

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for Original Certificate
Of Authorization and Initial Rates and
Charges for Water and Wastewater Service
In Duval, Baker and Nassau Counties,
Florida by FIRST COAST REGIONAL
UTILITIES, INC.

DOCKET NO. 20190168-WS

FIRST COAST REGIONAL UTILITIES INC'S REQUEST FOR ORAL ARGUMENT

First Coast Regional Utilities Inc., (First Coast) by and through undersigned counsel, hereby requests oral argument on First Coast's Motion to Strike, and would state:

1. In this original certificate case, JEA has taken the position that certain franchise agreements characterized as "exclusive" are the determinative authority as to the utility provider of service in the areas covered within. JEA has taken the position that if the PSC granted the application in this case, that such an order would "violate" those exclusive agreements. First Coast's position is that the Commission has exclusive jurisdiction over its application.

2. First Coast has requested summary disposition of this issue of law by and through its Motion to Strike filed on this date. This issue is obviously critical issue in this case, and oral argument will assist the Commission and its staff in perceiving to the fullest extent the positions of the parties and the matter at hand. First Coast respectfully suggests that 10 minutes per side be afforded both First Coast and JEA to argue their positions and answer questions, if any.

WHEREFORE, First Coast respectfully requests that the parties be granted 10 minutes each to address the Motion to Strike and the response thereto, and to answer any questions

regarding the motion.

Respectfully submitted this 1st day of September, 2020.

Robert C. Brannan
Florida Bar 103217
Sundstrom & Mindlin, LLP
2548 Blairstone Pines Drive
Tallahassee, FL 32301
(850) 877-6555

/s/ John L. Wharton
John L. Wharton
Florida Bar 563099
Dean Mead & Dunbar
215 S. Monroe Street, Ste. 815
Tallahassee, FL 32301
(850) 999-4100

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via email on this 1st day of September, 2020 to:

Thomas A. Crabb
Susan F. Clark
Ready Law Firm
301 S. Bronough Street, Ste. 200
Tallahassee, FL 32301
tcrabb@radeylaw.com
sclark@radeylaw.com

Jody Brooks
JEA
21 West Church Street
Jacksonville, FL 322202-3155
broojl@jea.com

Bianca Lherisson
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
BLheriss@psc.state.fl.us

J.R. Kelly/Mireille Fall-Fry
Office of Public Counsel
111 W. Madison St, Room 812
Tallahassee, FL 32399
Kelly.jr@leg.state.fl.us
Fall-fry.mirelle@leg.state.fl.us

Robert C. Brannan
Sundstrom & Mindlin, LLP
2548 Blairstone Pines Drive
Tallahassee, FL 32301
rbrannan@sfflaw.com

/s/ John L. Wharton
John L. Wharton