

MEMORANDUM

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FPSC-RECORDS/REPORTING

April 30, 1997

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (JALOR)

RE: DOCKET NO. 961076-WS - Disposition of gross-up funds collected by Hydratech Utilities, Inc. in Martin County
DOCKET NO. 961077-SU - Disposition of gross-up funds collected by Eagle Ridge Utilities, Inc. in Lee County
DOCKET NO. 961237-SU - Disposition of contribution-in-aid-of-construction gross-up funds collected by Forest Utilities, Inc.
DOCKET NO. 961152-SU - Application for 1996 disposition of contributions in aid of construction by Hudson Utilities, Inc. d/b/a Hudson Bay Company

0502-200

Attached is an ORDER SUSPENDING CONTROLLING DATES OF ORDERS ESTABLISHING PROCEDURE, to be issued in the above-referenced docket. (Number of pages in Order - 3)

MUST GO TODAY

RRJ/dp

Attachment

cc: Division of Water and Wastewater (Gilchrist, Johnson)

I: 961076OR.RRJ

6/1

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Disposition of gross-up funds collected by Hydratech Utilities, Inc. in Martin County)	DOCKET NO. 961076-WS
_____)	
In Re: Disposition of gross-up funds collected by Eagle Ridge Utilities, Inc. in Lee County)	DOCKET NO. 961077-SU
_____)	
In Re: Disposition of contribution-in-aid-of-construction gross-up funds collected by Forest Utilities, Inc.)	DOCKET NO. 961237-SU
_____)	
In Re: Application for 1996 disposition of contributions in aid of construction by Hudson Utilities, Inc. d/b/a Hudson Bay Company)	DOCKET NO. 961152-SU ORDER NO. PSC-97-0502-PCO-WS ISSUED: May 1, 1997
_____)	

ORDER SUSPENDING CONTROLLING DATES OF
ORDERS ESTABLISHING PROCEDURE

On February 13, 1997, the controlling dates for the first three dockets above were established by Order No. PSC-97-0174-PCO-WS. However, on March 7, 1997, Hydratech Utilities, Inc., Eagle Ridge Utilities, Inc., and Forest Utilities, Inc. (utilities), by and through their undersigned attorney, filed for a revision of those dates, and this request was granted by Order No. PSC-97-0315-PCO-WS. Then, on April 1, 1997, Hudson Utilities, Inc.'s Motion for Consolidation was granted by Order No. PSC-97-0363-PCO-SU.

Now, on April 23, 1997, all four utilities, in an effort to avoid the time and expense of a formal hearing, have submitted a settlement offer. To give the Commission panel time to consider this offer, the Chairman has cancelled the prehearing conference and hearing originally scheduled for June 23, 1997, and July 10-11, 1997, respectively.

Based on the cancellation of the prehearing conference and hearing, the controlling dates to include the time for filing of testimony and prehearing statements are hereby suspended. If the settlement proposal is not accepted by the panel, new dates for the prehearing conference and hearing will be obtained, and new controlling dates for prefiled testimony and prehearing statements will be established.

DOCUMENT NUMBER-DATE

04360 MAY-15

FPSC-RECORDS/REPORTING

ORDER NO. PSC-97-0502-PCO-WS
DOCKETS NOS. 961076-WS, 961077-SU, 961237-SU, 961152-SU
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Based on the foregoing, it is

ORDERED by Commissioner J. Terry Deason, as Prehearing Officer, that, with the cancellation of the prehearing conference and hearing, the controlling dates for these dockets are suspended. It is further

ORDERED that if the settlement proposal is rejected by the panel, new dates for the prehearing conference and hearing will be obtained, and new controlling dates established.

By ORDER of Commissioner J. Terry Deason, as Prehearing Officer, this 1st day of May, 1997.



J. TERRY DEASON, Commissioner and
Prehearing Officer

(S E A L)

ORDER NO. PSC-97-0502-PCO-WS

DOCKETS NOS. 961076-WS, 961077-SU, 961237-SU, 961152-SU

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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.