

In re: Investigation into  
proposed sale of Florida Water  
Services Corporation.

DOCKET NO. 021066-WS  
ORDER NO. PSC-02-1568-PCO-WS  
ISSUED: November 14, 2002

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By Petition filed November 1, 2002, Charlotte County requests leave to intervene in this proceeding. In support of its Petition, the utility states that Florida Water Services Corporation (FWSC) currently operates both water and wastewater facilities in Charlotte County. The County provides wholesale utility services to FWSC pursuant to a written contract and pursuant to its ratemaking authority under Chapter 153, Florida Statutes. Charlotte County is one of several counties in the state of Florida operating pursuant to authority granted by Chapters 125 and 153, Florida Statutes, and alleges that it is substantially affected by the proposed sale of FWSC. Charlotte County also argues that the County and its residents', who are customers of FWSC, have substantial interests that will be affected by any subsequent Commission decisions, actions, or determinations made in this docket. No response in opposition to the Petition has been filed.

Having reviewed the Petition, it appears that the County's substantial interests may be affected by this proceeding. Therefore, the Petition shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, Charlotte County takes the case as it finds it.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the Petition to Intervene, filed by Charlotte County, is hereby granted. It is further

ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents that are hereinafter filed in this proceeding, to John R. Marks,

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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III, Knowles, Marks & Randolph, P.A., 215 South Monroe Street,  
Suite 130, Tallahassee, Florida 32301.

By ORDER of the Florida Public Service Commission this 14th  
day of November, 2002.

BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

By: Kay Flynn  
Kay Flynn, Chief  
Bureau of Records and Hearing  
Services

( 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 hearing or judicial review will be granted or result in the relief sought.

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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.