

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for transfer
of Certificates Nos. 592-W and
509-S from Cypress Lakes
Associates, Ltd. to Cypress
Lakes Utilities, Inc. In Polk
County.

DOCKET NO. 971220-WS
ORDER NO. PSC-99-0383-PCO-WS
ISSUED: February 23, 1999

ORDER REVISING ORDER ESTABLISHING PROCEDURE

On September 19, 1997, Cypress Lakes Associates, Ltd. (Cypress Lakes or utility) filed an application for approval of the transfer of Certificates Nos. 592-W and 509-S to Cypress Lakes Utilities, Inc. (CLUI) pursuant to Section 367.071, Florida Statutes. By Order No. PSC-98-0993-FOF-WS, issued July 20, 1998, the transfer was approved by final agency action and rate base was established for purposes of the transfer as proposed agency action. On August 10, 1998, the Office of Public Counsel timely filed a Petition for Section 120.57(1) Hearing and Protest of Proposed Agency Action.

By Order No. PSC-98-1213-PCO-WS, issued September 14, 1998, this matter was scheduled for an administrative hearing and controlling dates were established to govern this proceeding. The Commission's calendar thereafter required revisions in order to accommodate other scheduling requirements. Accordingly, the controlling dates in this matter were revised pursuant to Order No. PSC-99-0104-PCO-WS, issued January 21, 1999.

The Commission's calendar has subsequently required additional revisions in order to accommodate other scheduling requirements. Accordingly, Order No. PSC-98-1213-PCO-WS is hereby revised to reflect the following controlling dates.

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| 1) Utility's direct testimony
and exhibits | April 16, 1999 |
| 2) Intervenors' direct testimony
and exhibits | May 21, 1999 |
| 3) Staff's direct testimony
and exhibits, if any | June 25, 1999 |

DOCUMENT NUMBER-DATE

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| 4) Rebuttal testimony
and exhibits | July 30, 1999 |
| 5) Prehearing Statements | September 3, 1999 |
| 6) Prehearing Conference | October 4, 1999 |
| 7) Hearing | October 20, 1999 |
| 8) Briefs | November 17, 1999 |


Discovery in this proceeding shall be completed by October 13, 1999. Except as modified herein, Order No. PSC-98-1213-PCO-WS is hereby reaffirmed in all respects.

Based upon the foregoing, it is

ORDERED by Commissioner Susan F. Clark, as Prehearing Officer, that Order No. PSC-98-1213-PCO-WS is hereby revised as set forth in the body of this Order. It is further

ORDERED that Order No. PSC-98-1213-PCO-WS is reaffirmed in all other respects.

By ORDER of Commissioner Susan F. Clark, as Prehearing Officer, this 23rd day of February, 1999.



SUSAN F. CLARK
Commissioner and Prehearing Officer

(S E A L)

JSB

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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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.