



Public Service Commission

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

DATE: September 1, 1999
TO: Commissioner Susan F. Clark
FROM: Samantha Cibula, Staff Attorney, Division of Legal Services *SMC JV*
RE: Docket No. 981198-WS - Application for staff-assisted rate case in Highlands County by Damon Utilities, Inc.

On September 22, 1998, Damon Utilities, Inc. (Damon or utility) filed an application for a staff-assisted rate case pursuant to Section 367.0814, Florida Statutes. On June 21, 1999, the Commission issued Proposed Agency Action Order No. PSC-99-1223-PAA-WS, approving Damon's increased water and wastewater rates and charges. On July 12, 1999, a Protest of Proposed Agency Action and Request for Hearing was timely filed by the Office of Public Counsel (OPC) on behalf of Mr. Jack C. Hughson, Jr., and the Casa Del Lago Condominium Association. Also, on July 12, 1999, OPC timely filed Citizens' Petition for Formal Hearing. Accordingly, this matter was scheduled for an administrative hearing on October 21 and 22, 1999.

On August 11, 1999, both protests and requests for hearing were withdrawn. At the August 31, 1999, agenda conference, the Commission acknowledged the protest withdrawals and made Order No. PSC-99-1223-PAA-WS final and effective. In light of the foregoing, staff requests that the enclosed memorandum be sent to the Chairman to:

- 1) Cancel the Prehearing Conference scheduled on October 6, 1999; and
- 2) Cancel the Hearing scheduled on October 21-22, 1999.

Thank you.

AFA _____
 APP _____
 CAF _____ SMC/lw
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cc: Division of Water and Wastewater (Rehwinkel, Butts, Davis, Golden)
 Division of Records and Reporting

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