

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Objection to notice by SUNSHINE)	DOCKET NO. 890812-WU
UTILITIES OF CENTRAL FLORIDA, INC. of)	ORDER NO. 22137
intent to apply for amendment of)	ISSUED: 11-3-89
Certificate No. 363-W in Marion County.)	
)	

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, CHAIRMAN
 THOMAS M. BEARD
 BETTY EASLEY
 GERALD L. GUNTER
 JOHN T. HERNDON

ORDER ACKNOWLEDGING WITHDRAWAL OF OBJECTION
 AND CLOSING DOCKET

BY THE COMMISSION:

BACKGROUND

On June 9, 1989, Sunshine Utilities of Central Florida, Inc. (Sunshine) filed a notice of its intent to apply for an amendment of its water certificate in Marion County pursuant to Section 367.061, Florida Statutes.

On June 20, 1989, Tradewinds Utilities, Inc. (Tradewinds) filed a timely objection to Sunshine's notice and the matter was set for an administrative hearing pursuant to Section 120.57, Florida Statutes. The hearing was held on October 3, 1989 in Ocala, Florida before a Hearing Officer from the Division of Administrative Hearings (DOAH).

DOAH HEARING

At the hearing conducted on October 3, 1989, the parties entered into a stipulated settlement agreement. The terms of the agreement called for Tradewinds to withdraw its objection which was the subject of this docket. On October 16, 1989, the duly executed Stipulation was filed with DOAH's Clerk for approval by the Hearing Officer. Subsequently, on October 23, 1989, the DOAH Hearing Officer issued his Order dismissing the case and closing DOAH's file on this matter.

DOCUMENT NUMBER-DATE

10842 NOV-3 1989

DOAH-RECORDS/REPORTING

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CONCLUSION

Upon due consideration of the foregoing, we acknowledge the withdrawal of Tradewind's objection to Sunshine's previously discussed notice. There being no further action to be taken in this matter, the docket may be closed.

It is, therefore,

ORDERED by the Florida Public Service Commission that the withdrawal of Tradewinds Utilities, Inc.'s objection to Sunshine Utilities of Central Florida, Inc.'s June 9, 1989 notice of intent to apply for amendment of its water certificate in Marion County is hereby acknowledged. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission
 this 3rd day of NOVEMBER, 1989.

 STEVE TRIBBLE, Director
 Division of Records and Reporting

(S E A L)

JRF

by: Kay Sligo
 Chief, Bureau of Records

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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.

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Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, 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 sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.