

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for increase
in wastewater rates in Seven
Springs System in Pasco County
by Aloha Utilities, Inc.

DOCKET NO. 991643-SU
ORDER NO. PSC-00-1983-PCO-SU
ISSUED: October 25, 2000

ORDER GRANTING STIPULATED MOTION TO ALLOW FILING
OF RESPONSE TO CUSTOMER CONCERNS ON 10/27/00

On October 19, 2000, Aloha Utilities, Inc. (Aloha or utility) filed a Stipulated Motion to Allow Filing of Response to Customer Concerns on 10/27/00 (Stipulated Motion).

During a discussion at the hearing held on October 2, 2000 in this case, it was contemplated that the transcripts in this matter would be filed by October 9, 2000, and that Aloha would file its Response to Customer Concerns, in the form of a late-filed exhibit, seven days thereafter. However, transcripts were not filed until October 17, 2000, and though Aloha attempted to acquire the transcripts on that day, it did not receive copies until October 18, 2000.

Under the schedule referenced above, the original seven-day time frame would cause the late-filed exhibit to be due on Wednesday, October 25, 2000. However, Aloha's rebuttal testimony is now due, on an expedited basis, on Monday, October 23, 2000. According to Aloha, this substantially reduces the time in which counsel and witnesses for Aloha are available to prepare the late-filed exhibit.

Therefore, based upon the above-referenced circumstances, Aloha has requested that the late-filed exhibit be due by 5:00 p.m. on October 27, 2000. Aloha states that it has consulted with counsel for the Office of Public Counsel and Staff, and they do not object to the Motion.

In consideration of the foregoing, I find Aloha's request reasonable. Therefore, Aloha's Stipulated Motion to file the late-filed exhibit addressing customer concerns by no later than 5:00 p.m. on October 27, 2000, is granted.

Based on the foregoing, it is

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ORDERED by Commissioner Lila A. Jaber as Prehearing Officer that Aloha Utilities, Inc.'s Stipulated Motion to Allow Filing of Response to Customer Concerns on 10/27/00 is granted, and Aloha shall file the late-filed exhibit addressing customer concerns by no later than 5:00 p.m. on October 27, 2000.

By ORDER of Commissioner Lila A. Jaber as Prehearing Officer, this 25th Day of October, 2000.



LILA A. JABER
Commissioner and Prehearing Officer

(S E A L)

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric,

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gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.