

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for a rate increase)	DOCKET NO. 900386-WU
in Marion County by Sunshine Utilities)	ORDER NO. 25037
of Central Florida, Inc.)	ISSUED: 9/10/91
_____)	

ORDER GRANTING IN PART MOTION FOR EXTENSION OF TIME

By Order No. 24688, issued June 20, 1991, the undersigned Prehearing Officer established the controlling procedural dates for the above-captioned proceeding. According to that Order, rebuttal testimony must be filed by September 6, 1991.

On August 30, 1991, Sunshine Utilities of Central Florida, Inc., (Sunshine or utility) filed a "Motion For Extension Of Time." In this motion, Sunshine asserts that the prefiled testimony of Mr. Willis, a staff witness, contains two significant new issues: an adjustment to plant for plant additions in the years 1983 to 1987 and an adjustment to officer's salaries. Because of these new issues, Sunshine claims it needs ten additional days to file rebuttal, until September 16, 1991. No responses in opposition have been filed.

It is questionable whether or not the issues cited by the utility as being "significant new" issues are so significant and new as to justify an additional ten days for filing rebuttal. Although the utility states in its motion that its counsel will be out of town on September 5th and 6th and that the 9th is a holiday, it offers no justification for extending the testimony's due date to the following week.

Therefore, in consideration of the foregoing, I will grant the utility's motion in part; the utility shall file its rebuttal testimony by September 11, 1991.

Based upon the foregoing, it is

ORDERED by Commissioner MICHAEL McK. WILSON, as Prehearing Officer, that the "Motion For Extension Of Time" filed by Sunshine Utilities Of Central Florida, Inc., is hereby granted in part as set forth in the body of this Order.

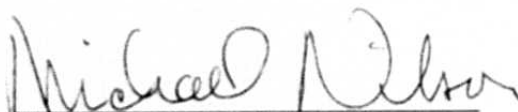
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By ORDER of Commissioner MICHAEL McK. WILSON, as Prehearing Officer, this 10th day of SEPTEMBER, 1991.



MICHAEL McK. WILSON,
Commissioner and Prehearing Officer

(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 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.