

ORIGINAL



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RECORDS AND
REPORTING

February 21, 2001

Ms. Blanca S. Bayó, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0870

RE: Docket No. 991643-SU

Dear Ms. Bayó:

Enclosed are an original and fifteen copies each of a Motion for Reconsideration and Request for Oral Argument for filing in the above-referenced docket.

Also Enclosed is a 3.5 inch diskette containing the Motion for Reconsideration in WordPerfect for Windows 6.1 format. Please indicate receipt of filing by date-stamping the attached copy of this letter and returning it to this office. Thank you for your assistance in this matter.

Sincerely,

Stephen C. Burgess
Deputy Public Counsel

SCB/dsb
Enclosures

- APP _____
- CAF _____
- CMP _____
- COM 3
- CTR _____
- ECR _____
- LEG 1
- OPC _____
- PAI _____
- RGO _____
- SEC 1
- SER _____
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Motion
 DOCUMENT NUMBER-DATE
 FPSC-BUREAU OF RECORDS 02439 FEB 21 01
 FPSC-RECORDS/REPORTING

Reg. DA
 DOCUMENT NUMBER-DATE
02440 FEB 21 01
 FPSC-RECORDS/REPORTING

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
Filed: February 21, 2001


REQUEST FOR ORAL ARGUMENT

The Citizens of the State of Florida, through their attorney, the Public Counsel, pursuant to Rule 25-22.058, Florida Administrative Code, hereby request oral argument on their Motion for Reconsideration, filed in this docket contemporaneously with this pleading. As grounds, the Citizens submit:

1. In their motion, the Citizens assert, among other allegations, that in reaching its findings, the Commission applied policy from two previous cases that are factually distinguishable from the current set of circumstances. If, in fact, the Commission did apply factually distinguishable cases, then obviously the Commission overlooked the nuances that distinguish the current case from the cited cases. The OPC seeks the opportunity to demonstrate the distinctions, and believes that the give-and-take format of oral argument would be the most effective means to assure that demonstration. Accordingly, in the interest of assuring that the Commission does not perpetuate this unintentional injustice caused by overlooking a significant factual distinction, the Commission should grant oral argument for this motion.

Respectfully submitted,

Jack Shreve
Public Counsel


Stephen C. Burgess
Deputy Public Counsel

DOCUMENT NUMBER-DATE

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Attorneys for the Citizens
of the State of Florida

CERTIFICATE OF SERVICE
DOCKET NO. 991643-SU

I HEREBY CERTIFY that a copy of the foregoing REQUEST FOR ORAL ARGUMENT has been furnished by U.S. Mail or *hand-delivery to the following parties this 21st day of February, 2001.

Ralph Jaeger*
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

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Stephen C. Burgess
Deputy Public Counsel