

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for a staff-) DOCKET NO. 940895-WS
assisted rate case in Palm Beach) ORDER NO. PSC-95-1236-FOF-WS
County by W.P. Utilities, Inc.) ISSUED: October 5, 1995
_____)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman
J. TERRY DEASON
JOE GARCIA
JULIA L. JOHNSON
DIANE K. KIESLING

ORDER MAKING ORDER NO. PSC-95-0480-FOF-WS
FINAL, WITH AN EFFECTIVE DATE OF SEPTEMBER 12, 1995

BY THE COMMISSION:

BACKGROUND

W.P. Utilities, Inc. (W.P. or utility) is a Class C water and wastewater utility serving approximately 189 residential and 2 general service customers in Palm Beach County. The utility purchases potable water and wastewater treatment and disposal services from the City of Lake Worth and resells these services to the residents of Palm Breezes Club Mobile Home Park. W.P. owns the water distribution and wastewater collection lines within the mobile home park. During the historical test year ended June 30, 1994, the utility's books reflected unaudited operating revenues of \$19,679, resulting in an operating income of \$1,304 for water, and operating revenues of \$33,443, resulting in an operating loss of \$1,170 for wastewater.

On August 24, 1994, the utility applied for this staff assisted rate case, pursuant to Section 367.0814, Florida Statutes. By Proposed Agency Action (PAA) Order No. PSC-95-0480-FOF-WS, issued April 13, 1995, the Commission granted temporary rates in the event of protest and increased rates and charges for the utility.

On May 4, 1995, a timely protest to Order No. PSC-95-0480-FOF-WS was received, thereby nullifying the order. Accordingly, an administrative hearing was scheduled. On July 18, 1995, the protestor withdrew her protest. The Chairman then cancelled the prehearing and hearing dates. Since the protest has been withdrawn, we find it appropriate to make Order No. PSC-95-0480-FOF-WS final, with an effective date of September 12, 1995. In

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addition, the escrow account established by the utility for the purpose of securing temporary rates shall be closed, and any funds therein shall revert to the utility. Since there are no remaining issues to this staff assisted rate case, we find it appropriate to close this docket.

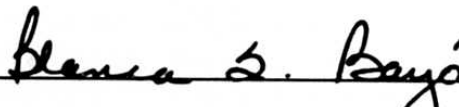
Based on the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that Order No. PSC-95-0480-FOF-WS shall be made final, with an effective date of September 12, 1995. It is further

ORDERED that the escrow account established by W.P. Utilities, Inc. for the purpose of securing temporary rates shall be closed, and any funds therein shall revert to the W.P. Utilities, Inc. It is further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission, this 5th day of October, 1995.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

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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 the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) 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 and/or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.