



Public Service Commission

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

DATE: October 2, 1997
TO: Dr. Mary A. Bane, Deputy Executive Director/Technical
FROM: Bobbie L. Reyes, Senior Attorney, Division of Legal Services *BLR JSB*
 N.D. Walker, Professional Accountant Specialist, Division of Water and Wastewater
RE: Request for Deferral
Docket No. 960235-WS - In Re: Application for Transfer of Certificate Nos. 404-W and 341-S in Orange County from Econ Utilities Corporation to Wedgefield Utilities, Inc., and Docket No. 960283-WS - In Re: Application for Amendment of Certificate Nos. 404-W and 341-S in Orange County by Wedgefield Utilities, Inc.

On September 29, 1997, counsel for Wedgefield Utilities, Inc. requested that Item No. 30 of the October 7, 1997 Agenda Conference be deferred until the October 21, 1997 Agenda Conference. Attached please find a copy of a letter dated September 29, 1997, in which Wedgefield's counsel explains that he is required to be in South Florida on October 7, 1997 to attend a plaintiff's deposition, and that the plaintiff's poor health makes it almost impossible to have the deposition rescheduled.

Pursuant to the Chairman's directions, only necessary items are to be placed on the October 21, 1997 Agenda Conference. Accordingly, I have confirmed that Wedgefield's counsel and the Office of Public Counsel have no objection to rescheduling the item to the next following agenda. Staff has no objection to this request and recommends that this item be deferred to the November 4, 1997 Agenda Conference.

In accordance with SOP 1607 and APM 2.11, please review the attached information and make a recommendation with respect to the requested deferral. I understand that your office will refer this request to the Executive Director, who will then forward the matter to the Chairman for her consideration. Please advise if I may be of any further assistance with this process.

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____ cc: Division of Water and Wastewater
Division of Legal Services (Jaber)
- CTR _____
- EAG _____
- LEG _____
- LIN _____
- OPC _____
- RCH _____
- SEC 1
- WAS *Carol P.*
- OTH _____

DOCUMENT NUMBER-DATE

10157 OCT-36

FPSC-RECORDS/REPORTING

BEN E. GIRTMAN
Attorney at Law

1020 East Lafayette Street
Suite 207
Tallahassee, Florida 32301-4552

Telephone: (904) 656-3232
(904) 656-3233
Facsimile: (904) 656-3233

September 29, 1997

Jennifer Brubaker, Esq.
Public Service Commission
Division of Legal Services
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 960235-WS, Application for Transfer of Certificate
Nos. 404-W and 341-S in Orange County from Econ Utilities
Corporation to Wedgefield Utilities, Inc.
Docket No. 960283-WS, Application for Amendment of Certificate
Nos. 404-W and 341-S in Orange County by Wedgefield Utilities,
Inc.

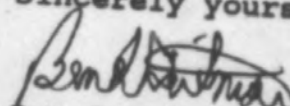
Dear Ms. Brubaker:

Pursuant to our telephone conversation today, this letter is to request that Item #30 in the above referenced docket currently scheduled for the October 7 Agenda be rescheduled to the next following agenda. I am required to be in south Florida to attend a plaintiff's deposition. The current status of plaintiff's health makes it almost impossible to have the deposition rescheduled.

I have spoken to Charlie Beck at the Office of Public Counsel, and he has authorized me to inform you that OPC has no objection to rescheduling this item to the next following agenda.

Thank you for your kind consideration in this matter.

Sincerely yours,


Ben E. Girtman

Encl.

cc w/encl:

Commissioner Johnson, Chairman
Charles Beck, Esq.
Mr. Carl Wenz
Mr. Frank Seidman



Agenda for
Commission Conference
October 7, 1997

CASE

ITEM NO.

30**

DOCKET NO. 960235-WS - Application for transfer of
Certificates Nos. 404-W and 341-S in Orange County from Econ
Utilities Corporation to Wedgefield Utilities, Inc.
DOCKET NO. 960283-WS - Application for amendment of
Certificates Nos. 404-W and 341-S in Orange County by
Wedgefield Utilities, Inc.

Critical Date(s): None

Commissioners Assigned: DS CL GR
Prehrg Officer GR

Staff: LEG: Brubaker, Reyes
WAW: Walker

Issue 1: Should OPC's request for oral argument be granted?
Recommendation: Yes. While the pleadings contain adequate
information, because the matter has not yet gone to formal
hearing, oral argument should be permitted, with each side
allocated five minutes.

Issue 2: Should OPC's Motion for Reconsideration be
granted?

Recommendation: No, the Motion for Reconsideration should
be denied.

Issue 3: Should this Docket be closed?

Recommendation: No, the docket should remain open.

RECEIVED
SEP 20 1997

Office of
BEN E. GIRTMAN