

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for ) DOCKET NO. 921206-WU  
Certificate to Provide Water ) ORDER NO. PSC-94-0196-PCO-WU  
Service in Pasco County by GEM ) ISSUED: February 15, 1994  
ESTATES UTILITY COMPANY. )  
\_\_\_\_\_ )

ORDER GRANTING MOTION TO RESET TESTIMONY DUE DATES

By Order No. PSC-93-1736-PCO-WU, issued December 3, 1993, we set forth the prehearing procedures to be utilized in this docket, including a schedule of key events. On February 7, 1994, Gem Estates Utilities, Inc. (Gem or Utility) filed a Motion to Reset Testimony Due Dates requesting the postponement of testimony dates for approximately three months.

Gem states that it has retained a rate consultant to assist in the preparation of its case in this docket and that the revision of the testimony due dates will allow the rate consultant sufficient time to review the records of the Utility and to determine appropriate rates for the Utility in this proceeding. Currently Gem charges an annual fee for a number of services which include water service, and there is no separate allocation for that charge.

A review of the proposed dates reveals that there is sufficient time between the current testimony due dates and the preliminary prehearing conference to reschedule testimony due dates. It is, therefore, appropriate to grant the requested dates for the filing of the utility's testimony and exhibits and the intervenors' testimony and exhibits. However, the dates for staff's testimony, if any, and the rebuttal testimony will be as follows:

- |   |         |
|---|---------|
| 1) Utility's Direct Testimony<br>& Exhibits       | 5/19/94 |
| 2) Intervenor's Direct Testimony<br>& Exhibits    | 6/20/94 |
| 3) Staff's Direct Testimony &<br>Exhibits, if any | 7/11/94 |
| 4) Rebuttal Testimony & Exhibits                  | 8/01/94 |

DOCUMENT NUMBER-DATE

01507 FEB 15 94

FPSC-RECORDS/REPORTING

Based on the foregoing, it is, therefore,

ORDERED by Commissioner Susan F. Clark, as Prehearing Officer, that the request to reschedule the dates for filing testimony is hereby granted as set forth herein.

By ORDER of Commissioner Susan F. Clark, as Prehearing Officer, this 15th day of February, 1994.

  
SUSAN F. CLARK, Commissioner and  
Prehearing Officer

( S E A L )

SLE

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.