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REPLY TO ALTAMONTE SPRINGS

MARTIN S. FRIEDMAN, P.A.
VALERIE L. LORD, OF COUNSEL
(LICENSED IN TEXAS ONLY)

February 27, 2004

Ms. Blanca Bayo
Commission Clerk and Administrative Services Director
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Re: Docket No. 020745-SU; Application of Island Environmental Utility, Inc., for an
Original Wastewater Certificate in Charlotte County, Florida
Our File No.: 37025.01

Dear Ms. Bayo:

Enclosed please find for filing in the above-referenced docket the original and seven
(7) copies of Island Environmental Utility, Inc.'s Motion to Abate Proceeding and to Revise
Case Assignment Scheduling Record.

Very truly yours,



MARTIN S. FRIEDMAN
For the Firm

MSF/mp
Enclosures

Dictated by Mr. Friedman
but signed in his absence
to avoid delay in mailing.

cc: Rosanne Gervasi, Esquire (w/enclosure) (via facsimile)
Jannette S. Knowlton, Esquire (w/enclosure)
W. Kevin Russell, Esquire (w/enclosure)
Gary L. Wilkins, Esquire (w/enclosure)
Mr. Ronald Koenig (w/enclosure)
Mrs. Linda Bamfield (w/enclosure)
D. Bruce May, Jr. (w/enclosure)
Mr. John R. Boyer (w/enclosure)
Mr. Dean Beckstead (w/enclosure)

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

**IN RE: Application for certificate to
provide wastewater service in Charlotte
County by Island Environmental
Utility, Inc.**

Docket No. 020745-SU

**MOTION TO ABATE PROCEEDING AND TO REVISE
CASE ASSIGNMENT SCHEDULING RECORD**

Island Environmental Utility, Inc. (*Island Environmental*), through its undersigned attorney, requests that the Florida Public Service Commission (*Commission*) abate this proceeding and revise the Case Assignment Scheduling Record, and in support shows:

1. Island Environmental's application for a certificate to provide wastewater service in Charlotte County, Florida (*Application*) is currently pending before this Commission.
2. In accordance with its standard practices, this Commission has issued an order establishing procedure setting forth the dates on which the Commission Staff and all other parties to this matter were to take certain actions so that this proceeding could move forward in an orderly fashion. Commission Staff has issued a Case Assignment and Scheduling Record (*CASR*) reflecting the dates specified by this Commission in its order.
3. The CASR has since been revised a number of times during the pendency of this proceeding at the request of various parties, including interested persons who intervened in this proceeding (*Intervenors*).
4. Several new interested persons have petitioned this Commission for leave to intervene in this proceeding. These motions are currently pending.
5. These potential Intervenors wish to file direct testimony; however, the date

established by this Commission for filing direct testimony has passed.

6. Island Environmental wishes to restate and re-file the Application in order to reflect certain changes in Island Environmental's proposal to provide wastewater service to the area and to clarify certain issues raised by Commission Staff since the official filing date of the Application. Doing so will allow the other parties an opportunity too address the new filing.

7. This proceeding is currently set for hearing on April 13 and 14, 2004.

8. Island Environmental will be prejudiced if it is not permitted to restate and re-file the Application. Other parties may be prejudiced if they do not have adequate time to consider the restated Application and an opportunity to file testimony responding to the restated Application. Island Environmental will be prejudiced by not having adequate time to consider and respond to the Intervenors' testimony if the Intervenors are allowed to file direct testimony so close to the hearing date.

9. Island Environmental's attorneys have attempted to contact all of the Intervenors and other interested parties, and Intervenors, Charlotte County, James Wade, and The Preserve of Don Pedro Owners Association do not have any objection to abating this proceeding. The other Intervenors have not responded as of the date of filing this Motion.

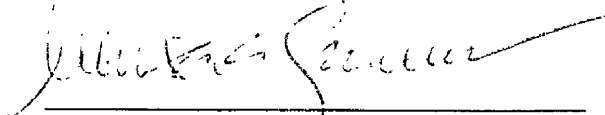
10. The interests of all parties and justice will be served if this proceeding is abated and the CASR is revised to permit all parties who desire to do so to file testimony and other responsive pleadings.

11. Abating this proceeding will allow Charlotte County time to amend its Comprehensive Plan to permit the implementation of Island Environmental's proposal to provide centralized wastewater service in the proposed service area.

12. Island Environmental respectfully requests that this Commission grant its request that this matter be abated for 60 days from the date it issues the order granting this motion, and instructing Commission Staff to revise the Case Assignment and Scheduling Record accordingly.

Respectfully submitted on this 27th day of February, 2004.

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Martin S. Friedman, Esquire
For the Firm

CERTIFICATE OF SERVICE
DOCKET NO. 020745-SU

I HEREBY CERTIFY that a true and correct copy of the foregoing Motion to Abate has been furnished by U.S. Mail to the following parties on this 27th day of February, 2004:

Mr. Ronald Koenig
8006 Lago Vista Drive
Tampa, FL 33614

Mrs. Linda Bamfield
P.O. Box 5063
Grove City, FL 34224

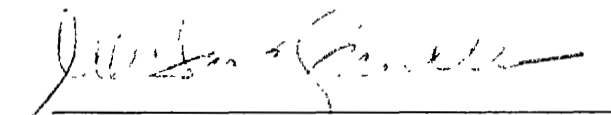
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