

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Application for increase in water rates for Seven Springs System in Pasco County by Aloha Utilities, Inc. | DOCKET NO. 010503-WU
ORDER NO. PSC-04-0745-PCO-WU
ISSUED: August 3, 2004

ORDER GRANTING OPC'S MOTION FOR EXTENSION OF TIME

Aloha Utilities, Inc. (Aloha or utility) petitioned the Commission for a hearing concerning Proposed Agency Action Order No. PSC-04-0122-PAA-WU, which had required the utility to make an additional refund of the interim increase it collected during its appeal of Order No. PSC-02-0593-FOF-WU. By Order No. PSC-04-0614-PCO-WU, the Commission decided to set Aloha's protest for an informal Section 120.57(2) proceeding. On July 12, 2004, Aloha filed a Motion to Terminate Informal Proceeding and Convene a Formal Proceeding. On July 23, 2004, the Office of Public Counsel (OPC) filed a motion seeking an extension of time to respond to Aloha's Motion to Terminate. OPC seeks until August 2, 2004, to file its response. No party objected to OPC's request for an extension of time. Having considered the pleadings, the extension of time shall be granted, and OPC shall have through August 2, 2004, to file its response to Aloha's July 12, 2004, motion.

Based on the foregoing, it is

ORDERED by Chairman Braulio L. Baez, as Prehearing Officer, that the Office of Public Counsel's Motion for Extension of Time through August 2, 2004, to file its response is granted as set out above.

By ORDER of Chairman Braulio L. Baez, as Prehearing Officer, this 3rd day of August, 2004


BRAULIO L. BAEZ
Chairman and Prehearing Officer

(SEAL)

RRJ

DOCUMENT NUMBER-DATE

08434 AUG-3 3

FPSC-COMMISSION CLERK

ORDER NO. PSC-04-0745-PCO-WU
DOCKET NO. 010503-WU
PAGE 2

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.

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; or (2) 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.