

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Application for certificates to provide  
water and wastewater service in Duval County  
by Timucuan Utilities, LLC.

DOCKET NO. 060741-WS  
ORDER NO. PSC-07-0131-PCO-WS  
ISSUED: February 15, 2007

ORDER GRANTING INTERVENTION

By petition dated December 13, 2006, JEA has requested permission to intervene in this proceeding. JEA states that it is entitled to participate in this proceeding as a matter of statutory right under Section 367.045(4), Florida Statutes (F.S.). JEA states that its substantial interests as the water and wastewater utility with the prior right and capability to provide water and wastewater services to the territory at issue or will be affected by this proceeding. According to JEA, as confirmed by Section 367.045(4), F.S., this proceeding is the type of proceeding that is intended to permit an existing utility such as JEA to object to the application and request a formal administrative hearing for the purpose of protecting and preserving its prior legal right to provide water and wastewater services to the territory that is the subject of the application and avoid uneconomic and wasteful duplication of JEA's water and wastewater facilities and systems.

Having reviewed the petition, it appears that JEA's substantial interests may be affected by this proceeding. There has been no response filed in opposition to this request. Therefore, the petition shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, JEA takes the case as it finds it.

Therefore, it is

ORDERED by the Florida Public Service Commission that the Petition to Intervene filed by JEA is hereby granted. It is further

ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents which may hereinafter be filed in this proceeding, to:

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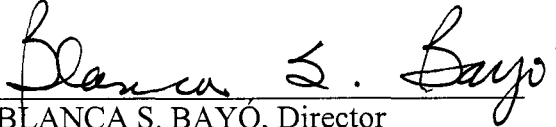
Michael B. Wedner, Esq.  
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DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

By ORDER of the Florida Public Service Commission this 15th day of February, 2007.

  
BLANCA S. BAYO, Director  
Division of the Commission Clerk  
and Administrative Services

( 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; or (2) 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 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.