

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for increase in water and wastewater rates in Alachua, Brevard, DeSoto, Highlands, Lake, Lee, Marion, Orange, Palm Beach, Pasco, Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc.

DOCKET NO. 080121-WS
ORDER NO. PSC-08-0498-PCO-WS
ISSUED: August 5, 2008

ORDER GRANTING MOTION TO FILE
SUPPLEMENTAL DIRECT TESTIMONY

On July 25, 2008, Aqua Utilities Florida, Inc. (AUF or Utility) filed its Motion for Leave to File Supplemental Direct Testimony to Address Issues Raised at Customer Service Hearings (Motion to File Supplemental Direct Testimony). The Utility states that in the interest of fairness, and in order to fully inform the Commission and the parties on issues raised at the customer service hearings such as quality of service, customer service, and billing issues, the Utility should be allowed to accelerate its responses through the filing of supplemental direct testimony. By allowing the filing of this testimony on August 29, 2008, one week after the last customer service hearing, the Utility states that the Commission and the parties would be better informed of the Utility's actions in responding to the customers' testimony. Moreover, the Utility states that the filing of such testimony on that date will not prejudice any of the other parties, and will, in fact, give the other parties ample opportunity to respond to AUF's supplemental testimony in their testimony which is due on October 13, 2008. In conclusion, the Utility states that counsel for the Office of Public Counsel (OPC) has authorized the Utility to represent that OPC does not object to the granting of this motion.

Based on the above, the Motion to File Supplemental Direct Testimony is granted. The Utility shall file its Supplemental Direct Testimony on August 29, 2008. Moreover, the Supplemental Direct testimony shall address only those issues raised during the course of the customer service hearings held in this proceeding.

Based on the foregoing, it is

ORDERED by Commissioner Lisa Polak Edgar, as Prehearing Officer, that Aqua Utilities Florida, Inc.'s Motion for Leave to File Supplemental Direct Testimony to Address Issues Raised at Customer Service Hearings is granted as set forth in the body of this Order. It is further

ORDERED that the Supplemental Direct Testimony shall be filed by August 29, 2008, and shall address only those issues raised during the course of the customer service hearings held in this proceeding.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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By ORDER of Commissioner Lisa Polak Edgar, as Prehearing Officer, this 5th day of August, 2008.



LISA POLAK EDGAR
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; 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.