

BEFORE THE FLORIDA PUBLIC COMMISSION

In re: Request by FOREST UTILITIES,)	DOCKET NO. 891136-SU
INC. for one-year extension of time to)	ORDER NO. 22193
apply for amendment of Certificate)	ISSUED: 11-20-89
300-S in Lee 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 GRANTING WITHDRAWAL OF REQUEST
FOR EXTENSION OF TIME

BY THE COMMISSION:

On October 24, 1988, Forest Utilities, Inc. (Forest Utilities) gave notice of intent to amend its sewer certificate in order to extend its service territory, pursuant to Section 367.061, Florida Statutes. The statute requires a utility to file an amendment application within one year of the completion of unprotested noticing. Construction must be completed and service provided in the extended service territory by the time the application is filed.

By letter dated September 14, 1989, Forest Utilities informed us that it would be unable to provide service in the extended territory within the one year period. The utility, therefore, requested a one year extension in which to file its application, for which reason this docket was opened.

By letter dated September 21, 1989, Forest Utilities requested that its request seeking an extension of time be withdrawn and indicated that it would start the amendment process over. We find that the request by Forest Utilities to withdraw its request seeking an extension of time to file an amendment application is reasonable and hereby approve such request.

It is, therefore,

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ORDERED by the Florida Public Service Commission that the request by Forest Utilities, Inc. to withdraw its request seeking an extension of time in which to file an amendment application is hereby withdrawn. It is further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission
this 20th day of NOVEMBER, 1989.

Sincerely,

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

DCS

by: Kay Flynn
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.

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

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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.