

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for amendment
of Certificate No. 226-S to add
territory in Seminole County by
Florida Water Services
Corporation.

DOCKET NO. 971638-SU
ORDER NO. PSC-98-0653-PCO-SU
ISSUED: May 8, 1998

ORDER GRANTING MOTION FOR CONTINUANCE
AND EXTENSION OF TIME

On December 22, 1997, Florida Water Services Corporation (FWSC or utility) filed an application with this Commission to amend Certificate No. 226-S to include additional territory in Seminole County. On January 21, 1998, the City of Longwood (City) filed an objection to FWSC's application and request for hearing. Accordingly, a prehearing is scheduled for August 31, 1998 and a hearing is scheduled for September 29, 1998. By Order No. PSC-98-0470-PCO-SU, issued April 1, 1998, the controlling dates were established in the Order Establishing Procedure.

On April 28, 1998, FWSC and the City filed a Joint Motion for Continuance and Extension of Time requesting a 90 to 120-day continuance and extension for the filing of testimony, for all controlling dates in the Order Establishing Procedure, and for the prehearing and hearing. In support of their motion, the parties state that the City is currently evaluating whether to pursue its objection and that the resolution of the objection without a hearing would save valuable time and expense.

Having reviewed the motion, I find it appropriate to grant the parties' request for continuance to allow them sufficient time to resolve the objection without a hearing. Accordingly, the motion for continuance and extension of time is granted. The controlling dates in the Order Establishing Procedure are suspended. At the conclusion of the 120 days, if a settlement among the parties is not reached, new hearing and procedural dates will be established.

Based on the foregoing, it is

ORDERED by Commissioner E. Leon Jacobs, as Prehearing Officer, that the Motion for Continuance and Extension of Time of Florida Water Services Corporation and the City of Longwood., is hereby granted. It is further

DOCUMENT NUMBER-DATE

05196 MAY-88

FPSC-RECORDS/REPORTING

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ORDERED that the controlling dates in Order No. PSC-98-0470-PCO-SU are hereby suspended.

By ORDER of Commissioner E. Leon Jacobs, as Prehearing Officer, this 8th day of May, 1998.

A handwritten signature in black ink, appearing to be 'E. Leon Jacobs', is written over a horizontal line. The signature is somewhat stylized and overlaps the line.

E. Leon Jacobs
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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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.

MEMORANDUM

RECEIVED

May 7, 1998

MAY - 8 1998

10:55

FPSC - Records/Reporting

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (OTTINOT) *AO-RS*

RE: DOCKET NO. 971638-SU - APPLICATION FOR AMENDMENT OF CERTIFICATES NO. 226-S TO ADD TERRITORY IN SEMINOLE COUNTY BY FLORIDA WATER SERVICES CORPORATION.

98-0653-PCO-SU

Attached is an ORDER GRANTING MOTION FOR CONTINUANCE AND EXTENSION OF TIME, to be issued in the above-referenced docket.

(Number of pages in order - 3)

HO/lw

Attachment

cc: Division of Water and Wastewater (Crouch, Redemann)

I:971638o2.ho

MUST GO TODAY

I mailed -
RRR