

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Florida Public Utilities Company, Florida Division of Chesapeake Utilities Corporation, Florida Public Utilities Company - Fort Meade, and Florida Public Utilities Company - Indiantown Division.

DOCKET NO. 20220067-GU
ORDER NO. PSC-2022-0409-PCO-GU
ISSUED: November 30, 2022

ORDER GRANTING EXTENSION OF PAGE LIMIT FOR POST-HEARING BRIEFS

Pursuant to Prehearing Order No. PSC-2022-0355-PHO-GU (Prehearing Order), issued October 19, 2022, the parties' proposed findings of fact and conclusions of law, if any, statement of issues and positions, and brief, shall together total no more than 50 pages and shall be filed at the same time. On October 26, 2022, the hearing officer, Chairman Andrew Fay, ordered the parties to file post-hearing briefs comporting with the requirements of the Prehearing Order by December 2, 2022.

On November 28, 2022, Florida Public Utilities Company (FPUC), filed an unopposed Motion requesting a page limit increase for post-hearing briefs. As good cause for granting its Motion, FPUC argued that over the past few weeks of drafting, it has become clear to FPUC that it is not possible to provide a full and complete airing of the 60 issues in material dispute among the parties within the confines of a 50-page brief. While certain issues can be contained to a page or less, there is sufficient debate on other issues to necessitate more extensive analysis. Given the number of outstanding issues, FPUC respectfully requested that the page limit be increased to 90 pages.

Based on its representations, and the lack of opposition from the other parties to this matter, FPUC's request to increase the page limit for its post-hearing brief to 90 pages is reasonable and shall be granted.

Therefore, it is

ORDERED by Chairman Andrew Fay, as Hearing Officer, that Florida Public Utilities Company's unopposed Motion to Extend the Page Limit for Post-Hearing Statements and Briefs is granted.

By ORDER of Chairman Andrew Fay, as Hearing Officer, this 30th day of November, 2022.



Chairman Andrew Fay
Commissioner and Hearing Officer
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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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 25-22.0376, 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.