

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Initiation of deletion proceedings against Aloha Utilities, Inc. for failure to provide sufficient water service consistent with the reasonable and proper operation of the utility system in the public interest, in violation of Section 367.111(2), Florida Statutes.

DOCKET NO. 050018-WU
ORDER NO. PSC-05-0641-PCO-WU
ISSUED: June 15, 2005

ORDER ESTABLISHING REVISED CONTROLLING DATES

By Order No. PSC-05-0514-PCO-WU (Order Establishing Procedure), issued May 11, 2005, hearing dates and other controlling dates were established for this docket. On May 24, 2005, the parties filed a Joint Motion Requesting Commission to Reschedule Hearing Dates (Joint Motion). By Order No. PSC-05-0598-PCO-WU, issued May 31, 2005, the Joint Motion was granted. The prehearing conference in this docket was changed to December 19, 2005, and the hearing dates were changed to January 18 through 27, 2006. The order also required the parties to confer and file by June 10, 2005, proposed revised controlling dates that coincide with the rescheduled prehearing conference and hearing dates. The parties timely filed their joint proposal for revised controlling dates on June 7, 2005.

I find that the proposed revised controlling dates agreed to by the parties are reasonable. Accordingly, the following revised dates shall govern this case.

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| 1) Commission Staff's/Intervenors' Direct Testimony and Exhibits | August 19, 2005 |
| 2) Utility's Direct Testimony and Exhibits | November 4, 2005 |
| 3) Commission Staff's/Intervenors' Rebuttal Testimony and Exhibits | December 7, 2005 |
| 4) Prehearing Statements | December 7, 2005 |
| 5) Prehearing Conference | December 19, 2005 |
| 6) Hearing | January 18-27, 2006 |
| 7) Briefs | March 15, 2006 |

All discovery shall be completed by January 11, 2006. Except as modified herein, all other provisions of the Order Establishing Procedure shall remain in effect.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

Therefore, it is

ORDERED by Commissioner J. Terry Deason, as Prehearing Officer, that the revised controlling dates set forth in the body of this Order shall govern this case. It is further

ORDERED that, except as modified in this Order, all other provisions of Order No. PSC-05-0514-PCO-WU shall remain in effect.

By ORDER of Commissioner J. Terry Deason, as Prehearing Officer, this 15th day of June _____, 2005


J. TERRY DEASON
Commissioner and Prehearing Officer

(S E A L)

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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 Director, Division of the Commission Clerk and Administrative Services, 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

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remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.