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Sent: Friday, October 21, 2011 4:28 PM
To: Filings@psc.state.fl.us
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Subject: RE: 100330-WS Electronic Filing
Attachments: Joint Motion to Move Brief Filing Date.PDF
Electronic Filing

a. Person responsible for this electronic filing:

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b. Docket No. 100330-WS

In Re: Application for increase in water/wastewater rates in Alachua, Brevard, DeSoto, Hardee, Highlands, Lake, Lee, Marion, Orange, Palm Beach, Pasco Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc.

c. Document being filed on behalf of Office of Public Counsel

d. There are a total of 3 pages.

e. The document attached for electronic filing is Citizens, Attorney General's Office, Yes Companies, LLC. D/B/A/ Arredondo Farms, and Pasco County (Intervenors) Joint Motion to Move the Brief Date to January 6, 2012.

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DOCUMENT NUMBER-DATE

07744 OCT 21 =

10/21/2011

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

**In Re: Application for increase in water and
wastewater rates in Alachua, Brevard,
DeSoto, Highlands, Lake, Lee, Marion,
Orange, Palm Beach, Pasco, Polk, Putnam
Seminole, Sumter, Volusia, and Washington
Counties by Aqua Utilities Florida, Inc.**

DOCKET NO. 100330-WS

FILED: October 21, 2011

JOINT MOTION TO MOVE BRIEF FILING DATE

The Citizens of the State of Florida, by and through the Office of Public Counsel, Attorney General's Office, Yes Companies, LLC. D/B/A Arredondo Farms, and Pasco County (Intervenors), file this Joint Motion to Move the Brief Filing Date to January 6, 2012. As grounds in support of this motion, Intervenors state as follows:

1. By Order No. PSC-11-0309-PCO-WS, Order Establishing Procedure (OEP), the schedule in this docket was established.
2. According to the OEP, the hearing dates are set for November 29-30, and December 1, 7, and 8, 2011. On the Commission's website, the posted due date for the technical hearing transcripts is December 16, 2011. A mere two weeks later, December 30, 2011, the parties' post hearing briefs are due. It should be noted that this 2 week period includes a major holiday.
3. The transcripts are an essential element of drafting the post hearing briefs. Without the transcripts, parties cannot cite to the record. There are over 30 issues to be briefed in this matter. At least half of these issues will require substantive arguments citing to the record which is not possible without the transcript of the hearing.
4. The transcript due date and the post hearing brief date as scheduled today do not provide the parties sufficient time to draft their briefs. This is especially problematic given the holidays when support staff will be unavailable due to vacation days. Thus, as it stands currently, the two week schedule creates an undue hardship on the parties' ability to draft their post hearing briefs.

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5. Therefore, the Interveners jointly request that the Commission move the post hearing briefs due date to January 6, 2012. Moving the post hearing brief due date until January 6, 2012, will give the Commission staff four weeks before the scheduled recommendation filing date while providing the parties with three weeks with the transcript to draft the briefs.

6. Counsel for Aqua has indicated that due to the concern that moving the briefing date might push back the Special Agenda, Aqua could not agree to the motion at this time. However, Interveners are not requesting that the Special Agenda date be moved. Interveners believe that moving the brief filing date by one week should have no impact on the Special Agenda that is currently scheduled and which Interveners support.

7. In any event, Interveners believe that daily hearing transcripts due by 5 p.m. the following business day should be provided given the tight timeframe and holiday season.

WHEREFORE, Citizens request the Commission grant the parties Joint Motion to Move the Brief Filing Date until January 6, 2012.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was furnished by e-mail and U.S. Mail this 21st day of October, 2011 to:

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Lisa Bennett
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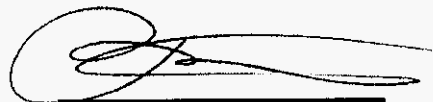
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