

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for amendment of Certificate No. 106-W to add and delete territory in Lake County by Florida Water Services Corporation.

DOCKET NO. 990054-WU
ORDER NO. PSC-99-2127-PCO-WU
ISSUED: October 27, 1999

ORDER GRANTING MOTION FOR POSTPONEMENT OF
CASE SCHEDULE AND CHANGING
TESTIMONY FILING DATES

On January 15, 1999, Florida Water Services Corporation (FWSC or utility) filed an application for amendment of Certificate No. 106-W to add and delete territory in Lake County. On April 19, 1999, Crystal River Utilities, Inc. (Crystal River) filed an objection to FWSC's application and demanded a formal hearing. Accordingly, this matter has been scheduled for an administrative hearing.

By Order No. PSC-99-1264-PCO-WU (Order Establishing Procedure), issued June 30, 1999, controlling dates were established in this docket. Pursuant to the Order Establishing Procedure, FWSC's direct testimony and exhibits were due on October 18, 1999. Currently, the prehearing conference and hearing dates are scheduled on February 28, 2000, and March 15 and 16, 2000, respectively.

On October 18, 1999, in lieu of filing its testimony, FWSC filed a Motion for Postponement of Case Schedule. In support of its motion, FWSC states that it is currently negotiating a possible settlement agreement with Crystal River, and if a settlement agreement is reached, the need for filing testimony and prehearing statements will be obviated. FWSC requests that all the testimony filing dates be extended by 21 days.

FWSC states that it has contacted counsel for Crystal River, and that Crystal River agrees to the requested extension of the filing dates. Moreover, staff counsel contacted Crystal River and verified that it agrees to the requested extension of the filing dates.

FWSC's motion is reasonable and does not require a change in the prehearing or hearing dates. Accordingly, FWSC's motion is hereby granted. The following revised dates shall govern this case.

DOCUMENT NUMBER-DATE

13184 OCT 27 99

REPORTING

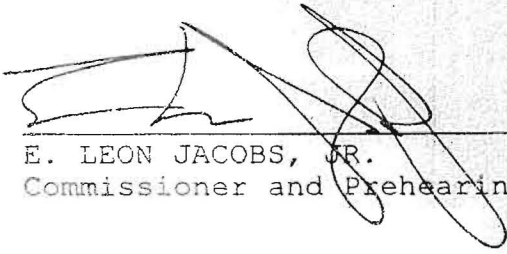
- 1) Company's direct testimony and exhibits November 8, 1999
- 2) Intervenor's direct testimony and exhibits December 8, 1999
- 3) Staff's direct testimony and exhibits, if any January 7, 2000
- 4) Rebuttal testimony and exhibits February 11, 2000
- 5) Prehearing Statements February 11, 2000

Based on the foregoing, it is

ORDERED by Commissioner E. Leon Jacobs, Jr., as Prehearing Officer, that Florida Water Services Corporation's Motion for Postponement of Case Schedule is hereby granted as set forth in the body of this Order. It is further

ORDERED that the dates for filing testimony are hereby changed as set forth in the body of this Order.

By ORDER of Commissioner E. Leon Jacobs, Jr., as Prehearing Officer, this 27th Day of October, 1999.



E. LEON JACOBS, JR.
Commissioner and Prehearing Officer

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, 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, 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.