

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for rate ) DOCKET NO. 950495-WS  
increase and increase in service ) ORDER NO. PSC-96-0324-PCO-WS  
availability charges by Southern ) ISSUED: March 5, 1996  
States Utilities, Inc. for )  
Orange-Osceola Utilities, Inc. )  
in Osceola County, and in )  
Bradford, Brevard, Charlotte, )  
Citrus, Clay, Collier, Duval, )  
Highlands, Lake, Lee, Marion, )  
Martin, Nassau, Orange, Osceola, )  
Pasco, Putnam, Seminole, St. )  
Johns, St. Lucie, Volusia, and )  
Washington Counties. )  
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ORDER GRANTING MOTION FOR EXTENSION OF TIME  
AND REVISING ORDER ESTABLISHING PROCEDURE

The controlling dates for this proceeding were originally set by Order No. PSC-95-1208-PCO-WS, issued September 29, 1995. Those dates have been revised by Orders Nos. PSC-95-1394-PCO-WS, issued November 9, 1995, and PSC-95-1506-PCO-WS, issued December 5, 1995.

Southern States Utilities, Inc., (SSU) is currently required to file its rebuttal testimony and exhibits by March 11, 1996. On February 27, 1996, SSU filed a Motion for Extension of Time to File Rebuttal Testimony and Prehearing Statements and Postponement of Prehearing Conference. SSU asserts that an extension of time to file its rebuttal testimony is necessary because of the number of discovery requests served upon SSU, the volume of Intervenor and Staff testimony, and the failure of the Office of Public Counsel (OPC) to file timely discovery responses. SSU also states that it is required to file answer briefs on March 11, 1996, in two matters pending before the First District Court of Appeal. SSU requests an additional 20 days to file its rebuttal testimony, which would require a new filing date for prehearing statements and a new date for the prehearing conference. In its February 29, 1996, response, OPC stated that it opposed SSU's motion because it would prejudice OPC's opportunity to evaluate SSU's rebuttal testimony.

Based upon the information before me and the complexity of this rate case, I find it appropriate to extend the time for filing rebuttal testimony by ten days, until March 21, 1996. Prehearing statements and the prehearing conference are hereby scheduled for March 26, 1996, and April 19, 1996, respectively.

DOCUMENT NUMBER-DATE

02652 MAR-5%

FPSC-RECORDS/REPORTING

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The dates in this Order supersede the dates set forth in Orders Nos. PSC-95-1208-PCO-WS and PSC-95-1394-PCO-WS, and modify those set forth in Order No. PSC-1506-PCO-WS. Those orders are reaffirmed in all other respects.

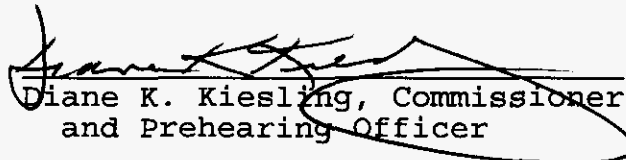
Based upon the foregoing, it is

ORDERED by Commissioner Diane K. Kiesling, as Prehearing Officer, that the Motion for Extension of Time to File Rebuttal Testimony and Prehearing Statements and Postponement of Prehearing Conference filed by Southern States Utilities, Inc., is hereby granted to the extent set forth in the body of this Order. It is further

ORDERED that the provisions of this Order shall govern this proceeding unless modified by the Commission. It is further

ORDERED that Orders Nos. PSC-95-1208-PCO-WS, PSC-95-1394-PCO-WS, and PSC-95-1394-PCO-WS are reaffirmed in all other respects.

By ORDER of Commissioner Diane K. Kiesling, as Prehearing Officer, this 5th day of March, 1996.

  
Diane K. Kiesling, Commissioner  
and Prehearing Officer

( S E A L )

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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.