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November 9, 2000

VIA FEDERAL EXPRESS

Ms. Blanca Bayo
Director, Division of Records & Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

ORIGINAL
RECORDS AND REPORTING
NOV 13 AM 10:30
RECEIVED-PPSC

Re: In re: Emergency Petition by D. R. Horton Custom Homes, Inc. to eliminate authority of Southlake Utilities, Inc. to collect service availability charges and AFPI charges in Lake County
Docket No. 981609-WS

In re: Complaint by D. R. Horton Custom Homes, Inc. against Southlake Utilities, Inc. in Lake County regarding collection of certain AFPI charges.
Docket No. 980992-WS

Dear Ms. Bayo:

Enclosed is an original and seven (7) copies and a diskette of Southlake Utilities, Inc.'s Motion for Extension of Time ("Motion").

Accordingly, please file the original Motion and distribute the copies and diskette in accordance with your usual procedures.

If you have any questions or need additional information concerning this matter, please do not hesitate to call me.

Sincerely yours,

Scott G. Schildberg

APP _____
CAF _____
CMP _____
COM 3 _____
OTL _____
EGP 1 _____ SGS/arh
LEG 1 _____ Enclosures
CFC _____
PAI _____
RGO _____
SEC 1 _____
SER _____
OTH _____

cc: Mr. Robert L. Chapman, III
Mr. William J. Deas
Bill L. Bryant, Esquire
Samantha Cibula, Esquire
F. Marshall Deterding, Esquire

DOCUMENT NUMBER-DATE

14560 NOV 13 8

PPSC-RECORDS/REPORTING

In re: Emergency Petition by)	DOCKET NO. 981609-WS
D.R. Horton Custom Homes, Inc.)	
to eliminate authority of)	
Southlake Utilities, Inc. to)	
collect service availability)	
charges and AFPI charges in Lake)	
County)	
<hr/>	
In re: Complaint by D.R. Horton)	DOCKET NO. 980992-WS
Custom Homes, Inc. against)	
Southlake Utilities, Inc. in)	
Lake County regarding collection)	DATE SUBMITTED FOR FILING
of certain AFPI charges.)	November 9, 2000

**Southlake Utilities, Inc.'s
Motion for Extension of Time**

Southlake Utilities, Inc. ("Southlake"), pursuant to Rule 28-106.204, Florida Administrative Code ("FAC"), by and through its undersigned attorneys, hereby moves the Florida Public Service Commission ("Commission") to extend the time for the hearing in these dockets from March 15-16, 2001, to June 2001, to extend the time for filing of Southlake's direct testimony and exhibits to March 1, 2001, and to also extend, as appropriate, the time for filing of, Intervenors' direct testimony and exhibits, Staff's direct testimony and exhibits, Rebuttal testimony and exhibits, and the Prehearing Statements, and the time for the prehearing conference, and as grounds therefore states as follows:

1. On August 11, 2000, the Commission issued Order No. PSC-00-1461-PCO-WS, the Order Establishing Procedure in Docket Nos. 980992-WS and 981609-WS ("Procedure Order"). On October 4, 2000,

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

the Commission issued Order No. PSC-00-1817-PCO-WS, Order Granting Motion for Extension of Time and Changing Filing Dates.

2. On September 15, 2000, representative of the Staff, D. R. Horton Custom Homes, Inc. ("Horton"), and Southlake, met, in part, to discuss the proposed transfer of the majority organizational control of Southlake to its minority shareholders, the work already performed by Southlake's regulatory consultants, and possible procedures for resolving the dispute. Southlake was requested to present a draft report of its regulatory consultants' preliminary findings to the Staff and Horton for their review.

3. On September 28, 2000, Southlake's regulatory consultants submitted a draft report of their preliminary findings to the Staff and to Horton ("Preliminary Findings").

4. On October 11, 2000, representatives of Southlake, the Staff, and Horton met to discuss the Preliminary Findings and procedures for resolving the dispute. The Staff requested that Southlake provide it with three additional reports in order to enable the Staff to fully analyze the Preliminary Findings.

5. On October 19, 2000, Southlake submitted to the Staff and Horton a copy of the first report, Economics Research Associates Memorandum regarding Southlake Utilities Growth Projections.

6. On November 2, 2000, Southlake submitted to the Staff and Horton copies of the second and third reports, a Schedule of Land Account Analysis and a Schedule of Projected Plant Costs by Incremental Expansion.

7. The Staff and Horton now have the information previously requested for analyzing the Preliminary Findings. The Preliminary

Findings contain Southlake's regulatory consultants' analysis of Southlake's service availability charges and AFPI charges, and potential refund amounts. In the event that the correct amounts of such charges and refunds, if any, can be determined prior to the preparation of testimony and exhibits, as well as prior to the hearing, the Commission, Southlake, and the Staff will be able to avoid a great deal of time and expense. At a minimum, the review of the Preliminary Findings may result in a reduction in the number of issues to be addressed in testimony and exhibits, and considered by the Commission at the hearing, which also will serve to reduce time and expense for all parties.

8. No prejudice will occur to any party in this matter if Southlake is granted the requested extension of time and all parties may be benefited.

9. Southlake has contacted F. Marshall Deterding, attorney for Horton, and Samantha Cibula, attorney for the Staff of the Commission. The two (2) attorneys have not yet discussed this requested extension of time with their respective clients at this time.

WHEREFORE, Southlake moves the Florida Public Service Commission to grant an extension of time by moving the hearing date to June 2001, rescheduling the date for filing Utility's direct testimony and exhibits to March 1, 2001, and rescheduling in accordance with its usual procedures the dates for filing Intervenors' direct testimony and exhibits, Staff's direct

testimony and exhibits, Rebuttal testimony and exhibits, Prehearing Statements, and the date of the prehearing conference.

Dated this 9th day of November, 2000.

Respectfully submitted,

**MARTIN, ADE, BIRCHFIELD &
MICKLER, P.A.**

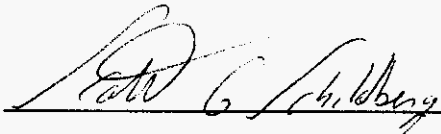
By: 

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Attorneys for Southlake
Utilities, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the original and seven copies of the foregoing Southlake Utilities, Inc.'s Motion for Extension of Time has been furnished to Ms. Blanca Bayo, Director, Department of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Betty Easley Building, Room 110, Tallahassee, Florida 32399-0850, by Federal Express on this 9th day of November, 2000, and that copies of the foregoing have been furnished to Samantha Cibula, Attorney, Florida Public Service Commission, Legal Division, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, and F. Marshall Deterding, Rose, Sundstrom & Bentley, LLP, 2548 Blairstone Pines Drive, Tallahassee, Florida 32301, by U.S. Mail this 9th day of November, 2000.



Attorney