

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-02-0794-PCO-WS
ISSUED: June 11, 2002

ORDER GRANTING SECOND MOTION FOR EXTENSION OF TIME
AND ESTABLISHING NEW CONTROLLING DATES

By Order No. PSC-01-2206-PCO-WS, issued November 14, 2001, a procedural schedule was established setting forth the controlling dates for this docket. By Order No. PSC-02-0339-PCO-WS, issued March 14, 2002, Zellwood Station Co-Op, Inc. (Zellwood or utility) was granted an extension of time in which to file its revised minimum filing requirements (MFRs), noting that Zellwood was negotiating for the sale of its treatment facilities and entering a bulk water and wastewater agreement with Orange County. The controlling dates for this docket were subsequently revised by Order No. PSC-02-0650-PCO-WS, issued May 13, 2002.

On May 28, 2002, Zellwood filed a Second Motion for Extension of Revised MFR Filing Date (Motion). In support of its Motion, Zellwood states that while significant progress has been made, additional time is needed to finalize the sale of its treatment facilities and to execute a bulk water and wastewater agreement with Orange County. The utility anticipates that these transactions will be completed within the next five months. Zellwood therefore requests that the time for filing revised MFRs be extended to October 1, 2002.

Zellwood notes that its customers will be protected during the pendency of the docket by the security required pursuant to Order No. PSC-01-2471-PCO-WS, issued December 18, 2001. Further, Zellwood will continue to temporarily waive the 8-month statutory deadline for the Commission to approve the requested rates as set forth in Section 367.081, Florida Statutes, until such time as new hearing dates are established for the docket. Zellwood has contacted all parties of record and none have expressed any objection to the Commission granting the Motion.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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 | October 1, 2002 |
| 2) Intervenors' direct testimony and exhibits | November 18, 2002 |
| 3) Staff's direct testimony and exhibits, if any | December 9, 2002 |
| 4) Rebuttal testimony and exhibits | January 6, 2003 |
| 5) Prehearing Statements | January 20, 2003 |
| 6) Prehearing Conference | February 17, 2003 |
| 7) Hearing | March 13-14, 2003 |
| 8) Briefs | April 11, 2003 |

Unless authorized by the Prehearing Officer for good cause shown, all discovery shall be completed by March 6, 2003.

Based on the foregoing, it is

ORDERED by Commissioner Michael A. Palecki, as Prehearing Officer, that Zellwood Station Co-Op, Inc.'s Second Motion for Extension of Revised MFR Filing Date is granted. It is further

ORDERED that the controlling dates 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 11th day of June, 2002.



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

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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 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.