## RUTLEDGE, ECENIA, PURNELL & HOURAGINAL

PROFESSIONAL ASSOCIATION ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A ECENIA KENNETH A HOFFMAN THOMAS W KONRAD MICHAEL G. MAIDA MARTIN P MCDONNELL J. STEPHEN MENTON

POST OFFICE BOX 551, 32302-0551 215 SOUTH MONROE STREET, SUITE 420 TALLAHASSEE, FLORIDA 32301-1841

> TELEPHONE (850) 681-6788 TELECOPIER (850) 681-6515

R DAVID PRESCOTT HAROLD F X. PURNELL MARSHA E. RULE GARY R. RUTLEDGE

VIA HAND DELIVERY

GOVERNMENTAL CONSULTANTS MARGARET A MENDUNI M LANE STEPHENS

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October 18, 2002

Ms. Blanca S. Bayo, Director Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard, Room 110 Tallahassee, Florida 32399-0850

Re: Docket No. 020554-WS

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket on behalf of Florida Water Services Corporation ("Florida Water") are an original and fifteen (15) copies of Florida Water's Motion for Continuance.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

Thank you for your assistance with this filing.

Sincerely,

Kenneth A. Hoffman

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Enclosures

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## **BEFORE THE FLORIDA PUBLIC SERVICE COMMISISON**

In re: Petition by Florida Water)Services Corporation (FWSC) for)determination of exclusive jurisdiction over)FWSC's water and wastewater land and)facilities in Hernando County, and)application for certificate of authorization)for existing utility currently charging for)service.)

Docket No. 020554-WS

Filed: October 18, 2002

## FLORIDA WATER SERVICES CORPORATION'S MOTION FOR CONTINUANCE

Florida Water Services Corporation ("Florida Water"), by and through its undersigned counsel, and pursuant to Rule 28-106.210, Florida Administrative Code, hereby requests the Prehearing Officer to enter an Order continuing the final hearing currently scheduled in this case for March 19-21, 2003, and postponing the other current Controlling Dates set forth in the <u>Order Establishing Procedure</u>, Order No. PSC-02-1316-PCO-WS, issued September 30,2002, for a period of at least three months. In support of this Motion, Florida Water states as follows:

1. Pursuant to the <u>Order Establishing Procedure</u>, the final hearing in this case is scheduled for March 19-21, 2003. Florida Water's prefiled direct testimony is due December 13, 2002.

2. Florida Water has entered into an agreement for the sale of its assets to the Florida Water Services Authority. In view of that sale, Florida Water maintains that the development of testimony, conducting discovery and preparing for and participating in a final hearing may be unnecessary in view of the sale to the Authority. To avoid a potential unnecessary expenditure of time and resources by the parties and the Commission, Florida Water believes it would be appropriate to postpone the Controlling Dates and continue the final hearing for a period of at least

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three months.

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3. Counsel for Florida Water has conferred with counsel for Intervenor/Objectors Hernando County and Pasco County and is authorized to represent that these parties do not object to the relief requested in this Motion.

WHEREFORE, for the foregoing reasons, Florida Water respectfully requests that the Prehearing Officer grant this Motion and enter an Order rescheduling the Controlling Dates in the <u>Order Establishing Procedure</u> for a period of at least three months and continuing and rescheduling the final hearing for a three day hearing on or after June 19, 2003.

Respectfully submitted,

KENNETH A. HOFFMAN, ESQUIRE J. STEPHEN MENTION, ESQUIRE Rutledge, Ecenia, Purnell & Hoffman, P.a. P.O. Box 551 Tallahassee, Florida (850) 681-6788 (Telephone) (850) 681-6515 (Telecopier)

Attorneys for Florida Water Services Corporation

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of Florida Water Services Corporation's Motion for Continuance was furnished by United States to the following this 18th day of October, 2002:

Kent Weissinger, Esq. Hernando County Legal Department 20 North Main Street Room 462 Brooksville, FL 34601

Lorena A. Holley, Esq. **Division of Legal Services** Florida Public Service Commission 2540 Shumard Oak Boulevard Room 370 Tallahassee, FL 32399-0850

Joseph D. Richards, Esq. Assistant County Attorney Pasco County, Florida, Office of the County Attorney West Pasco Government Center 7530 Little Road, Suite 340 New Port Richey, FL 34654

Robert Bruce Snow, Esq. 112 N. Orange Avenue Brooksville, FL 34601

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