

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

NOTICE OF PREHEARING CONFERENCE

TO

GULF UTILITY COMPANY

THE OFFICE OF PUBLIC COUNSEL

AND

ALL OTHER INTERESTED PERSONS

RE: DOCKET NO. 960329-WS
APPLICATION FOR INCREASE IN RATES AND SERVICE
AVAILABILITY CHARGES IN LEE COUNTY
BY GULF UTILITY COMPANY

AND

DOCKET NO. 960234-WS ✓
INVESTIGATION OF RATES OF GULF UTILITY COMPANY
IN LEE COUNTY FOR POSSIBLE OVERTURNINGS

ISSUED: February 4, 1997

NOTICE IS HEREBY GIVEN that a prehearing conference will be held before Commissioner J. Terry Deason, as Prehearing Officer, regarding the above-referenced matter, at the following time and place:

1:30 p.m., Monday, February 17, 1997
Room 148, Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida

PURPOSE

The purpose of this prehearing conference is: (1) to define and limit, if possible, the number of issues; (2) to determine the parties' positions on the issues; (3) to determine what facts, if any, may be stipulated; (4) to dispose of any motions or other matters that may be pending; and (5) to consider any other matters that may aid in the disposition of this case.

Any person requiring some accommodation at this prehearing conference because of a physical impairment should call the Division of Records and Reporting at (904) 413-6770 at least five

DOCUMENT NUMBER-DATE

01276 FEB-45

FPSC-RECORDS/REPORTING

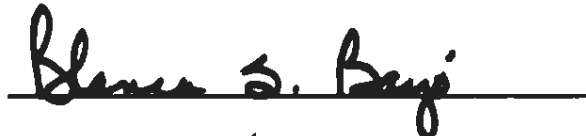
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Any person requiring some accommodation at this prehearing conference because of a physical impairment should call the Division of Records and Reporting at (904) 413-6770 at least five calendar days prior to the prehearing conference. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by 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 Chapter 367, Florida Statutes. This prehearing conference will be governed by said Chapter and Chapters 25-22 and 25-30, Florida Administrative Code.

By DIRECTION of the Florida Public Service Commission, this 4th day of February, 1997.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

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ORDER NO. PSC-97-0069-PCO-WS
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Gulf requests that a date certain for filing rebuttal testimony not be set until it knows when Mr. Cardey may return to work. Rebuttal testimony is generally filed before the Prehearing Conference. Therefore, rebuttal testimony will be due on February 13, 1997, as indicated above. An additional extension may be addressed in the future, if one becomes necessary.

Order No. PSC-96-1178-PCO-WS is hereby reaffirmed in all other respects.


Based upon the foregoing, it is

ORDERED by Commissioner J. Terry Deason, as Prehearing Officer, that Gulf Utility Company's motion for postponement of hearing and rescheduling of key dates is granted as set forth in the body of this Order. It is further

ORDERED that the controlling dates set forth in this Order supersede the controlling dates set forth in Order No. PSC-1178-PCO-WS. It is further

ORDERED that Order No. PSC-96-1178-PCO-WS is reaffirmed in all other respects.

By ORDER of Commissioner J. Terry Deason, as Prehearing Officer, this 22nd day of January, 1997.


J. TERRY DEASON, 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 120.569(1), 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, 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.