

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of show cause proceedings against Mad Hatter Utility, Inc. in Pasco County for violation of Order No. PSC-97-0986-PCO-WSPSC-93-0295-FOF-WS.

DOCKET NO. 961471-WS

In re: Initiation of limited proceeding for possible wastewater rate reduction for Foxwood/Turtle Lakes System for Mad Hatter Utility, Inc. in Pasco County.

DOCKET NO. 970125-WS
ORDER NO. PSC-97-0986-PCO-WS
ISSUED: August 20, 1997

ORDER SUSPENDING PROCEEDINGS

By Order No. PSC-97-0790-FOF-WS, issued July 2, 1997, Dockets Nos. 961471-WS and 970125-WS were scheduled concurrently for a November 24, 1997 hearing. On August 5, 1997, Mad Hatter Utility, Inc. (Mad Hatter or utility) filed a Motion to Establish Procedure, and on August 6, 1997, the utility submitted an offer of settlement.

The utility requests that the Commission expeditiously issue its Order Establishing Procedure and that the Commission staff, on behalf of the Commission, file its testimony first. In addition, Mad Hatter requests that all controlling dates currently set forth in the Case Assignment and Scheduling Record be extended until other issues which have arisen in the course of these proceedings are resolved.

In order to give the Commission panel time to consider the utility's settlement offer, the November 17, 1997 prehearing conference, the November 24, 1997 hearing, and all other controlling dates, which include the time for filing of testimony and prehearing statements, are hereby suspended with the approval of the Chairman. If the settlement proposal is not accepted by the panel, new dates for the prehearing conference and hearing will be obtained, and new controlling dates for prefiled testimony and prehearing statements will be established by subsequent order. Accordingly, the Motion to Establish Procedure is moot.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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Based on the foregoing, it is

ORDERED by Commissioner Susan F. Clark, as Prehearing Officer, that the November 17, 1997 prehearing conference, the November 24, 1997 hearing, and all other controlling dates for these dockets are hereby suspended pending consideration of the proposed settlement.

By ORDER of Commissioner Susan F. Clark, as Prehearing Officer, this 20th day of August, 1997.



SUSAN F. CLARK
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 120.569(1), 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 25-22.0376, 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.