

**HOPPING GREEN SAMS & SMITH**

PROFESSIONAL ASSOCIATION

ATTORNEYS AND COUNSELORS

123 SOUTH CALHOUN STREET

POST OFFICE BOX 6526

TALLAHASSEE, FLORIDA 32314

(850) 222-7500

FAX (850) 224-8551

FAX (850) 425-3415

Writer's Direct Dial No.

(850) 425-2313

November 23, 1999

GARY V. PERKO  
MICHAEL P. PETROVICH  
DAVID L. POWELL  
WILLIAM D. PRESTON  
CAROLYN S. RAEPPEL  
DOUGLAS S. ROBERTS  
D. KENT SAFRIET  
GARY P. SAMS  
TIMOTHY G. SCHOENWALDER  
ROBERT P. SMITH  
DAN R. STENGLE  
CHERYL G. STUART  
STEVE SYKES  
OF COUNSEL  
ELIZABETH C. BOWMAN

JAMES S. ALVES  
BRIAN H. BIBEAU  
RICHARD S. BRIGHTMAN  
KEVIN B. COVINGTON  
PETER C. CUNNINGHAM  
RALPH A. DEMEO  
RANDOLPH M. GIDDINGS  
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WADE L. HOPPING  
GARY K. HUNTER, JR.  
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LEIGH H. KELLETT  
ROBERT A. MANNING  
FRANK E. MATTHEWS  
RICHARD D. MELSON  
ANGELA R. MORRISON  
SHANNON L. NOVEY  
ERIC T. OLSEN

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Blanca L. Bayó  
Director, Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

Re: Nocatee Utility Corporation - Docket No. 990696-WS

Dear Ms. Bayó:

Enclosed for filing on behalf of Nocatee Utility Corporation and Intercoastal Utilities, Inc. are the original and fifteen copies of their Joint Motion for Revised Schedule and Hearing Dates.

By copy of this letter, this document has been furnished to the parties on the service list. If you have any questions regarding this filing, please call.

Very truly yours,

Richard D. Melson

RDM/mee

Enclosures

cc: Mr. O'Steen  
Ms. Pappas

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**ORIGINAL**

In re: Application for original )  
certificates to operate water )  
and wastewater utility in Duval ) Docket No. 990696-WS  
and St. Johns Counties by )  
Nocatee Utility Corporation ) Filed: November 23, 1999  
\_\_\_\_\_ )

**JOINT MOTION TO REVISE SCHEDULE  
AND HEARING DATES**

Nocatee Utility Corporation ("Nocatee") and Intercoastal Utilities, Inc. ("Intercoastal") hereby jointly move the Commission to revise the schedule for further proceedings in this docket, including a change in hearing dates. In support thereof, the parties state:

1. Nocatee's application for a multi-county water and wastewater certificate to serve proposed territory in Duval and St. Johns Counties was filed on June 1, 1999.
2. Intercoastal's objection to Nocatee's application was filed on June 30, 1999.
3. On August 16, 1999, the Commission entered Order No. PSC-99-1603-PAA-WS denying Nocatee's petition for temporary variance from or temporary waiver of a number of Commission rules. The effect of this order, which Nocatee did not protest, is to require Nocatee to prepare and submit the detailed information necessary to set initial rates in this docket.
4. On September 9, 1999, the Prehearing Officer entered Order No. PSC-99-1764-PCO-WS establishing procedure and setting

dates for the activities in this docket. By Order No. PSC-99-1934-PCO-WS, the Prehearing Officer granted Nocatee's unopposed motion to change the testimony filing dates. That Order made no change in the originally scheduled May 9-10, 2000 hearing dates.

5. On October 12, 1999, NUC withdrew its then pending motion to dismiss Intercoastal's Objection. Intercoastal has stated its intention to file an application with the Commission for a multi-county certificate to serve the territory covered by Nocatee's application.

6. Intercoastal currently plans to file its application during December, 1999. Intercoastal intends to ask the Commission to consolidate its application docket with this docket.

7. Nocatee and Intercoastal have agreed that under the circumstances, it is beneficial to both parties to reschedule future activities in this docket, including the hearing dates. Based on indications from the Commission Staff that the next available hearing dates would be in August or September, 2000, the parties propose the following schedule. The parties request that the same schedule be applied to both the current docket and to Intercoastal's upcoming certificate docket:

<u>Activity</u>	<u>Current</u>	<u>Requested</u>
Utility's direct	December 10, 1999	February 11, 2000
Intervenors' direct	January 14, 2000	March 17, 2000
Staff's direct	February 11, 2000	April 14, 2000

Rebuttal testimony	March 6, 2000	May 12, 2000
Prehearing statements	March 13, 2000	June 2, 2000
Prehearing conference	April 3, 2000	July/August
Hearings	May 9-10, 2000	August/September
Briefs	June 13, 2000	TBD

8. The parties note that if this docket is consolidated for hearing with Intercoastal's upcoming certificate application docket, the final hearing may require three days, rather than the two days currently allotted.

WHEREFORE, Nocatee and Intercoastal request that the Commission revise the schedule for this docket as set forth in the body of this motion.

RESPECTFULLY SUBMITTED this 23rd day of November, 1999.

HOPPING GREEN SAMS & SMITH, P.A.

By: Richard D. Melson  
Richard D. Melson  
P.O. Box 6526  
Tallahassee, FL 32314  
(850) 425-2313

Attorneys for Nocatee

John L. Wharton  
JOHN L. WHARTON  
F. MARSHALL DETERDING  
Rose, Sundstrom & Bentley, LLP  
2548 Blairstone Pines Drive  
Tallahassee, FL 32301  
(850) 877-6555

Attorneys for Intercoastal

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing was served on the following persons by Hand Delivery this 23rd day of November, 1999.

Samantha Cibula  
Division of Legal Services  
FL Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

*Richard D. [Signature]*

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Attorney