

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of LAKE TARPON)	DOCKET NO. 890442-SU
HOMES, INC. for a staff-assisted rate)	ORDER NO. 22483
case in Pinellas County.)	ISSUED: 1-31-90
)	

ORDER GRANTING EXTENSIONS OF TIME TO FILE
DIRECT TESTIMONY, EXHIBITS, AND PREHEARING STATEMENTS

On March 27, 1989, Lake Tarpon Homes, Inc. (Lake Tarpon or utility) applied for staff assistance in its request for a rate increase. Order No. 22160, issued November 7, 1989, set final rates by way of proposed agency action. Pursuant to an objection filed on November 28, 1989, by Lake Tarpon Mobile Home Village Association, Inc. (Association) to Order No. 22160, this matter was set for an administrative hearing on April 11, 1990.

The Association has requested and obtained representation from the Office of Public Counsel, while the utility has retained private counsel. After many communications between Staff and the parties, it appears that a settlement is possible. In attempt to reach agreement, the parties have requested extensions for certain filings required by the Order Establishing Procedure No. 22276, issued December 8, 1989. Specifically, the parties have requested extensions until February 14, 1990, for Lake Tarpon's direct testimony and exhibits; March 3, 1990, for the Association's direct testimony and exhibits; March 12 for Staff's direct testimony and exhibits; and March 12 for the prehearing statements.

The requested extensions, if granted, will not affect the ability of the parties or Staff to meet any of the remaining dates in Order No. 22276. Therefore, the Prehearing Officer finds it appropriate to grant extensions of time, as requested.

It is, therefore,

ORDERED by Commissioner John T. Herndon as Prehearing Officer that the parties' request for extensions of time for filing direct testimony, exhibits, and prehearing statements in Docket No. 890442-SU is hereby granted, as stated in the body of this Order.

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By ORDER of Commissioner John T. Herndon, as Prehearing Officer, this 31st day of JANUARY, 1990.

John T. Herndon
JOHN T. HERNDON, Commissioner
and Prehearing Officer

(S E A L)

DCS

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 this order, which is preliminary, procedural or intermediate in nature, may request: 1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) 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. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, 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.