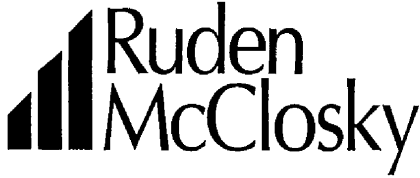


ORIGINAL



215 SOUTH MONROE STREET
SUITE 815
TALLAHASSEE, FLORIDA 32301

(850) 412-2000
FAX: (877) 604-6230
KATHRYN.COWDERY@RUDEN.COM

March 25, 2004

Via Hand Delivery

RECEIVED FPSC
MAR 25 PM 2:12
COMMISSION
CLERK

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

Re: Docket No. 980876-WS
Application for Certificate to Operate a Water and Wastewater Utility in Marion
County by Ocala Springs Utilities Inc.

Dear Ms. Bayo:

Enclosed for filing at Staff's request are an original and seven copies of the Amended
Second Motion for Extension of Time of Ocala Springs Utilities Inc.

Please acknowledge receipt of the foregoing by stamping the enclosed extra copy of this
letter and returning same to my attention.

Sincerely,

RUDEN, McCLOSKY, SMITH,
SCHUSTER & RUSSELL, P.A.

Kathryn G.W. Cowdery
Attorney

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

- AUS _____
- CAF _____
- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- MMS _____
- SEC I
- OTH _____

Enclosures

cc w/enc.: Patti Daniel (hand delivery)

TAL:46829:1

RUDEN, McCLOSKY, SMITH, SCHUSTER & RUSSELL, P.A.

DOCUMENT NUMBER-DA7

CARACAS • FT. LAUDERDALE • MIAMI • NAPLES • ORLANDO • PORT ST. LUCIE • SARASOTA • ST. PETERSBURG • TALLAHASSEE • TAMPA • WEST PALM BEACH

03951 MAR 25 2004

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for certificates)
to operate a water and wastewater)
utility in Marion County by Ocala)
Springs Utilities Inc.)

Docket No. 980876-WS

Filed: March 25, 2004

AMENDED
SECOND MOTION FOR EXTENSION OF TIME
OF OCALA SPRINGS UTILITIES INC.

Ocala Springs Utilities Inc. ("OSUI"), by and through its undersigned attorneys, hereby files this Amended Second Motion for Extension of Time of Ocala Springs Utilities Inc. ("Amended Second Motion"), and states:

1. As set forth in the Second Motion for Extension of Time of Ocala Springs Utilities Inc., in early 2003, the State of Florida (the "State") and Avatar Properties Inc. ("API") began preliminary discussions regarding the State's possible purchase of the property for preservation and conservation pursuant to the Florida Forever Program. Since the filing of the Second Motion for Extension of Time, the State and API have been in active negotiations regarding the possible purchase by the State of the Ocala Springs property. It continues to be the case that if the property is not sold to the State, API will develop the property as a primary residential community and/or active adult community. The determination as to whether the property will be developed or sold to the State of Florida should be known in the second quarter of 2004.

2. The current estimated time frame for OSUI permitting and construction, which covers the current negotiations with the State, and subsequent development of the community in the event the property is not sold to the State, is as follows:

Negotiations on offer from the State to acquire property	March/April 2004
If applicable: contract between State and API	June/July 2004
If applicable: closing on sale/ cancellation of PSC certificate	August/September 2004
If the State and API do not enter into a contract for the sale of the Ocala Springs property to the State:	
Final decision as to type of development (active adult vs. traditional residential)	October 2004
Commencement of replanning and replatting of development with Marion County	December 2004
Consumptive use permit application submitted to Water Management District	February 2005
Construction permit application for water and wastewater facilities submitted to DEP	February 2005
Submit to PSC copies of detailed system maps and evidence of ownership of plant sites	April 2005
File with PSC application to establish initial water and wastewater rates	April 2005
Major advertising effort begins for the Ocala Springs development	May 2005
Construction to begin on water and wastewater facilities	July 2005

The timeframe for permitting and construction is approximately one year and 4 months later than was anticipated prior to commencement of negotiations for sale of the property to the State.

3. The Florida Public Service Commission (“PSC”) ordered in Order No. PSC-02-0180-PCO-WS that OSUI is on notice that if the rate information is not filed by December 7, 2003: “Commission staff will bring a recommendation for the Commission’s consideration addressing whether certificate revocation proceedings

should be initiated pursuant to Section 367.111, Florida Statutes.” OSUI believes that Staff should not recommend that certificate revocation proceedings should be initiated because API and OSUI are proceeding in good faith regarding the ultimate development or sale to the State of the affected property, and because there is no alternative water and wastewater utility service provider available to serve the property. The reasons why the PSC granted OSUI’s request for extension of time in Order PSC-02-0180-PCO-WS, and the reasons set forth in Second Motion for Extension of Time remain valid reasons for granting this Amended Second Motion.

4. It continues to be the case that there is no water and wastewater utility service provider available to Ocala Springs except OSUI. Granting of this motion would be in the public interest because it allows a certificated utility to remain in existence to be ready to serve a proposed development where there is no other utility provider in existence, in the event that this property is not sold to the State pursuant to the Florida Forever Plan. In the event of no sale to the State, the continued certification of OSUI as service provider for Ocala Springs remains important to an orderly development, regulatory and permitting process.

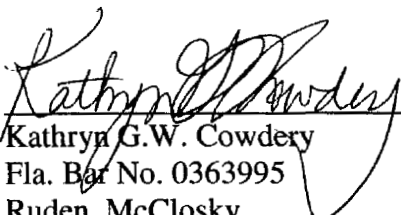
WHEREFORE, OSUI respectfully requests that:

1. The Commission grant a one year and four month extension of time from the December 7, 2003 filing date established by Order No. PSC-02-0180-PCO-WS until April 7, 2005, in which to file the information required by Order Nos. PSC-98-1374-PCO-WS and PSC-98-1644-FOF-WS, as set forth herein;

2. Certificate revocation proceedings not be commenced for the reasons set forth herein; and

3. The Commission grant such other relief as is appropriate.

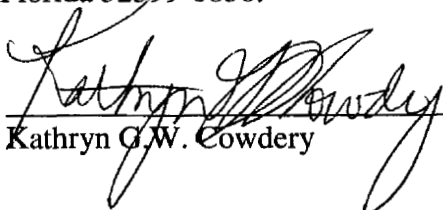
Respectfully submitted this 25th day of March 2004.


Kathryn G.W. Cowdery
Fla. Bar No. 0363995
Ruden, McClosky
215 S. Monroe St., Suite 815
Tallahassee, FL 32301
(850) 412-2000

Attorneys for Ocala Springs Utilities Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Amended Second Motion for Extension of Time of Ocala Springs Utilities Inc. has been furnished this 25th day of March 2004, by hand delivery to Katherine Fleming, Office of the General Counsel, Gunter Building, Room 301D, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.


Kathryn G.W. Cowdery