

DISTRICT COURT OF APPEAL
FIRST DISTRICT
STATE OF FLORIDA
TALLAHASSEE, FLORIDA 32399-1850

JON S. WHEELER
CLERK OF THE COURT

(850) 488-6151

November 14, 2000

Blanca S. Bayo, Clerk
Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

990696-WS

RE: Collier County Board of County Comm., et al.
Docket No: 1D00-3127
Lower Tribunal Case No.: "None" v. Florida Public Service Commisison, et al.

Dear Ms. Bayo:

I have been directed by the court to issue the attached mandate in the above-styled cause. It is enclosed with a certified copy of this Court's opinion.

Yours truly,

Jon S. Wheeler
Clerk of the Court

JSW/je
Enclosures

- AI
- CAF
- CMP
- COM
- CTR
- EGR
- LEG
- OPC
- PAI
- RGO
- SEC
- SER
- OTH

c: (letter and mandate only)
Kathleen Schneider
Samantha Cibula
Suzanne Brownless
Richard D. Melson

Michael B. Twomey
Mary Anne Helton
Kenneth A. Hoffman
John L. Wharton

Michael J. Korn
J. Stephen Menton
Donald R. Odom

DOCUMENT NUMBER-DATE

14719 NOV 15 8

FPSC-RECORDS/REPORTING

M A N D A T E

From

DISTRICT COURT OF APPEAL OF FLORIDA FIRST DISTRICT

To Blanca S. Bayo, Director, Division of Records and Reporting

WHEREAS, in that certain cause filed in this Court styled:

COLLIER COUNTY BOARD
OF COUNTY COMM., ET AL.

Case No : 1D00-3127

v.

Lower Tribunal Case No : "None"

FLORIDA PUBLIC SERVICE
COMMISISON, ET AL.

The attached opinion was issued on October 26, 2000.

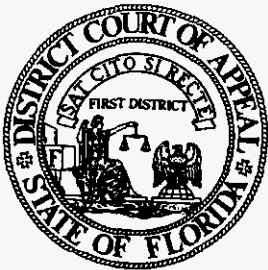
YOU ARE HEREBY COMMANDED that further proceedings, if required, be had in accordance with said opinion, the rules of Court, and the laws of the State of Florida.


WITNESS the Honorable EDWARD T. BARFIELD, Chief Judge

of the District Court of Appeal of Florida, First District,

and the Seal of said Court done at Tallahassee, Florida,

on this 14th day of November 2000.





JON S. WHEELER, Clerk
District Court of Appeal of Florida, First District

DOCUMENT NUMBER-DATE

14719 NOV 15 8

FPSC-RECORDS/REPORTING

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

COLLIER COUNTY BOARD OF COUNTY
COMMISSIONERS; CITRUS COUNTY
BOARD OF COUNTY COMMISSIONERS;
and SARASOTA COUNTY BOARD OF
COUNTY COMMISSIONERS,

NOT FINAL UNTIL TIME EXPIRES
TO FILE REHEARING MOTION AND
DISPOSITION THEREOF IF FILED.

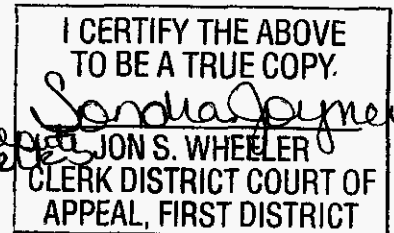
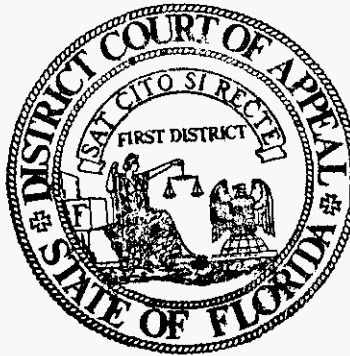
CASE NO. 1D00-3127

Appellants,

v.

FLORIDA PUBLIC SERVICE
COMMISSION; NOCATEE UTILITY
CORPORATION; and INTERCOASTAL
UTILITIES, INC.,

Appellees.



Opinion filed October 26, 2000.

An appeal from an order of the Florida Public Service Commission.

Michael B. Twomey, Tallahassee, for appellants Collier County Board of County Commissioners and Citrus County Board of County Commissioners; Kathleen F. Schneider, Assistant County Attorney, Sarasota, for Sarasota County Board of County Commissioners.

Catherine Bedell, General Counsel, Mary Anne Helton, Associate General Counsel, and Samantha Cibula, Senior Attorney, for the Florida Public Service Commission, Tallahassee.

Richard D. Melson of Hopping, Green, Sams & Smith, Tallahassee, for Nocatee Utility Corporation.

Kenneth A. Hoffman and J. Stephen Menton of Rutledge, Ecenia, Purnell & Hoffman, Tallahassee; Michael B. Wedner, Assistant General Counsel, Jacksonville, for Jacksonville Electric Authority.

PER CURIAM.

This appeal is dismissed without prejudice to appellants' right to timely pursue review after final agency action. See

DOCUMENT NUMBER-DATE

14719 NOV 15 8

FPSC-RECORDS/REPORTING

Charter Medical-Jacksonville, Inc. v. Community Psychiatric Ctrs.
of Fla., Inc., 482 So. 2d 437 (Fla. 1st DCA 1985). The alternative
request for certiorari review is denied.

ERVIN, MINER and KAHN, JJ., concur.

RECEIVED
SERVICES DIVISION
00 NOV 15 AM 8:42
MAIL ROOM