



ORIGINAL  
Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: December 15, 1997  
TO: Parties of Record, Clay County, Office of Public Counsel & Interested Persons  
FROM: Rosanne Gervasi, Senior Attorney, Division of Legal Services *RG*  
RE: Docket No. 961321-WS - Application for certificates to provide water and wastewater service in Clay County by Point Water and Sewer, Inc.

VIA FACSIMILE

Please note that a second informal conference call between the parties to the above-referenced docket, Clay County, and the Commission staff has been scheduled to take place at the following time:

4:00 p.m., Friday, December 19, 1997

The purpose of the conference call will be to continue our discussion of the status of the pending settlement negotiations between the parties, which involve Clay County as the potential service provider for the Point Water and Sewer customers. **Parties and interested persons may participate by telephone by calling (850) 921-6455 or SunCom 291-6455.** If you have any questions about this conference call, please call Rosanne Gervasi at (850) 413-6224.

RG/dr

cc: Division of Water & Wastewater (Messer)  
Division Records & Reporting

- ACK \_\_\_\_\_
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL

In re: Application for Certificates to provide Water and Wastewater Service in Clay County by Point Water & Sewer, Inc.

DOCKET NO. 961321-WS

DATE SUBMITTED FOR FILING: December 15, 1997

JOINT MOTION FOR CONTINUANCE

Pursuant to Rule 1.460, Florida Rules of Civil Procedure, and Rule 25-22.037, Florida Administrative Code ("FAC"), Point Water and Sewer, Inc., ("PWS"), and The Point Property Owners Association, Inc., ("Association"), by and through the undersigned attorneys, hereby jointly move the Florida Public Service Commission ("Commission") to grant a continuance in this docket, and as grounds therefore, state as follows:

- 1. A hearing before the Commission on the application for an original certificate by PWS has been rescheduled from August 1, 1997 to a future unspecified date.
2. The dates for completing, conducting and filing the adverse depositions of Frank Kasper and Lori Easterling and filing the intervenor or Staff testimony in response thereto are December 15, 1997, and December 29, 1997, respectively.

- 3. The parties are pursuing a negotiated settlement which would address the concerns of the respective parties, including, but not limited to, the method and manner of future service.

- 4. The ongoing negotiations will not be completed prior to December 15, 1997. The parties believe that taking the depositions prior to formal negotiations are attempted would be cost ineffective and would not be conducive to facilitating a settlement.

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5. Both PWS and the Association state that it is in the best interest of all concerned for the Commission to extend the deposition and responsive testimony deadlines pending the results of negotiations. There will be no prejudice to any party.

6. The requested continuance in the proceedings may result in the resolution of this matter and avoid a substantial expenditure of unnecessary time and expense for the Commission and the parties if they can resolve this matter amongst themselves.

7. The parties agree that the time to conduct and file the adverse depositions of Frank Kasper and Lori Easterling would be extended through and including February 15, 1997. The parties further agree that the date for filing intervenor or Staff testimony in response thereto be extended through and including March 1, 1997.

8. Wherefore, PWS and the ASSOCIATION move the Commission to extend the date for adverse depositions and the date for responsive testimony as set forth above.

Dated this 15th day of December, 1997.

Respectfully submitted,

COX & REYNOLDS

BY: 

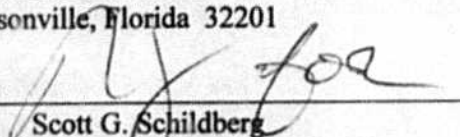
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Jacksonville, Florida 32202  
(904)354-2050

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that the original and seven copies of the Joint Motion for Continuance has been furnished by U.S. Mail and a copy by Facsimile, this 15th day of December, 1997, to Blanca Bayo, Director, Division of Records and Reporting, Florida Public Service Commission, 2450 Shumard Oak Boulevard, Tallahassee, Florida, 32399-0850, and a copy of the foregoing has been furnished to J. Michael Lindell, Esquire, Hayes & Lindell, P.A., 233 E. Bay, Street, Suite 620, Jacksonville, Florida, 32202, Rosanne Gervasi, Staff Counsel, Division of Legal Services, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, Florida 32399-0850; and Douglas H. Reynolds, Esq., Cox & Reynolds, 4875 North Federal Highway, 10th Floor, Fort Lauderdale, Florida, 33308, Attorneys for Point Water and Sewer, Inc., by Facsimile and U.S. Mail this 15th day of December.

  
\_\_\_\_\_  
Attorney