

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Marco Island Utilities, Inc. for a 1986 price index rate adjustment in Collier County.)

DOCKET NO. 870157-WS

In re: Application by Marco Island Utilities, Inc. for a 1987 price index rate adjustment in Collier County.)

DOCKET NO. 870928-ws
ORDER NO. 23844
ISSUED: 12-10-90

The following Commissioners participated in the disposition of this matter:

- MICHAEL McK. WILSON, Chairman
THOMAS M. BEARD
BETTY EASLEY
GERALD L. GUNTER
FRANK S. MESSERSMITH

ORDER CLOSING DOCKETS

BY THE COMMISSION:

On February 10, 1987, Marco Island Utilities (Marco Island or Utility), a division of Deltona Utilities, Inc., notified this Commission of its intent to increase its rates by application of the 1986 price index, pursuant to Section 367.081(4)(a), Florida Statutes, and Rule 25-30.420, Florida Administrative Code (Docket No. 870157-WS). On March 20, 1987, this Commission issued Order No. 17305, acknowledging the increase. That Order also indicated that the increase would not be implemented by the Utility until the conclusion of the rate case (Docket No. 850151-WS). Docket No. 850151-WS was held open due to the Utility's appeal of the Commission's decision on cost of debt.

On August 26, 1987, the Utility notified this Commission of its intent to increase its rates by application of the 1987 price index (Docket No. 870928-WS). On October 1, 1987, this Commission issued Order No. 18233, acknowledging the increase. The rates were not implemented pending the outcome of the appeal.

On August 28, 1990 the Court rendered its decision reversing, in part, the Commission's decision and remanded the case to the Commission for further proceedings. The Commission readdressed the matter at issue in Order No. 23841, issued December 7, 1990.

240

ORDER NO. 23844
DOCKETS NOS. 870157-WS
and 870928-WS
Page 2

Because the rate case has been resolved, no further action is necessary and Dockets Nos. 870157-WS and 870928-WS may be closed.

It is, therefore,

ORDERED by the Florida Public Service Commission that Dockets Nos. 870157-WS and 870928-WS are hereby closed.

By ORDER of the Florida Public Service Commission, this 10th day of DECEMBER, 1990.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

ALC

by: Kay Jensen
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 review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the

ORDER NO. 23844
DOCKETS NOS. 870157-WS
and 870928-WS
Page 3

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.