

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Progress reports on implementation of Anion Exchange in Pasco County, filed by Aloha Utilities, Inc. pursuant to Order PSC-06-0270-AS-WU. | DOCKET NO. 060606-WS  
ORDER NO. PSC-08-0759-PCO-WS  
ISSUED: November 17, 2008

**ORDER ESTABLISHING REVISED CONTROLLING DATES**

The Order Establishing Procedure, Order No. PSC-08-0567-PCO-WS, issued on September 3, 2008, set the controlling dates for key activities in this docket. A Commission hearing date scheduling change resulted in a conflict with the April 8 and 9, 2009 hearing dates set in the Order Establishing Procedure. As a result, the hearing date was rescheduled for April 28 and 29, 2009, and due dates for some of the key activities were revised by Order 08-0666-PCO-WS, issued on October 8, 2008.

On November 6, 2008, Aloha Utilities and the Office of Public Counsel (Movants) filed a Joint Request for Abatement, which includes a request that all activities in this docket be abated until January 9, 2009. As support for their request, Movants state that Aloha and the Florida Governmental Utilities Authority (FGUA) are currently directing their efforts to the successful completion of the purchase and sale of Aloha's assets to FGUA. Movants state that Aloha and FGUA are currently in the due diligence phase of the transaction. The Joint Request for Abatement will be considered by the Commission at a future agenda conference.

Movants have not previously requested abatement of the show cause proceeding in Docket No. 060606-WS. Movants state in their Joint Request for Abatement that one of the critical dates in Docket 060606-WS is the December 1, 2008 filing date for prosecutorial staff's/intervenor's direct testimony and exhibits. Movants' Joint Request for Abatement is scheduled to be heard by the Commission at the December 2, 2008 agenda conference. Because Movants' request will not be heard until one day after testimony is due in this docket, and because there is sufficient time prior to the April 28 and 29, 2009 hearing dates to move the testimony due dates to later dates, the due dates for filing testimony and exhibits have been revised as follows:

- (1) Prosecutorial Staff's/Intervenor's Direct Testimony and Exhibits February 2, 2009
- (2) Utility's Direct Testimony and Exhibits March 2, 2009
- (3) Prosecutorial Staff's/Intervenor's Rebuttal Testimony and Exhibits March 30, 2009

DOCUMENT NUMBER-DATE

10665 NOV 17 08

FPSC-COMMISSION CLERK

Except as modified herein, all other provisions and requirements of the Order Establishing Procedure shall remain in effect.

Therefore it is

ORDERED by Nancy Argenziano, as Prehearing Officer, that the revised controlling dates set forth in the body of this Order shall govern this case. It is further

ORDERED that, except as modified in this Order, all other provisions and requirements of Order No. PSC-08-0567-PCO-WS and Order No. PSC-08-0666-PCO-WS shall remain in effect.

By ORDER of Commissioner Nancy Argenziano, as Prehearing Officer, this  
17th day of November, 2008.



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NANCY ARGENZIANO  
Commissioner and Prehearing Officer

(SEAL)  
KC

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.