

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
ORDER NO. PSC-02-0118-PCO-WU
ISSUED: January 25, 2002

ORDER GRANTING JOINT MOTION FOR CONTINUATION OF HEARING
AND DEFERRING RULING ON COMMISSION APPROVAL
OF SETTLEMENT AGREEMENT

By Order No. PSC-00-1895-PCO-WU, issued October 16, 2000 (Order Establishing Procedure), this docket was scheduled for an administrative hearing on January 23 and 24, 2001. By Order No. PSC-00-2182-PCO, issued November 15, 2000 (Order Modifying Order Establishing Procedure), the hearing dates were revised to March 15 and 16, 2001, along with the other key activities dates. All controlling dates and key activities dates were abated by Order No. PSC-00-2365-PCO-WU, issued December 8, 2000. By Order No. PSC-01-0544-PCO-WU, issued March 8, 2001 (Second Order Modifying Order Establishing Procedure), a hearing was scheduled in this docket for July 25 and 26, 2001, and the discovery cutoff date was established as July 18, 2001.

On July 19, 2001, Order No. PSC-01-1502-PHO-WU (Prehearing Order), was issued. By Order No. PSC-01-1511-PCO-WU, issued July 20, 2001, OPC's Motion to Reschedule Hearing was granted due to Wedgefield's failure to notice the customers in accordance with Rule 25-22.0407, Florida Administrative Code. By Order No. PSC-01-1591-PCO-WU, issued August 2, 2001, the hearing was rescheduled for January 28, 2002, and January 29, 2002.

On January 25, 2002, Wedgefield and the Office of Public Counsel (OPC) filed a Joint Motion Seeking Commission Approval of Settlement Agreement and Continuation of Hearing. In support of the Motion, the parties state that Wedgefield and OPC have entered into a settlement agreement. The parties state that pending Commission consideration of the settlement agreement, Wedgefield and OPC request the Commission to continue the hearing currently set for January 28 and 29, 2002. Commission staff has no objection to the continuation of the hearing. There are no other parties to the docket.

DOCUMENT NUMBER DATE

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FPCO-CON. HEARING CLERK

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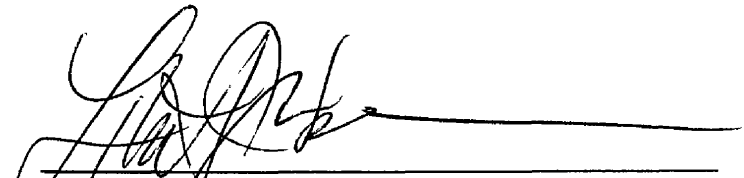
Since Wedgefield and OPC have reached a settlement, it is appropriate to continue the hearing dates. However, it is appropriate for approval of the settlement to be addressed by the Commission at a future time. Therefore, the Joint Motion Seeking Commission Approval of Settlement Agreement is deferred for ruling at a future time.

Based on the foregoing, it is

ORDERED by Chairman Lila A. Jaber, as Prehearing Officer, that the Joint Motion for Continuation of Hearing is granted. It is further

ORDERED that the Joint Motion Seeking Approval of Settlement Agreement is deferred for ruling at future time by the Commission.

By ORDER of Chairman Lila A. Jaber, as Prehearing Officer, this 25th day of January, 2002.



LILA A. JABER
Chairman and Prehearing Officer

(S E A L)

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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

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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 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.