

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for Interim and) DOCKET NO. 940109-WU
Permanent Rate Increase in) ORDER NO. PSC-94-0802-PCO-WU
Franklin County by ST. GEORGE) ISSUED: June 28, 1994
ISLAND UTILITY COMPANY, LTD.)
_____)

ORDER GRANTING, IN PART, AND DENYING,
IN PART, MOTION OF ST. GEORGE ISLAND
UTILITY COMPANY, LTD. FOR EXTENSION OF
TIME FOR FILING REBUTTAL TESTIMONY AND
FOR RESCHEDULING OF PREHEARING CONFERENCE

On June 16, 1994, St. George Island Utility Company, Ltd. (St. George), filed a motion for extension of time to file rebuttal testimony and to reschedule the prehearing conference in this case. According to St. George, the Office of Public Counsel's (OPC's) testimony, filed May 25, 1994, raised issues regarding its rate base that St. George had not anticipated. In addition, St. George argues that the testimony of the Staff of this Commission (Staff), filed June 8, 1994, coupled with the unanticipated issues raised by OPC, will require substantial rebuttal testimony. St. George contends that the current case schedule does not allow it sufficient time to adequately prepare and file this testimony. Accordingly, St. George requests that it be given until July 11, 1994, to file its rebuttal testimony, and that the prehearing conference be rescheduled to July 12, 1994, to accommodate the extended rebuttal testimony filing date. St. George further stated that it conferred with the other parties and Staff regarding its motion and that none of the above objected thereto.

On June 23, 1994, Staff filed a response to St. George's motion. Staff argues that, although it agreed in principle to extending the rebuttal testimony date, it did not realize that it was agreeing to an extension to July 11, 1994. According to Staff, extending the rebuttal testimony date to July 11, 1994, will leave it insufficient time to prepare for the hearing, which is scheduled to begin on July 20, 1994, much less the prehearing conference, which has already been rescheduled for July 12, 1994. Staff, therefore, requests that St. George be allowed until July 7, 1994, to file its rebuttal testimony.

Upon consideration of the arguments of St. George and Staff, the Prehearing Officer finds it appropriate to extend the time for filing rebuttal testimony, but only to July 7, 1994.

DOCUMENT NUMBER-DATE
06391 JUN 28 1994
FPSC-RECORDS/REPORTING

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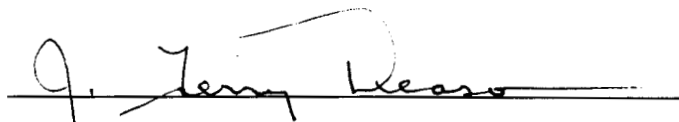
It is, therefore,

ORDERED by Chairman J. Terry Deason, as Prehearing Officer, that St. George Island Utility Company, Ltd.'s motion is granted, to the extent that it requests an extension of time to file rebuttal testimony. It is further

ORDERED that St. George Island Utility Company, Ltd.'s motion is denied, insofar as it requests that the date for filing rebuttal testimony be extended to July 11, 1994. It is further

ORDERED that all rebuttal testimony shall be filed no later than July 7, 1994.

By ORDER of the Chairman J. Terry Deason, as Prehearing Officer this 28th day of June, 1994.

A handwritten signature in cursive script, reading "J. Terry Deason", is written over a horizontal line.

J. Terry Deason, Chairman and
Prehearing Officer

(S E A L)

RJP

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 wastewater 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.

MEMORANDUM

June 28, 1994

RECEIVED
JUN 28 1994
2:04 pm
FPSC-RECORDS/REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (PIERSON) *PP*
RE: DOCKET NO. 940109-WU - Petition for Interim and Permanent
Rate Increase in Franklin County by ST. GEORGE ISLAND
UTILITY COMPANY, LTD.

0802 - PCO

Attached is an Order Granting, in Part, and Denying, in Part, Motion of St. George Island Utility Company, Ltd. for Extension of Time for Filing Rebuttal Testimony and for Rescheduling of Prehearing Conference to be issued in the above-referenced docket. (Number of pages in Order - 3)

RJP/dp

Attachment

cc: Division of Water and Wastewater (Willis, Amaya, Crouch, Merchant, Moniz, Raspberry, Williams)

I: 940109-X.RJP

MUST GO TODAY