

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

**NOTICE OF RESCHEDULING 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: September 30, 1999

NOTICE IS HEREBY GIVEN that the hearing 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, which was originally scheduled 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

HAS BEEN RESCHEDULED AND WILL NOW BE HELD AT THE FOLLOWING TIME AND PLACE:

10:00 a.m., Wednesday, October 13, 1999  
Buccaneer Estates Recreation Hall  
2210 N. Tamiami Trail  
Ft. Myers, Florida

DOCUMENT NUMBER-DATE

11817 SEP 30 8

FPSC-RECORDS/REPORTING

634

NOTICE OF RESCHEDULING OF HEARING  
DOCKET NO. 981781-SU  
PAGE 2

This rescheduling was precipitated by the possibility that Hurricane Floyd would make landfall on the east coast of Florida at the time the hearing was originally scheduled. Pursuant to and consistent with Executive Order 99-227, this hearing was rescheduled to assure the timely performance of vital emergency response functions.

Non-party customers will be given the opportunity to present testimony at the beginning of the morning session on Wednesday, October 13, 1999.

All customers wishing to testify are urged to be present at the beginning of the session, since the session 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, should contact the Florida Public Service Commission by 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

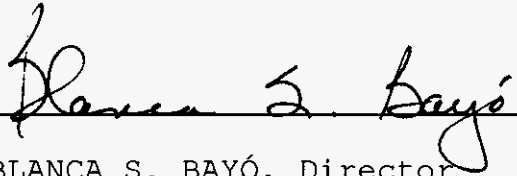
NOTICE OF RESCHEDULING OF HEARING  
DOCKET NO. 981781-SU  
PAGE 3

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, 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 30th day of September, 1999.



A handwritten signature in cursive script, reading "Blanca S. Bayó", is written over a solid horizontal line.

BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

JSB