

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: February 1, 1996

TO: Blanca Bayó, Director of Records and Reporting

FROM: Wilbur Stiles, Assistant to Chairman Clark

WSS

RE: Letter Received in Docket No. 950495-WS

The attached letter from Mr. Kenneth Hoffman to the Chairman requesting a deferral of item no. 48 on the February 6, 1996, Agenda Conference, was received by our office on January 30, 1996. It appears as though all parties to the proceeding received a copy of this letter. Please place a copy of this letter on the record of the above-referenced case.

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January 30, 1996

VIA HAND DELIVERY

Honorable Susan F. Clark
Chairman
Florida Public Service Commission
2540 Shumard Oak Boulevard
Gerald L. Gunter Building
Room 335G
Tallahassee, Florida 32399-0850

RECEIVED

JAN 30 1996

Florida Public Service Comm.
Commissioner Clark

Re: Docket No. 920199-WS

Dear Chairman Clark:

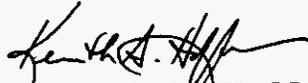
On behalf of Southern States Utilities, Inc. ("SSU"), I am requesting that Item No. 48 on the February 6, 1996 Agenda be deferred until February 20, 1996, or alternatively, scheduled for a special Agenda Conference. Item No. 48 involves, among other things, SSU's Motion for Reconsideration of Order No. PSC-95-1292-FOF-WS, the Order requiring SSU to: (1) implement a modified capped stand-alone rate structure; and (2) pay over \$8 million in refunds to certain customers allegedly due to the court's reversal of the Commission imposed uniform rate structure.

SSU has retained Arthur England of the Greenberg Traurig firm to present oral argument on SSU's Motion for Reconsideration of Order No. PSC-95-1292-FOF-WS, if SSU's request for oral argument is granted. The staff recommendation is now approximately five days late and is not expected to be issued until some time today. Moreover, Mr. England is out of his office until Monday, February 5, 1996. With an issue of this magnitude, we believe it is reasonable to request an extension so that Mr. England will have a reasonable amount of time to review the Staff Recommendation and prepare his oral argument on the many issues raised in SSU's Motion for Reconsideration and anticipated to be discussed in the Staff Recommendation pertinent to the refund and rate structure decisions of the Commission in this docket.

Honorable Susan F. Clark
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January 30, 1996

Thank you for your consideration of this request.

Sincerely,



Kenneth A. Hoffman

KAH/rl

cc: Robert Vandiver, Esq., via hand delivery
Lila Jaber, Esq., via telecopier and U. S. Mail
Mr. William Talbott, via hand delivery
Charles J. Beck, Esq., via telecopier and U. S. Mail
Michael B. Twomey, Esq., via telecopier and U. S. Mail
Susan F. Fox, Esq., via telecopier and U. S. Mail
Brian P. Armstrong, Esq., via telecopier and U. S. Mail
Arthur J. England, Jr., Esq., via telecopier and U. S. Mail