dated August 21, 1991, Sandy Creek Utilities, Inc., (Sandy Creek or utility) waived the fifteen-month deadline contained in Section 367.0814, Florida Statutes, until November 25, 1991.

In consideration of the aforementioned motion and waiver, the post-hearing filing dates for this proceeding are hereby revised as follows:

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|--|--------------------|
| 1. <u>Proposed Recommended Orders</u> | September 4, 1991 |
| 2. <u>Hearing Officer's Proposed Order</u> | September 18, 1991 |
| 3. <u>Exceptions, if any</u> | October 2, 1991 |

In addition, the utility's waiver of the statutory deadline until November 25, 1991, is hereby acknowledged.

DOCUMENT NUMBER-DATE

0-8658 AUG 29 1991

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It is, therefore,

ORDERED by Commissioner Betty Easley, as Hearing Officer, that Order No. 24856 is hereby revised as set forth in the body of this Order. It is further

ORDERED that Sandy Creek Utilities, Inc.'s waiver of the fifteen-month requirement of Section 367.0814, Florida Statutes, until November 25, 1991, is hereby acknowledged. It is further

ORDERED that Order No. 24856 is hereby reaffirmed in all other respects.

By ORDER of Commissioner Betty Easley, as Hearing Officer, this 29th day of AUGUST, 1991.



BETTY EASLEY, Commissioner,
as Hearing Officer

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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.