

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of show cause) DOCKET NO. 880698-WU
proceedings against UTILITY SYSTEMS, INC.)
in Citrus, Marion and Putnam Counties) ORDER NO. 19534-C
for late filing of 1987 annual report)
_____) ISSUED: 11-29-89

AMENDATORY ORDER

BY THE COMMISSION:

By Order No. 19534, issued June 20, 1988, this Commission required Utility Systems, Inc. (utility) to show cause why it should not be fined pursuant to Rule 25-30.110, Florida Administrative Code, for late filing its 1986 annual report. A copy of Order No. 19534 was sent to the utility's official mailing address, a post office box in Seminole County, by Certified Mail. It was returned "unclaimed."

We found what we believed to be the utility's street address and, by Order No. 19534-A, issued October 21, 1988, we required the utility to respond to Order No. 19534 no later than twenty days from the date of Order No. 19534-A. Copies of Orders Nos. 19534 and 19534-A were sent to what we believed was the utility's street address, by Certified Mail. These were returned "unclaimed."

We later found another street address for the utility. Accordingly, by Order No. 19534-B, issued May 8, 1989, we required the utility to file a response to Order No. 19534 no later than twenty days from the date of Order No. 19534-B. This time, we commissioned the Seminole County Sheriff to serve Orders Nos. 19534 and 19534-B upon the utility; however, inadvertently, a copy of Order No. 19534, the original Order To Show Cause, did not get served. We believe that it is appropriate to have the Seminole County Sheriff attempt to serve Order No. 19534 upon the utility one more time. Accordingly, by this Order, we hereby amend Order No. 19534 to allow the utility twenty days from the date of this Order to file a response to Order No. 19534.

In addition, the docket title for this proceeding originally referred to show cause proceedings against this utility in Seminole County. We note that the utility's

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offices, not its utility systems, are located in Seminole County. Since the utility was delinquent in filing its 1986 annual report for its systems in Citrus, Marion and Putnam Counties, by this Order we also amend Order No. 19534 to require the utility to show cause why it should not be fined for late filing its 1986 annual report for its Citrus, Marion and Putnam County systems.

Other than the amendments discussed above, all other provisions of Order No. 19534 remain unaffected by this Order.

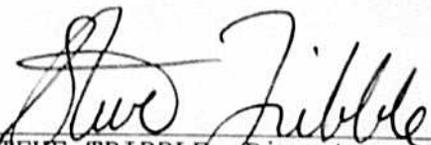
It is, therefore,

ORDERED by the Florida Public Service Commission that Order No. 19534 is hereby amended to require Utility Systems, Inc. to file a response with the Director, Division of Records and Reporting, 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business twenty (20) days from the date of this Order. It is further

ORDERED that Order No. 19534 is further amended to require Utility Systems, Inc. to show cause why it should not be fined for late filing its 1986 annual report for its Citrus, Marion and Putnam County systems. It is further

ORDERED that Order No. 19534 is hereby affirmed in all other respects.

By ORDER of the Florida Public Service Commission,
this 29th day of NOVEMBER, 1989.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

RJP