

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

NOTICE OF HEARING

TO

NORTH FORT MYERS UTILITY, INC.

OFFICE OF PUBLIC COUNSEL

DONALD GILL

JOSEPH DEVINE

RONALD LUDINGTON

AND

ALL OTHER INTERESTED PERSONS

RE: DOCKET NO. 981781-SU

APPLICATION FOR AMENDMENT OF CERTIFICATE NO. 247-S
TO EXTEND SERVICE AREA BY THE TRANSFER OF
BUCCANEER ESTATES IN LEE COUNTY
TO NORTH FORT MYERS UTILITY, INC.

ISSUED: August 31, 1999

NOTICE IS HEREBY GIVEN that a hearing will be held before the Florida Public Service Commission regarding the application of North Fort Myers Utility, Inc. for amendment of Certificate No. 247-S to extend its service area by transfer of Buccaneer Estates, at the following time and place:

10:00 a.m., Tuesday, September 14, 1999
Buccaneer Estates Recreation Hall
2210 N. Tamiami Trail
Ft. Myers, Florida

Wednesday, September 15, 1999, has also been reserved for continuation of the hearing if needed. The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is

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concluded.

Non-party customers will be given the opportunity to present testimony at the beginning of the morning session on Tuesday, September 14, 1999. Additionally, an evening session will be held beginning at 6:00 p.m., Tuesday, September 14, 1999 for the purpose of hearing testimony from customers who were unable to attend the prior session.

All customers wishing to testify are urged to be present at the beginning of the sessions, since the sessions may be adjourned early if no customers are present. By providing customer testimony, a person does not become a party to the proceeding. To become an official party of record, you must file a Petition for Intervention at least five days before the final hearing, pursuant to the requirements contained in Rule 25-22.039, Florida Administrative Code.

PURPOSE AND PROCEDURE

The purpose of this hearing is to consider the application of North Fort Myers Utility, Inc. for amendment of Certificate No. 247-S to extend its service area by transfer of Buccaneer Estates and any motions or other matters that may be pending at the time of the hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement.

At the hearing, all parties shall be given the opportunity to present testimony and other evidence on the issues identified by the parties at the prehearing conference held on August 30, 1999 and continued to September 8, 1999. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

Any person requiring some accommodation at this hearing, because of a physical impairment should call the Division of Records and Reporting at (850) 413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired, please contact the Florida Public Service Commission 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 hearing will be governed by said Chapter as well as Chapter 120, Florida Statutes and Chapters 25-9, 25-22, 25-30, and 28-106,

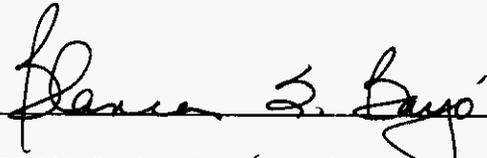
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Florida Administrative Code.

APPLICABLE STATUTES AND RULES

Sections 367.045, Florida Statutes, and any other relevant sections of Chapter 367, Florida Statutes, are applicable to this proceeding, as well as Chapter 120, Florida Statutes, and Rules 25-9, 25-22, 25-28, 25-30, and 28-106, Florida Administrative Code.

By DIRECTION of the Florida Public Service Commission, this 31st day of August, 1999.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

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SMC