



DIVISION OF
ADMINISTRATION

1999 NOV 12 AM 10: 25

FLORIDA
PUBLIC SERVICE COMMISSION

ORIGINAL

November 11, 1999

by Federal Express

Ms. Blanca Bayo
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. Docket No. 990054-WU
Application for Amendment of Certificate No. 106-W in
Lake County by Florida Water Services Corporation

Dear Ms. Bayo:

Enclosed for filing in the above-referenced consolidated
dockets, please find an original and fifteen copies of the
following: (1) Florida Water Services Corporation's Motion
to Accept Untimely Prefiled Direct Testimony; (2) Notice of
Filing Pre-Filed Direct Testimony of Florida Water Services
Corporation and; (3) the prefiled direct testimony and
exhibits of James A. Perry and Charles L. Sweat.

*only org
filed of
notice
+ motion*

Please acknowledge filing of these items by date stamping
the enclosed extra copy of this letter and returning it in
the postage paid envelope provided.

If you have any questions, please contact me at (407) 598-
4260.

Sincerely yours,

Matthew J. Feil
Staff Attorney

*Motion - 13919-99 - Doc ^{no PDA}
Perry 13920-99 - Doc ok
Sweat 13921-99 - Doc ok*

- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- MAS 2 + org testimony
- OPC _____
- PAI _____
- SEC 1
- VIAW _____
- JTH _____

Enclosures

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL

In Re: Application of)
Florida Water Services)
Corporation for Amendment of)
Certificate No. 106 to add and)
delete territory in Lake County,)
Florida.)

DOCKET NO. 990054-WU

NOTICE OF FILING PRE-FILED DIRECT TESTIMONY
OF FLORIDA WATER SERVICES CORPORATION

Florida Water Services Corporation ("Florida Water"), by and through its undersigned counsel, hereby files this Notice of Filing Pre-Filed Direct Testimony and the Prefiled Direct Testimony and exhibits of Charles L. Sweat and James Perry.

Respectfully submitted
and signed this 11th day
of November, 1999, by:

Florida Water Services
Corporation
1000 Color Place
Apopka, Florida 32703
(407) 598-4200
(407) 598-4241 FAX



Matthew J. Feil
Staff Counsel

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on November 11th, 1999, a copy of the foregoing has been furnished by overnight delivery to Rose Law Firm, c/o Marty Friedman, 2548 Blainstone Pines Drive, Tallahassee, Florida, 32301, and Samantha McRae, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399, on this 11th day of November, 1999.

A handwritten signature in cursive script, appearing to read "Matthew J. Feil", written in black ink.

MATTHEW J. FEIL, ESQ.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL

In Re: Application of)
 Florida Water Services)
 Corporation for Amendment of)
 Certificate No. 106 to add and)
 delete territory in Lake County,)
 Florida.)

DOCKET NO. 990054-WU

MOTION TO ACCEPT UNTIMELY PREFILED DIRECT TESTIMONY

NOW COMES Florida Water Services Corporation ("Florida Water"), by and through its undersigned counsel, and hereby requests that the Commission accept Florida Water's prefiled direct testimony though untimely filed in the captioned matter. In support hereof Florida Water states as follows:

1. By Order No. PSC-99-2127-PCO-WS issued October 27, 1999, the Prehearing Officer granted Florida Water's Stipulated Motion for Postponement of Case Schedule.¹
2. When the above order was issued, the undersigned counsel was out of the state, and upon returning, he failed to calendar the new due date for the utility's prefiled direct testimony pursuant to the above order: November 8, 1999.
3. As a result, Florida Water's prefiled direct testimony was not filed by November 8, 1999, but is filed on even date herewith, November 12, 1999.

4. Florida Water maintains that neither the Commission nor the Intervenor will be prejudiced by Florida Water's missing the due date for prefiled direct testimony by four (4) days

AFA _____
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 MAS 3
 OPC _____
 PAI _____
 SEC 1
 WAW 1
 OTH _____

¹ The Stipulated Motion for Postponement of Case Schedule was premised on attempts at settlement. Florida Water recently made a proposal to the Intervenor. No settlement has yet been reached.

DOCUMENT NUMBER-DATE
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 FPSC-RECORDS/REPORTING

particularly if all other filing dates are extended by an equal period.

5. The undersigned counsel has consulted with counsel for the Intervenor and represents that the Intervenor takes no position on this motion at this time.

WHEREFORE, for the foregoing reasons, Florida Water respectfully requests that the Prehearing Officer enter an Order accepting Florida Water's prefiled direct testimony though untimely filed.

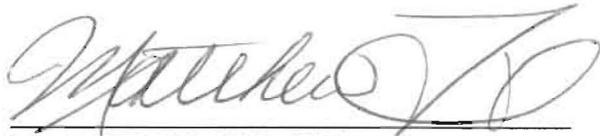
Respectfully submitted,



MATTHEW J. FEIL, ESQ.
Florida Water Services Corporation
P.O. Box 609520
Orlando, Florida 32860-9520
(407) 598-4260
(407) 598-4241 (FAX)

CERTIFICATE OF SERVICE

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MATTHEW J. FEIL, ESQ.