

ORIGINAL



JACK SHREVE
PUBLIC COUNSEL

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OFFICE OF THE PUBLIC COUNSEL

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COMMISSION
CLERK

June 2, 2001

Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 991437-WU

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are the original and 15 copies of Citizens' Motion to Require Production of Documents in One Week.

Please indicate the time and date of receipt on the enclosed duplicate of this letter and return it to our office.

Sincerely,

Charles J. Beck,
Deputy Public Counsel

- APP _____
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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

08138 JUL-20

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for increase)
In water rates in Orange County)
By Wedgefield Utilities, Inc.)

Docket no. 991437-WU

Filed July 2, 2001

MOTION TO REQUIRE PRODUCTION OF DOCUMENTS IN ONE WEEK

The Citizens of Florida (Citizens), by and through Jack Shreve, file this motion seeking an order from the Prehearing Officer requiring Wedgefield Utilities, Inc. , (Wedgefield) to produce requested time sheets of attorney Girtman one week from today.

1. On October 30, 2000, Wedgefield filed direct testimony by Erin Nichols. Exhibit ELN-2 attached to this testimony contained an estimate of rate case expense for the utility. On June 25, 2001, Wedgefield filed a motion to allow Carl Wenz to adopt the testimony of Erin Nichols, and Citizens do not oppose that motion.

2. Late last Friday afternoon, Wedgefield filed an exhibit CJW-5, which purports to be an update to exhibit ELN-2, the estimate of rate case expense. Exhibit CJW-5 claims to provide actual rate case expense through June, 2001, and a new estimate for remaining rate case expense.

3. The exhibit shows tasks and hours on a daily basis for consultant Frank Seidman. No such information is included for attorney Girtman, however. The exhibit

for attorney Girtman only shows monthly totals. Tasks are shown, but without times for each task.

4. In order to receive this information, Citizens have served our fifth set of requests for documents to Wedgefield today. It asks for attorney Girtman's time sheets so that we will be able to tell the amount of time spent on each task.

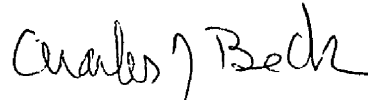
5. Citizens request the Prehearing Officer to require Wedgefield to produce these documents in one week.

6. These documents are necessary in order to present the Commission sufficient detailed information on rate case expense so that the Commission can make an informed decision. Otherwise, there will be no way to tell the amount of time spent on specific tasks by attorney Girtman.

7. Citizens believe that Wedgefield does not object to this time frame for producing documents, but it does object to producing such documents without a reciprocal production of similar documents from the office of Public Counsel. Citizens have informed Wedgefield that such documents are irrelevant to the issue of rate case expense, and that such documents for attorneys in the Office of Public Counsel do not exist in any event.

WHEREFORE, Citizens request the Prehearing Officer to order Wedgefield to produce the documents responsive to the Citizens' fifth set of requests for production of documents by July 9, 2001.

Respectfully submitted,



Charles J. Beck
Deputy Public Counsel
Fla. Bar No. 217281

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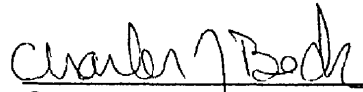
(850) 488-9330

Attorney for Florida's Citizens

DOCKET NO. 991437-WU
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S.

Mail or hand-delivery to the following parties on this 2nd day of July, 2001.



Charles J. Beck

Jason Fudge
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