

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for a rate) DOCKET NO. 920733-WS
increase for Silver Springs)
Shores Division in Marion)
County by GENERAL DEVELOPMENT)
UTILITIES, INC.)
_____)
In re: Application for a rate) DOCKET NO. 920734-WS
increase for Port Labelle) ORDER NO. PSC-93-0142-PCO-WS
Division in Glades and Hendry) ISSUED: 01/27/93
Counties by GENERAL DEVELOPMENT))
UTILITIES, INC.)
_____)

ORDER GRANTING CITIZENS' MOTION TO
HOLD FINAL HEARING AT SILVER SPRINGS SHORES
AND MODIFYING ORDER NO. PSC-92-1207-PCO-WS
ESTABLISHING PROCEDURE

On December 22, 1992, the Office of Public Counsel (OPC) filed a Motion to Hold Final Hearing At Silver Springs Shores. No objection to the motion has been filed. In support of the motion, OPC states that moving the location of the hearing from Tallahassee would preserve as much as possible the benefits of conducting a hearing in the service area, while still recognizing the economies of consolidating the two cases for hearing purposes. OPC further states that the customers of Port LaBelle are in support of this alternative to holding the hearing in Tallahassee. Silver Springs Shores is the larger of the two systems; therefore, moving the hearing to the Silver Springs Shores area will provide the largest customer population an opportunity to attend the final hearing with the least inconvenience. Further, the Silver Springs Shores area is more convenient for the Port LaBelle customers.

OPC also states that if the technical portion of the hearing is held in Silver Springs Shores, the service hearing could also be held at that time, thus saving the time and expense of conducting a separate service hearing in Silver Springs Shores.

The arguments of OPC are persuasive. Clearly, holding the hearing in Silver Springs Shores would be a more convenient location for the customers of Silver Springs Shores, thus providing access to the full Commission proceeding to a greater number of customers. This is particularly true based on OPC's assertions that the customers of the Port LaBelle system do not object to this

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motion, and based on the fact that the hearing site would also be more convenient for them. Further, not holding a separate service hearing for the Silver Springs Shores customers may be more efficient and will eliminate the extra cost associated with holding a separate service hearing.

Based on the foregoing, the unopposed motion of OPC is hereby granted. The location of the final hearing shall be in or near the Silver Springs Shores service area and the service hearing scheduled for February 23, 1993, is rescheduled to March 31, 1993. In addition, on the Chairman's own motion the hearing dates have been changed to March 31, 1993 through April 2, 1993. The Order Establishing Procedure is hereby revised to reflect the schedule changes discussed in the body of this Order. All other provisions of Order No. PSC-92-1207-PCO-WS are affirmed. Below is a revised schedule of Controlling Dates:

Controlling Dates

- | | |
|--|---------------------------------|
| 1) Intervenor's direct testimony and exhibits | February 10, 1993 |
| 2) Staff's direct testimony and exhibits, if any | February 19, 1993 |
| 3) Service Hearings: Glades/Hendry | February 24, 1993 |
| 4) Rebuttal testimony and exhibits | March 5, 1993 |
| 5) Prehearing Statements | March 5, 1993 |
| 6) Prehearing Conference | March 15, 1993 |
| 7) Discovery Complete | March 24, 1993 |
| 8) Service Hearing: Silver Springs Shores | March 31, 1993 |
| 9) Hearing | March 31, 1993
April 2, 1993 |
| 10) Briefs | April 22, 1993 |

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It is therefore

ORDERED by Commissioner Susan F. Clark, as Prehearing Officer, that the Motion to Hold Final Hearing At Silver Springs Shores is hereby granted to the extent set forth in the body of this Order. It is further

ORDERED that the location of the final hearing shall be in or near the Silver Springs Shores service area. It is further

ORDERED that the service hearing scheduled for February 23, 1993, is rescheduled to March 31, 1993. It is further

ORDERED that the hearing in these consolidated dockets is scheduled for March 31, 1993, through April 2, 1993. It is further

ORDERED that Order No. PSC-92-1207-PCO-WS is revised to the extent set forth in the body of this Order.

By ORDER of Commissioner Susan F. Clark, as Prehearing Officer, this 27th day of January, 1993.



Susan F. Clark, Commissioner
and Prehearing Officer

(S E A L)

CB/LAJ

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)

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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.