

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for
amendment of Certificates Nos.
533-W and 464-S to add territory
in Lake and Orange Counties by
SOUTHLAKE UTILITIES, INC.

DOCKET NO. 940303-WS
ORDER NO. PSC-98-0092-PCO-WS
ISSUED: January 14, 1998

ORDER GRANTING MOTION FOR CONTINUANCE PENDING RULING ON
NEGOTIATED SETTLEMENT AGREEMENT

By Order No. PSC-96-0066-FOF-WS, issued January 16, 1996, this matter was set for hearing, and by Order No. PSC-96-0238-PCO-WS, issued February 19, 1996, the procedures and dates for key activities were established. Since that time, this matter was continued through October 14, 1997, by Orders Nos. PSC-96-0563-PCO-WS, PSC-96-0687-PCO-WS, PSC-97-0006-PCO-WS, and PSC-97-0431-PCO-WS, issued April 30, 1996, May 23, 1996, January 2, 1997, and April 17, 1997, respectively, to allow the parties additional time to reach a settlement. Because no settlement was reached within 180 days of the issuance date of Order No. PSC-97-0431-PCO-WS, this matter is currently scheduled for a formal hearing on June 3-4, 1998. By Order No. PSC-97-1587-PCO-WS, issued December 19, 1997, the procedures and dates for key activities were reestablished.

On January 6, 1998, Southlake Utilities, Inc. (Southlake or utility) filed a Motion for Continuance of the proceedings in this docket because the parties have executed a negotiated settlement agreement. On January 7, 1998, the parties filed the agreement in a Joint Motion for Entry of Order Approving Wholesale Water and Wastewater Agreement (joint motion). The utility requests that this matter be continued until after the Commission has ruled on the joint motion. According to the utility, the requested continuance in the proceedings may result in the resolution of this matter and avoid a tremendous expenditure of unnecessary time and expense for the Commission and the parties. The utility represents that Orange County has consented to the motion. By letter dated January 6, 1998, the County advised that it indeed supports the motion.

In consideration of the settlement agreement and the joint motion, I find it appropriate to grant the Motion for Continuance pending a ruling by the Commission on the joint motion.

DOCUMENT NUMBER-DATE

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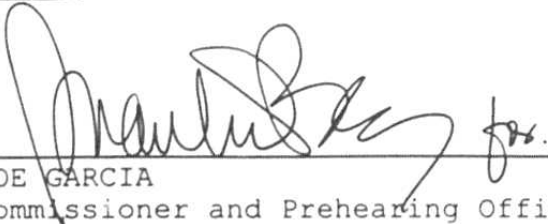
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Based on the foregoing, it is

ORDERED by Commissioner Joe Garcia, as Prehearing Officer, that Southlake Utilities, Inc.'s, Motion for Continuance is hereby granted.

By ORDER of Commissioner Joe Garcia, as Prehearing Officer, this 14th day of January, 1998.



JOE GARCIA
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 25-22.038(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.