

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for) DOCKET NO. 921098-WS
Certificates to Provide Water) ORDER NO. PSC-93-1430-PCO-WS
and Wastewater Service in) ISSUED: October 1, 1993
Alachua County Under Grandfather)
Rights by TURKEY CREEK, INC. &)
FAMILY DINER, INC. d/b/a TURKEY)
CREEK UTILITIES.)
_____)

ORDER GRANTING PETITION TO INTERVENE
AND GRANTING EXTENSION OF TIME TO FILE TESTIMONY
AND PREHEARING STATEMENTS

On August 30, 1993, Jim Cherry, individually, and on behalf of Turkey Creek Master Owners Association, Inc. (TCMOA), petitioned for leave to intervene and to file testimony on or before September 20, 1993. The utility indicated it would not file in opposition to these petitions, and the time to file a response has passed. Petitioners filed testimony on September 20, 1993.

On September 20, 1993, a Notice of Appearance was filed indicating that Peter Enwall would appear on behalf of TCMOA in this docket.

On September 23, 1993, the utility filed a Motion for Extension of Time to file rebuttal testimony. The Office of Public Counsel and the counsel for TCMOA have no objection to the requested one week extension of time.

Having reviewed the Petition, it appears that the utility's substantial interests may be affected by this proceeding. Therefore, the Petition should be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, the Utility takes the case as it finds it.

Having reviewed the requests for extension of time to file Intervenor and rebuttal testimony, it appears that no parties would be prejudiced by the extension of time. In order to accommodate these extensions in the schedule for this docket the date for filing of prehearing statements is also rescheduled from October 11, to October 13, 1993.

DOCUMENT NUMBER-DATE

10595 OCT-13

PSC-RECORDS/REPORTING

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It is, therefore,

ORDERED by Commissioner Julia L. Johnson, as Prehearing Officer, that the Petition to Intervene, filed by Jim Cherry, individually, and on behalf of Turkey Creek Master Owners Association, Inc., is hereby granted. It is further

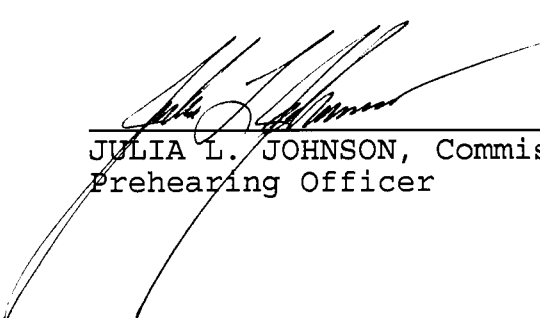
ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents that are hereinafter filed in this proceeding, to Peter Enwall, Esquire, Peter Enwall, P.A., P.O. Box 23879, Gainesville, Florida, 32602. It is further

ORDERED that intervenor testimony is deemed timely filed. It is further

ORDERED that rebuttal testimony is due October 11, 1993. It is further

ORDERED that the prehearing statements are due October 13, 1993.

By ORDER of Commissioner Julia L. Johnson, as Prehearing Officer, this 1st day of October, 1993.



JULIA L. JOHNSON, 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 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.