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March 31, 1997

HAND DELIVERY

Ms. Blanca S. Bayo, Director Division of Records and Reporting Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850



FPSC-RECORDS, REPORTING

RE: Docket No. 960329-WS

Application of GULF UTILITY COMPANY for an increase in Wastewater Rates, approval of a decrease in Water Rates and approval of Service Availability Charges in Lee County, Florida

Dear Ms. Bayo:

Enclosed for filing are an original and fifteen copies of a Motion of Gulf Utility Company for Authority to File a Brief of 85 Pages, in reference to the above docket.

Please acknowledge receipt of the foregoing by stamping the enclosed extra copy of this letter and returning same to my attention. Thank you for your assistance.

Very truly yours,

AFA _____

AFP ____

CALL

BKG/met

Very truly yours,

BkG/met

B. Kenneth Gatlin

Maggie O'Sullivan, Division of Legal Services Stephen C. Reilly, Office of Public Counsel

RECEIVED & FILED

Enclosures

cc:

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FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of GULF UTILITY)
COMPANY for an increase in)
Wastewater Rates, approval of a)
decrease in Water Rates and)
approval of service availability)
charges in Lee County, Florida)

Docket No. 960329-WS

Docket No. 960234-WS

Filed: March 31, 1997

MOTION OF GULF UTILITY COMPANY FOR AUTHORITY TO FILE A BRIEF OF 85 PAGES

Gulf Utility Company (Gulf) files this its motion to extend the page limit number for its Brief to 85 pages, and states:

- 1. There are 62 issues set forth in the prehearing order in this proceeding. There is extensive testimony with a transcript consisting of 891 pages of the hearing. There are 50 exhibits admitted by the Commission in this proceeding.
- 2. To properly analyze and argue each of the positions, Gulf will need an allowance of 85 pages.
- 3. This firm has contacted Mr. Reilly of the Office of Public Counsel on March 28, 1997 and was informed by Mr. Reilly that at that time he could not agree to an enlargement of the allowed number of pages: It should be pointed out that in this proceeding, Gulf raised the issue as to the number of discovery requests from OPC. The Hearing Officer's Order allowed all of OPC's discovery, noting that legitimate discovery requests may reach several hundred. In fairness to Gulf, the Commission should allow equal latitude in its Brief as was allowed OPC in its DOCUMENT & MARGINIANT

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discovery.

WHEREFORE, Gulf Utility Company requests that the Prehearing Officer grant Gulf's request and allow Gulf to file a brief consisting of 85 pages.

DATED this 31st day of March, 1997.

Respectfully submitted,

B. Kerneth Gatlin
Fla. Bar #0027966
Kathryn G.W. Cowdery
Fla. Bar #363995
Gatlin, Schiefelbein & Cowdery
1709-D Mahan Drive
Tallahassee, Florida 32308
(904) 877-5609

Attorneys for GULF UTILITY COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by hand delivery to Ms. Maggie O'Sullivan, Esquire, Division of Legal Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, and to Mr. Stephen C. Reilly, Esquire, Office of Public Counsel, 111 W. Madison Street, Tallahassee, Florida 32399-1400, on this 31st day of March, 1997.

R Kenneth Gatlin