

MEMORANDUM

June 22, 1998

RECORDS AND  
REPORTING

JUN 25 PM 1:03

RECEIVED-PPSC

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (REYES) *huk*

RE: DOCKET NO. 961006-WS -- APPLICATION FOR CERTIFICATES UNDER GRANDFATHER RIGHTS TO PROVIDE WATER AND WASTEWATER SERVICE BY SPORTS SHINKO UTILITY, INC. D/B/A GRENELEFE UTILITIES IN POLK COUNTY.

92-0845-PCD-WS

Attached is an ORDER GRANTING STIPULATED REQUEST FOR CONTINUANCE, to be issued in the above-referenced docket.

(Number of pages in order - 3)

BLR/1w

Attachment

cc: Division of Water and Wastewater (Walker, Redemann)

I:96100603.BLR

**MUST GO TODAY**

*2/1*  
—

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for certificates under grandfather rights to provide water and wastewater service by Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities in Polk County.

DOCKET NO. 961006-WS  
ORDER NO. PSC-98-0845-PCO-WS  
ISSUED: June 25, 1998

ORDER GRANTING STIPULATED REQUEST FOR CONTINUANCE

On December 30, 1997, Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities (Grenelefe or utility) timely filed a protest to the proposed agency actions contained in Order No. PSC-97-1546-FOF-WS, issued December 9, 1997. By Order No. PSC-98-0506-PCO-WS, issued April 13, 1998, the petition to intervene filed by Grenelefe Association of Condominium Owners No. 1, Inc., (Association) was granted. An administrative hearing on this matter has been scheduled for September 17-18, 1998.

On June 17, 1998, Grenelefe filed a Stipulated Request for Continuance for the purpose of finalizing the settlement negotiations in this matter. In its request Grenelefe states that the parties have reached an agreement in principal to settle all issues in this matter and that a final review and acceptance of the settlement terms by Grenelefe's principals is forthcoming. Grenelefe requests that this matter be continued pending the anticipated final settlement of this case or, alternatively, that the schedule for this matter be extended for 60 days for all dates referenced therein. Grenelefe finally states that the Association stipulates to the continuance of this matter or, alternatively, the extension of time as requested.

After reviewing Grenelefe's pleading, I find it appropriate to grant the parties' stipulated request for a continuance. A continuance for a period of 20 days should be a sufficient amount of time to allow the parties time to finalize their settlement agreement given the current status of the parties' negotiations and the impending final settlement agreement. Upon expiration of the 20 days, if no settlement has been reached, all governing dates will be rescheduled.

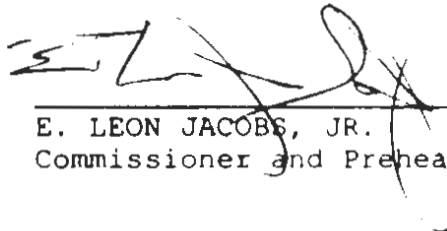
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Based on the foregoing, it is

ORDERED by Commissioner E. Leon Jacobs, Jr., as Prehearing Officer, that the Stipulated Request for Continuance filed by Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities is hereby granted. It is further

ORDERED that this proceeding is hereby continued for a period of twenty days.

By ORDER of Commissioner E. Leon Jacobs, Jr., as Prehearing Officer, this 25th day of June, 1998.



E. LEON JACOBS, JR.  
Commissioner and Prehearing Officer

( S E A L )

BLR

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.

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 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) judicial review by the Florida Supreme Court, in the case of an electric,

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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 Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, 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.

FLORIDA PUBLIC SERVICE COMMISSION - RECORDS AND REPORTING

Requestion for Photocopying and Mailing

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Item Presented

Agenda For (Date) \_\_\_\_\_ Order No. 18 In Docket No. 1111  
 Notice of \_\_\_\_\_ For (Date) \_\_\_\_\_ In Docket No. \_\_\_\_\_  
 Other \_\_\_\_\_

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