

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for increase
in wastewater rates in Seven
Springs System in Pasco County
by Aloha Utilities, Inc.

DOCKET NO. 991643-SU
ORDER NO. PSC-00-1642-PCO-SU
ISSUED: September 14, 2000

ORDER GRANTING UNOPPOSED MOTION FOR
EXTENSION OF TIME TO FILE REBUTTAL TESTIMONY

By Order No. PSC-00-1370-PCO-SU, issued July 31, 2000, rebuttal testimony was due to be filed on September 11, 2000. On September 12, 2000, Aloha Utilities, Inc. (Aloha or utility) filed its Unopposed Motion for Extension of Time to File Rebuttal Testimony (Motion). In that Motion, Aloha requests that it be granted an extension of time of one day to file its rebuttal testimony.

Aloha states that the Office of Public Counsel (OPC) does not oppose this extension and that "in fact the testimony was mailed in a timely manner to OPC on its due date (September 11, 2000), and was delivered to the PSC at 5:00 p.m. on that date." Also, Aloha states that there were six sets of voluminous discovery that it had just recently completed, two days of depositions in the last week, and a pre-prehearing conference on the same date that the rebuttal testimony was due, which made it extremely difficult to prepare its rebuttal testimony in a timely fashion. Finally, Aloha states that it "had an amazing level of technical difficulty with printers and copiers on the afternoon of September 11, 2000 which resulted in the testimony being delivered approximately 15 minutes late."

Upon consideration, it appears that there has been no prejudice to either OPC or this Commission. Therefore, Aloha's Unopposed Motion for Extension of Time to File Rebuttal Testimony is granted.

Based on the foregoing, it is

ORDERED by Commissioner Lila A. Jaber, as Prehearing Officer, that the Unopposed Motion for Extension of Time to File Rebuttal Testimony filed by Aloha Utilities, Inc. is hereby granted, and Aloha Utilities, Inc. shall be allowed to prefile its rebuttal testimony on September 12, 2000.

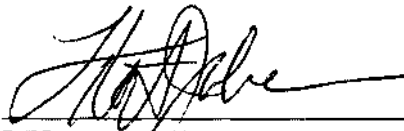
DOCUMENT NUMBER-DATE

11527 SEP 14 8

FPSC-RECORDS/REPORTING

ORDER NO. PSC-00-1642-PCO-SU
DOCKET NO. 991643-SU
PAGE 2

By ORDER of Commissioner Lila A. Jaber as Prehearing Officer,
this 14th day of September, 2000.



LILA A. JABER
Commissioner and Prehearing Officer

(S E A L)

RRJ

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.