

MEMORANDUM

JANUARY 9, 1996

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FPSC-RECORDS/REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (REYES) *BLR*
RE: DOCKET NO. 960451-WS - APPLICATION FOR RATE INCREASE IN
DUVAL, NASSAU, AND ST. JOHNS COUNTIES BY UNITED WATER
FLORIDA INC.

97-0050-PCO

Attached is an ORDER GRANTING MOTION FOR EXTENSION OF TIME AND
THIRD ORDER REVISING ORDER ON PROCEDURE, to be issued in the above-
referenced docket. (Number of pages in Order - 3)

BLR/dp

Attachment

cc: Division of Water and Wastewater (Willis, Chase, Clark,
Crouch, B. Davis, Groom, Merchant, Rendell, Starling,
Walden)
Division of Auditing and Financial Analysis (Maurey,
Causseaux)

I: 960451TR.UWF

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for rate increase in Duval, Nassau and St. Johns Counties by United Water Florida Inc.) DOCKET NO. 960451-WS
) ORDER NO. PSC-97-0050-PCO-WS
) ISSUED: January 10, 1997
)
)

ORDER GRANTING MOTION FOR EXTENSION OF TIME
AND
THIRD ORDER REVISING ORDER ON PROCEDURE

By Order No. PSC-96-1286-PCO-WS, issued October 16, 1996, the order establishing procedure in the above-referenced docket, Order No. PSC-96-1230-PCO-WS, was revised to reflect January 8, 1997, as the filing date for rebuttal testimony. Order No. PSC-96-1518-PCO-WS, issued December 13, 1996, revised Order No. PSC-96-1230-PCO-WS to reflect the January 8, 1997 prehearing conference date.

On December 26, 1996, United Water Florida Inc. (UWF) filed a Motion for Extension of Time, in which it requests an extension of time until January 10, 1997, to file its rebuttal testimony. UWF alleges that the additional time is necessary because the utility's preparation time for its rebuttal testimony has been reduced due to the utility's resources and time being devoted to the preparation of numerous other documents and exhibits requested by Commission staff and also due to the holidays. The Office of Public Counsel and staff do not object to an extension of time to file rebuttal testimony. There are no other parties of record to this docket.

Having reviewed the pleading, and noting that there are no objections to an extension of time for filing rebuttal testimony, I find it appropriate to grant UWF's motion. Thus, UWF shall file rebuttal testimony no later than January 10, 1997. Further, in order to allow the parties and staff sufficient time to review the rebuttal testimony prior to the time of the prehearing conference, Order No. PSC-96-1518-PCO-WS is hereby revised to indicate that the prehearing conference will be held on January 17, 1997.

Except as modified herein, Orders Nos. PSC-96-1230-PCO-WS, PSC-96-1286-PCO-WS, and PSC-96-1518-PCO-WS are hereby affirmed in all other respects.

Based upon the foregoing, it is

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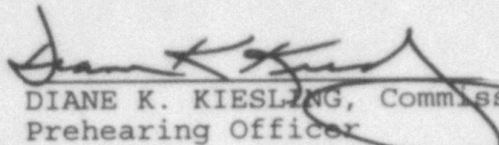
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ORDERED by Commissioner Diane K. Kiesling, as Prehearing Officer, that United Water Florida Inc.'s Motion for Extension of Time is hereby granted. It is further

ORDERED that Order No. PSC-96-1518-PCO-WS, issued December 13, 1996, in this docket, is hereby revised as set forth in the body of this Order. It is further

ORDERED that Orders Nos. PSC-96-1230-PCO-WS, PSC-96-1286-PCO-WS, and PSC-96-1518-PCO-WS are hereby affirmed in all other respects.

By ORDER of Commissioner Diane K. Kiesling, as Prehearing Officer, this 10th day of January, 1997.


DIANE K. KIESLING, Commissioner and
Prehearing Officer

(S E A L)

BLR

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 25-22.0376, 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,

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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.