

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for rate increase and for increase in service availability charges in Lake County by Lake Utility Services, Inc.

DOCKET NO. 960444-WU
ORDER NO. PSC-98-0948-PCO-WU
ISSUED: July 14, 1998

ORDER REVISING ORDER ESTABLISHING PROCEDURE

On May 30, 1997, Lake Utility Services, Inc. (LUSI) filed a Petition on Proposed Agency Action, in which it protested Proposed Agency Action (PAA) Order No. PSC-97-0531-FOF-WU. Accordingly, a formal hearing was scheduled in this docket. Order No. PSC-97-0710-PCO-WU, issued June 16, 1997, established controlling dates to govern this proceeding. Those dates included the following: rebuttal testimony and exhibits, September 23, 1997; Prehearing Conference, September 30, 1997; Hearing, October 16-17, 1997; and briefs, January 8, 1998. By Order No. PSC-97-0899-PCO-WU, issued July 30, 1997, the Commission acknowledged the Office of Public Counsel's (OPC) intervention in this matter.

On September 17, 1997, LUSI filed a motion for continuance and an offer of settlement, in which it requested that the aforementioned controlling dates be continued pending the Commission's review of LUSI's offer of settlement. By Order No. PSC-97-1092-PCO-WU, issued September 19, 1997, LUSI's motion was granted.

By PAA Order No. PSC-98-0683-AS-WU, issued on May 18, 1998, the Commission approved LUSI's offer of settlement. On June 8, 1998, OPC filed a Petition on Proposed Agency Action, in which it protested the Commission's order. Based on OPC's petition, it is necessary to revise the remaining controlling dates in this matter. Therefore, the following controlling dates shall apply in this proceeding.

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|---------------------------------------|-----------------------|
| 1) Rebuttal Testimony
and Exhibits | August 13, 1998 |
| 2) Prehearing Conference | August 21, 1998 |
| 3) Hearing | September 15-16, 1998 |

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4) Briefs

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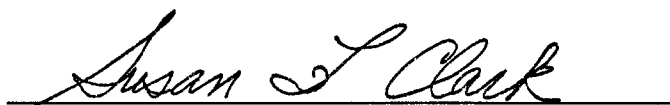
Discovery in this proceeding shall be completed by September 8, 1998. Except as modified herein, the previous order establishing procedure, Order No. PSC-97-0710-PCO-WU, is hereby reaffirmed in all other respects.

Based on the foregoing, it is

ORDERED by Susan F. Clark, as Prehearing Officer, that Order No. PSC-97-0710-PCO-WU is hereby revised as set forth in the body of this Order. It is further

ORDERED that Order No. PSC-97-0710-PCO-WU is reaffirmed in all other respects.

By ORDER of Commissioner Susan F. Clark, as Prehearing Officer, this 14th day of July, 1998.



SUSAN F. CLARK
Commissioner and Prehearing Officer

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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 25-22.038(2), 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.