

M E M O R A N D U M

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April 13, 1998

APR 13 1998
12:00
FPSC - Records/Reporting

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (REYES) *BLR*

RE: DOCKET NO. 961006-WS - APPLICATION FOR CERTIFICATES UNDER GRANDFATHER RIGHTS TO PROVIDE WATER AND WASTEWATER SERVICE BY SPORTS SHINKO UTILITY, INC. D/B/A GRENELEFE UTILITIES IN POLK COUNTY.

98-0506-PLD-WS

Attached is an ORDER GRANTING INTERVENTION, to be issued in the above-referenced docket.

(Number of pages in order - 3)

BLR/lw

Attachment

cc: Division of Water and Wastewater (Walker, Redemann)

I:961006o2.blr

*1 box
2 mail*

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for
certificates under grandfather
rights to provide water and
wastewater service by Sports
Shinko Utility, Inc. d/b/a
Grenelefe Utilities in Polk
County.

DOCKET NO. 961006-WS
ORDER NO. PSC-98-0506-PCO-WS
ISSUED: April 13, 1998

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

On March 2, 1998, Grenelefe Association of Condominium Owners No. 1, Inc., (Association) by and through its attorney, F. Marshall Deterding, filed a petition to intervene as a party in this proceeding. In its petition, the Association states that it has a substantial interest in the outcome of this proceeding in that Order No. PSC-97-1546-FOF-WS, issued December 9, 1997, established a rate for non-potable irrigation service for the first time which will be imposed on the Association. No responses were filed in opposition to the Association's petition. An administrative hearing on this matter has been scheduled for September 17-18, 1998.

Upon review of the petition, it appears that as a customer of Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities, the Association's substantial interests may be affected by this proceeding. Accordingly, the Association's request to intervene and participate as a party in this proceeding shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, the Association takes the case as it finds it. All parties to this docket shall furnish copies of all testimony, exhibits, pleadings, and other documents that are hereinafter filed in this docket to F. Marshall Deterding, Rose, Sundstrom & Bentley, 2548 Blirstone Pines Drive, Tallahassee, Florida 32301.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the
Petition to Intervene filed by Grenelefe Association of Condominium


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Owners No. 1, Inc. is hereby granted as set forth in the body of this Order. It is further

ORDERED that all parties to this docket shall furnish copies of all testimony, exhibits, pleadings, and other documents that are hereinafter filed in this docket to F. Marshall Deterding, Rose, Sundstrom & Bentley, 2548 Blairstone Pines Drive, Tallahassee, Florida 32301.

By ORDER of the Florida Public Service Commission this 13th day of April, 1998.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

BLR

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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.