

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for amendment
of Certificate No. 106-W to add
territory in Lake County by
Florida Water Services
Corporation.

DOCKET NO. 991666-WS
ORDER NO. PSC-01-0028-PCO-WS
ISSUED: January 5, 2001

ORDER GRANTING FWSC'S MOTION FOR EXTENSION OF TIME

On November 3, 1999, Florida Water Services Corporation (FWSC or utility) filed an application for amendment of Certificate No. 106-W to add territory in Lake County. The City of Groveland (City) timely filed a protest to the application on November 24, 1999. By Order No. PSC-00-0623-PCO-WU (Order Establishing Procedure), issued April 3, 2000, this matter had been set for an administrative hearing on December 11 and 12, 2000. By Order No. PSC-00-1405-PCO-WU, issued August 1, 2000, the filing dates for rebuttal testimony and prehearing statements were revised. On October 27, 2000, the parties filed a Joint Motion for Extension of Time to File Rebuttal Testimony and Joint Motion for Continuance of the final hearing dates. By Order No. PSC-00-2096-PCO-WU, issued November 6, 2000, the hearing dates were changed to March 13 and 14, 2001, and the rebuttal testimony filing date was changed to November 30, 2000.

On November 28, 2000, FWSC filed a Motion to Strike and Motion For Extension of Time to File Rebuttal Testimony on Wastewater Service. By Order No. PSC-00-2464-PCO-WU, issued December 21, 2000, FWSC's Motion was granted. Pursuant to Order No. PSC-00-2464-PCO-WU, FWSC was required to file its rebuttal testimony on wastewater service ten days from the issuance date of the order. In accordance with Order No. PSC-00-2464-PCO-WU, rebuttal testimony was due to be filed on January 2, 2001.

On December 28, 2000, FWSC filed a Motion for Extension of Time, requesting that the filing date for its rebuttal testimony on wastewater service be extended seven days, until January 9, 2001. In support of its motion, FWSC states that the extension of time is necessary because coordinating with all the appropriate personnel necessary to develop the testimony over the holidays cannot be reasonably accomplished in the current time frame. In addition, FWSC states that an extension of time would not affect any other filing and hearing dates establishing in this docket. FWSC states

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that the City's counsel was contacted and did not object to the motion so long as no other filing dates were affected.

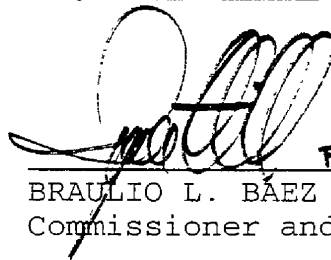
Since it will not necessitate a change in any other filing date, the prehearing date or hearing dates, I find it appropriate to grant FWSC's Motion for Extension of Time to file rebuttal testimony. FWSC shall file rebuttal testimony regarding the issue of wastewater service on or before January 9, 2001.

This Order is issued pursuant to the authority granted by Rule 28-106.211, Florida Administrative Code, which provides that the presiding officer before whom a case is pending may issue any orders necessary to effectuate discovery, prevent delay, and promote the just, speedy, and inexpensive determination of all aspects of the case.

Based on the foregoing, it is

ORDERED by Commissioner Braulio L. Baez, as Prehearing Officer, that Florida Water Services Corporation's Motion for Extension of Time to file rebuttal testimony on wastewater service is hereby granted. Florida Water Services Corporation shall file rebuttal testimony regarding wastewater service on or before January 9, 2001. It is further

By ORDER of Commissioner Braulio L. Baez, as Prehearing Officer, this 5th day of January, 2001.



FOR BRAULIO BAEZ

BRAULIO L. BAEZ
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.

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.