

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for water and wastewater
service in Duval, Baker, and Nassau Counties,
by First Coast Regional Utilities, Inc.

DOCKET NO. 20190168-WS
ORDER NO. PSC-2021-0393-PCO-WS
ISSUED: October 19, 2021

SECOND ORDER MODIFYING ORDER ESTABLISHING PROCEDURE

Order No. PSC-2020-0112-PCO-WS (Procedural Order), issued on April 17, 2020, established hearing procedures to govern this Docket, including controlling dates. On February 26, 2021, JEA filed a Petition for Writ of Prohibition in the First District Court of Appeal (Case No. 1D21-0579, JEA v. First Coast Regional Utilities, Inc.), asserting that the Commission is improperly exercising jurisdiction in Docket No. 20190168-WS. On March 10, 2021, an Order Abating Proceedings (Order No. PSC-2021-0102-PCO-WS) was issued in this docket. On September 22, 2021, the First District Court of Appeal denied JEA's Petition for Writ of Prohibition.¹

It is therefore appropriate at this time to reschedule the following key activities in this case: prehearing statements, discovery deadline, Prehearing Conference, deadline for electronic filing of cross-examination (including impeachment) exhibits, hearing, and briefs.

As such, Section VIII of the Procedural Order shall be modified and the following due dates are hereby established to govern the key activities of this case:

Prehearing Statements	January 11, 2022
Discovery Deadline	January 19, 2022
Prehearing Conference	January 25, 2022
Deadline for electronic filing of cross-examination (including impeachment) exhibits	January 26, 2022
Hearing	February 1-3, 2022
Briefs	February 24, 2022


Based on the foregoing, it is

ORDERED by Commissioner Art Graham, as Prehearing Officer, that Order No. PSC-2020-0112-PCO-WS is modified as set forth in the body of this order. It is further

ORDERED that Order No. PSC-2020-0112-PCO-WS is reaffirmed in all other respects.

¹ Document No. 11537-2021.

By ORDER of Commissioner Art Graham, as Prehearing Officer, this 19th day of October, 2021.



ART GRAHAM

Commissioner and Prehearing Officer
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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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 Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, 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.