

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 010503-WU
ORDER NO. PSC-01-2328-PCO-WU
ISSUED: November 29, 2001

ORDER GRANTING MOTION FOR EXTENSION
OF TIME TO FILE REBUTTAL TESTIMONY AND
SECOND ORDER ESTABLISHING NEW CONTROLLING DATE
FOR FILING REBUTTAL TESTIMONY

By Orders Nos. PSC-01-1680-PCO-WU and PSC-01-1752-PCO-WU, issued August 17, 2001 and August 28, 2001, respectively, a procedural schedule was established setting forth the controlling dates for this docket. However, on November 20, 2001, Aloha Utilities, Inc. (Aloha) filed its Unopposed Motion for Extension of Time to File Rebuttal Testimony (Motion).

In that Motion, Aloha cites the Thanksgiving holiday and the number of witnesses in this case as factors requiring more time to prepare and file appropriate rebuttal testimony. Also, Aloha notes that both Aloha's counsel and its consulting engineer are involved in a proceeding in another jurisdiction with almost identical timetables. Based on all the above, and noting that all parties have stated that they do not oppose an extension, Aloha requests that it be given a four-day extension of time in which to file its rebuttal testimony.

Having considered all the above, the request of Aloha appears to be reasonable, and rebuttal testimony shall now be due on December 10, 2001. All other controlling dates shall remain the same.

Based on the foregoing, it is

ORDERED by Commissioner Michael A. Palecki, as Prehearing Officer, that the Unopposed Motion for Extension of Time to File Rebuttal Testimony filed by Aloha Utilities, Inc., is granted and the date for filing rebuttal testimony is now December 10, 2001. It is further

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ORDERED that all other controlling dates remain the same. It is further

ORDERED that Orders Nos. PSC-01-1680-PCO-WU and PSC-01-1752-PCO-WU are reaffirmed in all other respects.

By ORDER of Commissioner Michael A. Palecki, as Prehearing Officer, this 29th day of November, 2001.



MICHAEL A. PALECKI
Commissioner and Prehearing Officer

(S E A L)

RRJ

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

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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, 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 the Commission Clerk and Administrative Services, 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.