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August 3, 2007

ORIGINAL

HAND DELIVERY

COMMISSION
CLERK

07 AUG -3 AM 9:37

RECEIVED-FPSC

Ms. Ann Cole, Director
Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Betty Easley Conference Center
Room 110
Tallahassee, FL 32399-0850

Re: Docket No. 060368-WS

Dear Ms. Cole:

Enclosed for filing on behalf of Aqua Utilities Florida, Inc. ("AUF") are the original and fifteen copies of AUF's Motion for Extension of Time to File Response to the Office of Public Counsel/Attorney General, State of Florida's Joint Motion to Dismiss and Request for Expedited Ruling.

CMP _____
COM _____

CTR _____ Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

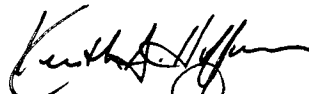
ECR _____
GCL 3

Thank you for your assistance with this filing.

OPC _____
RCA 1

Sincerely,

SCR _____
SGA _____


Kenneth A. Hoffman

SEC KAH/rl
OTH Enclosures

cc: All Parties of Record

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DOCUMENT NUMBER-DATE

06660 AUG-3 07

FPSC-COMMISSION CLERK

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for increase in water and)
wastewater rates in Alachua, Brevard,)
Highlands, Lake, Lee, Marion, Orange,)
Palm Beach, Pasco, Polk, Putnam,)
Seminole, Sumter, Volusia, and Washington)
Counties by Aqua Utilities Florida, Inc.)
_____)

Docket No. 060368-WS

Filed: August 3, 2007

**AQUA UTILITIES FLORIDA, INC.'S
MOTION FOR EXTENSION
OF TIME TO FILE RESPONSE TO THE
OFFICE OF PUBLIC COUNSEL/ATTORNEY GENERAL,
STATE OF FLORIDA'S JOINT MOTION TO DISMISS
AND REQUEST FOR EXPEDITED RULING**

Aqua Utilities Florida, Inc. ("AUF"), by and through its undersigned counsel, hereby moves for a five day extension of time to file and serve its Response to the Joint Motion to Dismiss filed by the Office of Public Counsel ("OPC") and the Attorney General, State of Florida ("AG"). AUF also requests that the time for the filing and service of its Response be tolled pending a ruling on this Motion. In support of this Request, AUF states as follows:

1. On Tuesday, July 31, 2007, counsel for AUF received a copy of the OPC/AG Joint Motion to Dismiss. Under Rules 28-106.103 and 28-106.204(1), since the Motion to Dismiss was served by electronic mail, AUF's Response is due to be filed and served on August 7, 2007.

2. Counsel for AUF has a number of commitments over the next ten days involving various matters pending before the Commission and the circuit courts. No less important, and with respect to the instant rate case, AUF and its counsel are expending substantial time and resources responding to voluminous discovery requests of OPC and the Commission Staff and in the preparation of rebuttal testimony addressing issues raised at the customer service hearings. The

DOCUMENT NUMBER-DATE

06660 AUG-30

FPSC-COMMISSION CLERK

Joint Motion to Dismiss, if granted, would eliminate AUF's ability to present evidence addressing, supporting and justifying its Petition for Rate Relief before the Commission and result in a waste of substantial rate case expense incurred by AUF to present its request for rate relief before the Commission. In light of the drastic remedy sought by OPC and the AG and the significance of the stakes for AUF raised by the Joint Motion to Dismiss, it is eminently reasonable to permit AUF five additional days to draft its response to the request for dismissal.

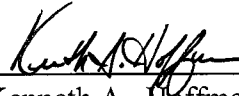
3. The additional time requested by AUF, if granted, would require AUF to file and serve its Response to the Motion to Dismiss on August 13, 2007, which is the same date that AUF's Response would have been due had the Motion been served by mail.¹ Although OPC and the Attorney General will not be harmed by the granting of this request, both have advised counsel for AUF that they object to this requested extension.

4. In light of the current due date for AUF's Response and the fact that the position of the Intervenors are known, AUF requests that the Prehearing Officer rule on this Motion on an expedited basis.

WHEREFORE, for the foregoing reasons, AUF respectfully requests that the Prehearing Officer grant this Motion on an expedited basis, allowing AUF an additional five days to file its Response to the Motion to Dismiss filed by the Office of Public Counsel and the Attorney General, State of Florida.

¹See Rules 28-106.103 and 28-106.204(1), Florida Administrative Code.

Respectfully submitted this 3rd day of August, 2007.



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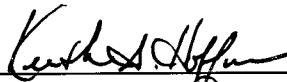
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished by Hand Delivery this 3rd day of August, 2007 to the following:

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