

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for a rate) DOCKET NO. 911030-WS
increase in Brevard County by)
GENERAL DEVELOPMENT UTILITIES,)
INC. (Port Malabar Division))
_____)

In re: Application for a rate) DOCKET NO. 911067-WS
increase by GENERAL DEVELOPMENT) ORDER NO. PSC-92-0432-PCO-WS
UTILITIES, INC. in Charlotte,) ISSUED: 6/01/92
DeSoto and Sarasota Counties)
_____)

ORDER REVISING PROCEDURE AND SCHEDULING PENDING MATTERS

By Order No. PSC-92-0355-PCO-WS, issued May 13, 1992, the Cities of Palm Bay and North Port's Renewed Motion to Change the Date of the Hearing was granted. The Order continued the proceedings "to a subsequent date to be determined." However, as the hearing may be rescheduled with only two weeks notice, it is necessary to clarify deadlines for all pending matters.

Therefore, pending discovery matters are to be scheduled as follows:

1. Rebuttal Testimony for John Guastella shall be filed no later than ten days prior to hearing.
2. Late filed exhibits related to the Customer Service Hearings shall be filed no later than ten days prior to hearing.
3. Guastella Deposition shall be scheduled no later than seven days prior to hearing. Any late filed exhibits shall be filed no later than one day prior to hearing.
4. Cities' Motion for Official Recognition of Contract filed on May 8, 1992, shall be ruled on at the time of hearing.
5. Cities' Motion for Leave to File Supplemental Arguments on Jurisdictional Issues and Memorandum of Law with Attached Exhibits filed on May 8, 1992, shall be ruled on at the time of hearing.

Because this proceeding was continued one week prior to hearing, by which time discovery was to have been completed

DOCUMENT NUMBER-DATE

05564 JUN-1 1992

FPC-RECORDS/REPORTING

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pursuant to Order No. 25752, the only pending discovery matters are those discussed above. Therefore it is appropriate that no further discovery shall be conducted other than as outlined above.


Pursuant to Order No. PSC-92-0355-PCO-WS, the date of the hearing set forth in the Order Establishing Procedure will be rescheduled after July 4, 1992.

Based on the foregoing, it is,

ORDERED by Commissioner Susan F. Clark, as prehearing officer, that the Order Establishing Procedure is revised as described in the body of this Order. It is further

ORDERED that no further discovery is permitted, except as described in the body of this Order.

By ORDER of Commissioner Susan F. Clark, as Prehearing Officer, this 1st day of JUNE, 1992.



SUSAN F. CLARK, Commissioner
and Prehearing Officer

(S E A L)

SFC/CB/LAJ/KAC

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 wastewater 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.