

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

REVISED NOTICE OF HEARING

TO

SHADY OAKS MOBILE-MODULAR ESTATES, INC.

AND

ALL OTHER INTERESTED PERSONS

RE: DOCKET NO. 930944-WS

REVOCATION BY FLORIDA PUBLIC SERVICE COMMISSION
OF CERTIFICATES NOS. 451-W AND 382-S ISSUED
TO SHADY OAKS MOBILE-MODULAR ESTATES, INC. IN
PASCO COUNTY, PURSUANT TO SECTION 367.111(1), F.S.

ISSUED: 7/27/94

NOTICE IS HEREBY GIVEN that a hearing will be held before the Florida Public Service Commission (Commission) regarding the revocation by the Commission of Shady Oaks Mobile-Modular Estates, Inc.'s (Shady Oaks) Certificates Nos. 451-W and 382-S, at the following time and place:

10:00 a.m., Thursday, August 4, 1994
(Friday, August 5, 1994, has also been reserved for continuation of the hearing if needed).
Shady Oaks Mobile-Modular Estates, Inc. Clubhouse
3651 Castle Drive
Zephyrhills, Florida 33540

All customers wishing to testify are urged to be present at the beginning of the session, since the session may be adjourned early if no customers are present.

PURPOSE AND PROCEDURE

The purpose of this hearing is to consider whether the certificates held by Shady Oaks should be revoked and to consider any motions or other matters that may be pending at the time of the hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement.

This notice is being revised to reflect that the Commission may enter a bench decision at hearing with respect to the revocation of Shady Oaks' certificates.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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At the July 22, 1994, prehearing conference, the Commission Staff made an ore tenus Motion for Sanctions against Shady Oaks for its failure to attend the deposition noticed by Staff and scheduled for July 22, 1994. In the Motion, Staff requested that the utility's prefiled direct and rebuttal testimony be stricken. Staff's Motion for Sanctions was granted at the prehearing conference. Therefore, at the hearing, Staff will be given the opportunity to present testimony and other evidence on the issues identified by Staff at the prehearing conference. Shady Oaks failed to attend the prehearing conference. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

Any person requiring some accommodation at this hearing, meeting, etc. because of a physical impairment should call the Division of Records and Reporting at (904) 488-8371 at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at 1 (800) 955-8771 (TDD).

JURISDICTION

This Commission is vested with jurisdiction over the subject matter by the provisions of Chapters 120, 350, and 367, Florida Statutes. This hearing will be governed by said Chapters as well as Chapters 25-9, 25-22 and 25-30, Florida Administrative Code.

APPLICABLE STATUTES AND RULES

Sections 367.011, 367.111, 367.121, Florida Statutes, and any other relevant sections of Chapter 367, Florida Statutes, are applicable to this proceeding, as well as Chapter 120, Florida Statutes, and Rules 25-9, 25-22 and 25-30, Florida Administrative Code.

By DIRECTION of the Florida Public Service Commission, this
27th day of July, 1994.



BLANCA S. BAYO, Director
Division of Records and Reporting

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LAJ