

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Application for increase in water and wastewater rates in Polk County by Cypress Lakes Utilities, Inc. | DOCKET NO. 060257-WS
ORDER NO. PSC-07-0597-PCO-WS
ISSUED: July 24, 2007

REVISED ORDER ESTABLISHING PROCEDURE

On March 20, 2006, Cypress Lakes Utilities, Inc. (Cypress Lakes) filed an Application for Increased Water and Wastewater Rates in Polk County, and requested that its application be processed using the proposed agency action procedures. By Order No. PSC-07-0199-PAA-WS (PAA Order), issued March 5, 2007, this Commission approved increased water and wastewater rates for Cypress Lakes. On March 26, 2007, Cypress Lakes Associates, Ltd. (CLA) filed a petition for a formal hearing pursuant to Sections 120.569 and 120.57, Florida Statutes (F.S.). On April 5, 2007, the Office of Public Counsel (OPC) filed a cross-petition pursuant to Rule 25-22.029(3), Florida Administrative Code (F.A.C.). At issue are the service availability charges set in the PAA Order. Based on these petitions, a formal hearing has been scheduled for September 26-28, 2007.

At the request of the parties, the controlling dates are being modified to accommodate ongoing settlement discussions. Accordingly, the controlling dates in this docket will be modified as indicated in the table below:

- | | |
|---|-----------------|
| (1) Protestors, Cross-Protestors, and Intervenors' testimony and exhibits | August 10, 2007 |
| (2) Staff's testimony and exhibits, if any | August 24, 2007 |
| (3) Rebuttal testimony and exhibits | August 31, 2007 |
| (4) Prehearing Statements | August 31, 2007 |

Based on the foregoing, it is

ORDERED by Commissioner Nancy Argenziano, as Prehearing Officer, that the controlling dates established in Order No. PSC-07-0451-PCO-WS, issued on May 25, 2007, are hereby modified as set forth in the body of this Order. It is further

ORDERED that Order No. PSC-07-0451-PCO-WS is reaffirmed in all other respects.

DOCUMENT NUMBER-DATE

06285 JUL 24 5

FPSC-COMMISSION CLERK

By ORDER of Commissioner Nancy Argenziano, as Prehearing Officer, this 24th day of July, 2007.



NANCY ARGENZIANO
Commissioner and Prehearing Officer

(S E A L)

KEF

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 Office of Commission Clerk, 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.