

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for certificate to provide
wastewater service in Charlotte County by
Environmental Utilities, LLC.

DOCKET NO. 20240032-SU
ORDER NO. PSC-2024-0443-PCO-SU
ISSUED: October 14, 2024

FIRST ORDER MODIFYING ORDER ESTABLISHING PROCEDURE AND
ORDER GRANTING JOINT MOTION FOR CONTINUANCE OF TESTIMONY

The Order Establishing Procedure¹ (OEP), issued on August 12, 2024, established controlling dates for this docket. On October 2, 2024, Little Gasparilla Island Preservation Alliance, Inc.; Palm Island Estates Association, Inc.; and Linda Cotherman (Movants) filed a Joint Motion for Continuance of Testimony and Exhibit Deadline due to the effects of Hurricane Helene. On October 3, 2024, the Movants filed a Notice of Conferral representing that Environmental Utilities, LLC does not object to the motion.

The reasons set forth in the motion constitute good cause for an extension of time as required by Rule 28-106.204(4), Florida Administrative Code. At this time, it is necessary to modify the OEP to establish new controlling dates. In light of the compressed timeline, it is also appropriate to modify the rebuttal testimony response time established in Section IV.A.6 from 14 days to 12 days.

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

Activity	Current Deadline	New Deadline
Intervenors' Testimony and Exhibits	October 18, 2024	November 1, 2024
Staff's Testimony and Exhibits	October 25, 2024	November 8, 2024
Rebuttal Testimony and Exhibits	November 22, 2024	December 6, 2024
Discovery Deadline	January 3, 2025	January 6, 2025
Prehearing Statements	January 6, 2025	January 7, 2025
Prehearing Conference	January 14, 2025	January 14, 2025 (unchanged)
Provision of Cross Exhibits	January 21, 2025	January 21, 2025 (unchanged)
Hearing	January 28-30, 2025	January 28-30, 2025 (unchanged)

Based on the foregoing, it is

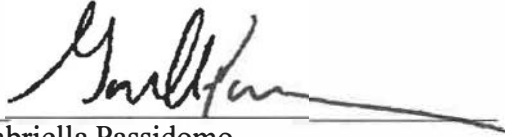
ORDERED by Commissioner Gabriella Passidomo, as Prehearing Officer, that the Joint Motion for Continuance of Testimony is granted as set forth herein. It is further

ORDERED that Order No. PSC-2024-0324-PCO-SU is modified as set forth in the body of this order. It is further

¹ Order No. PSC-2024-0324-PCO-SU.

ORDERED that Order No. PSC-2024-0324-PCO-SU is reaffirmed in all other respects.

By ORDER of Commissioner Gabriella Passidomo, as Prehearing Officer, this 14th day
of October 2024.



Gabriella Passidomo
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.