

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for rate
increase in Orange County by
Zellwood Station Co-Op, Inc.

DOCKET NO. 010492-WS
ORDER NO. PSC-01-2368-PCO-WS
ISSUED: December 7, 2001

ORDER GRANTING MOTION FOR EXTENSION OF DOCKET
SCHEDULE DATES AND ESTABLISHING NEW CONTROLLING
DATES FOR TESTIMONY, PREHEARING, HEARING AND BRIEFS

By Order No. PSC-98-1572-FOF-WS, issued November 23, 1998, in Docket No. 980307-WS, the Commission required Zellwood Station Co-Op, Inc. (Zellwood or utility) to file a rate case specifically addressing a consumption-based and/or conservation rate structure by September 2, 2001. The utility completed filing the minimum filing requirements (MFRs) for its requested rate increase on October 10, 2001. The utility specifically requested that its petition for increased water rates be set directly for administrative hearing. Accordingly, by Order No. PSC-01-2206-PCO-WS, issued November 14, 2001, a hearing was scheduled in this docket for February 7-8, 2002. On November 9, 2001, the Office of Public Counsel (OPC) filed a Notice of Intervention in this proceeding, pursuant to Section 350.0611, Florida Statutes. The intervention was acknowledged by Order No. PSC-01-2194-PCO-WS, issued November 13, 2001. On November 30, 2001, Zellwood filed a Motion for Extension of Docket Schedule Dates (Motion).

In support of its Motion, Zellwood states that on November 28, 2001, Zellwood, Commission staff and OPC met in a noticed meeting to discuss the status of the utility's MFRs filed in this proceeding. Based upon that meeting, it is apparent that certain modifications and adjustments will be required of Zellwood's MFRs, which will require additional time to prepare. Furthermore, the utility has entered into discussions with Orange County regarding Zellwood potentially becoming a bulk water and wastewater customer of the County, which would significantly alter the utility's position in these proceedings. Negotiations will take place in early December 2001 which will determine whether such an arrangement will be consummated. In the event the Motion is granted, Zellwood agrees to temporarily waive the 8-month statutory deadline for the Commission's consent to the requested rates as set forth in Section 367.081, Florida Statutes, until such time as new

DOCUMENT NUMBER-DATE

15305 DEC-7₅

FPSC-COMMISSION CLERK

hearing dates are established for the docket. Counsel for the utility also states that he has conferred with the parties of record and none have expressed any objection to the relief requested in Zellwood's Motion.

Based on the foregoing, the utility's request is reasonable and is hereby granted. Therefore, the following revised dates shall govern this case:

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| 1) Revised MFRs, testimony and exhibits | March 4, 2002 |
| 2) Intervenors' direct testimony and exhibits | May 3, 2002 |
| 3) Staff's direct testimony and exhibits, if any | May 17, 2002 |
| 4) Rebuttal testimony and exhibits | June 3, 2002 |
| 5) Prehearing Statements | June 10, 2002 |
| 6) Prehearing Conference | June 24, 2002 |
| 7) Hearing | July 10-11, 2002 |
| 8) Briefs | August 8, 2002 |

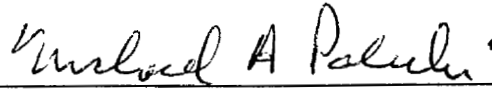
Based on the foregoing, it is

ORDERED by Commissioner Michael A. Palecki, as Prehearing Officer, that Zellwood Station Co-Op, Inc.'s Motion for Extension of Docket Schedule Dates is granted. It is further

ORDERED that the controlling dates for testimony and exhibits, prehearing, hearing and briefs established in Order No. PSC-01-2206-PCO-WS are modified as set forth in the body of this Order. Order No. PSC-01-2206-PCO-WS is affirmed in all other respects.

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By ORDER of Commissioner Michael A. Palecki, as Prehearing Officer, this 7th day of December, 2001.



MICHAEL A. PALECKI
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 the Commission Clerk and Administrative Services, in the form

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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.