

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application of )  
HIGHLANDS UTILITIES CORPORATION )  
for extension of wastewater )  
service in Highlands County, FL )  
\_\_\_\_\_ )

Docket No. 00-1660-00

001660

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MOTION TO ABATE

HIGHLANDS UTILITIES CORPORATION ("HUC"), by and through its undersigned attorneys, moves that the Prehearing Officer enter an Order abating this action until May 10, 2002, and in support thereof states:

1. HUC and the Town of Lake Placid ("Town") have been negotiating a settlement of their dispute over who should provide wastewater service to certain areas in Highlands County, and have reached an agreement. However, the agreement must be approved by the Town Council which cannot take the matter up until its May 6, 2002 meeting.

2. The responses to Staff's discovery are currently due from HUC and the Town, and HUC has prefiled direct testimony due on April 19, 2002.

3. The parties believe that the Town will approve the settlement and they desire to avoid further time and expense in

AUS \_\_\_\_\_  
CAF \_\_\_\_\_ this proceeding.

- CMP \_\_\_\_\_
- COM 3
- CTR \_\_\_\_\_
- ECR \_\_\_\_\_
- GCL \_\_\_\_\_
- OPC \_\_\_\_\_
- MMS \_\_\_\_\_
- SEC 1
- OTH \_\_\_\_\_

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R. V. W.  
FPSC-BUREAU OF RECORDS

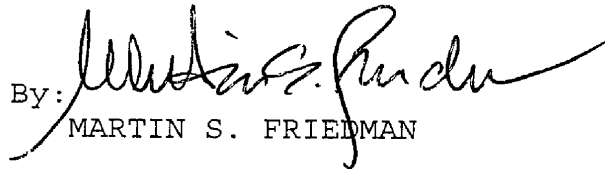
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4. The undersigned has discussed this Motion with the attorney for the Town who has authorized the undersigned to represent that he consents to the granting of this Motion.

WHEREFORE, HUC respectfully requests the Prehearing Officer to enter an Order abating this action, and if the Town does not approve the settlement, to allow HUC until May 13, 2002 within which to file its prefiled testimony and the parties until May 17, 2002 within which to respond to Staff's discovery.

Respectfully submitted on this  
17th day of April, 2002, by:

ROSE, SUNDSTROM & BENTLEY, LLP  
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(850) 877-6555

BY:   
MARTIN S. FRIEDMAN

highland\abate.mot

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via U.S. Mail this 17<sup>th</sup> day of April, 2002, to:

Jeffrey Brown, Esquire  
Oertel, Hoffman  
Post Office Box 1110  
Tallahassee, Florida 32302-1110

Ralph Jaeger  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

  
MARTIN S. FRIEDMAN