

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for amendment  
of Certificate Nos. 496-W and  
465-S to extend water and  
wastewater service areas in Lake  
County by Lake Utility Services,  
Inc.

DOCKET NO. 020907-WS

FILED: AUGUST 4, 2003

STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-03-0099-PCO-WS, issued January 15, 2003, the Staff of the Florida Public Service Commission files its Prehearing Statement as follows:

A. Witnesses

Marina Pennington

B. Exhibits

Staff does not intend to sponsor any exhibits, but reserves the right to use exhibits for the purpose of cross-examination.

C. Basic Position

Staff's positions are preliminary and based on materials filed by the parties and on discovery. The preliminary positions are offered to assist the parties in preparing for the hearing. Staff's final positions will be based upon all the evidence in the record and may differ from the preliminary positions stated herein.

D. Issues of Fact, Law and Policy

The following are issues identified by Staff and its positions on these issues. Staff's positions are preliminary, are based upon materials filed by the utility or obtained through discovery, and are intended to inform the parties of Staff's preliminary positions. Staff's final positions will be based upon an analysis of the evidence presented at the hearing.

DOCUMENT NUMBER - DATE

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FPSC-COMMISSION CLERK

ISSUE 1: Is there a need for service in the proposed territory, and if so, when will service be required?

POSITION: Staff takes no position at this time pending further development of the record.

ISSUE 2: Does the applicant have the financial ability to serve the proposed territory?

POSITION: Yes.

ISSUE 3: Does the applicant have the technical ability to serve the proposed territory?

POSITION: Yes.

ISSUE 4: Does the applicant have sufficient plant capacity to serve the requested territory?

POSITION: Yes.

ISSUE 5: Is the proposed amendment consistent with the local comprehensive plan?

POSITION: No. (Pennington)

ISSUE 6: Will the proposed amendment to the applicant's territory duplicate or compete with any other system?

POSITION: Staff takes no position at this time pending further development of the record.

ISSUE 7: If the proposed amendment would result in an extension of a system which would be in competition with, or a duplication of another system, is that system inadequate to meet the reasonable needs of the public or is the owner of the system unable, unwilling or neglecting to provide reasonably adequate service to the proposed territory?

**POSITION:** Staff takes no position at this time pending further development of the record.

**ISSUE 8:** Do the entities objecting have the financial ability to serve the requested territory?

**POSITION:** Staff takes no position at this time pending further development of the record.

**ISSUE 9:** Do the entities objecting have the technical ability to serve the requested territory?

**POSITION:** Staff takes no position at this time pending further development of the record.

**ISSUE 10:** Do the entities objecting have sufficient plant capacity to serve the requested territory?

**POSITION:** Staff takes no position at this time pending further development of the record.

**ISSUE 11:** Are the objecting entities' proposals to serve the area consistent with the local comprehensive plan?

**POSITION:** No. (Pennington)

**ISSUE 12:** Is it in the public interest for the applicant to be granted an amendment to Certificate Nos. 496-W and 465-S for the territory proposed in its application?

**POSITION:** Staff takes no position at this time pending further development of the record.

E. Stipulated Issues

There are no stipulated issues at this time.

F. Pending Motions

There are no motions pending at this time.

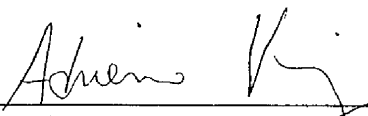
G. Pending Confidentiality Claims or Requests

There are no pending confidentiality claims or requests at this time.

H. Compliance with Procedural Orders

Staff has complied with all the requirements of Order Nos. PSC-03-0099-PCO-WS, PSC-03-0279-PCO-WS and PSC-03-0720-PCO-WS.

Respectfully submitted this 4<sup>th</sup> day of August, 2003.

  
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ADRIENNE E. VINING, Senior Attorney  
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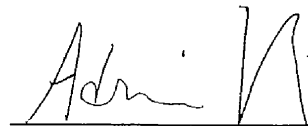
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of **STAFF'S  
PREHEARING STATEMENT** has been furnished by U.S. Mail, this 4<sup>th</sup> day  
of August, 2003, to the following:

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