

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Staff-) DOCKET NO. 900025-WS  
 Assisted Rate Case in Pasco ) FILED: 11-09-92  
 County by SHADY OAKS MOBILE- )  
 MODULAR ESTATES, INC. )  
 \_\_\_\_\_ )

COMMISSION STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-92-0669-PCO-WS, issued July 16, 1992, the Commission Staff (Staff) files its prehearing statement as follows:

A. All Known Witnesses

Staff intends to call Ms. Frances J. Lingo and Mr. Stanley Rieger as witnesses. Ms. Lingo will testify concerning Shady Oaks Mobile-Modular Estates, Inc.'s failure to comply with name change, maintenance expense and escrow requirements of prior Commission Orders. Mr. Rieger will testify concerning the utility's failure to timely install meters and improve its quality of service as required by prior Commission Orders.

B. All Known Exhibits

Staff intends to utilize at hearing the exhibits attached to the prefiled testimony of Ms. Lingo and Mr. Rieger:

AGK _____		
AFA _____	Exhibit FJL-1	Staff's Recommendation for the April 21, 1992, Agenda Conference
APP _____		
CIF _____	Exhibit FJL-2	Commission Order No. 24084
CLP _____	Exhibit FJL-3	Commission Order No. 25296
CHE _____		
EAC _____	Exhibit FJL-4	Commission Order No. PSC-92-0367-FOF-WS
LES _____		
LIN _____	Exhibit FJL-5	Correspondence from PSC's Division of Water and Wastewater to Richard D. Sims
OPC _____		
ROH _____	Exhibit FJL-6	Recent Correspondence from Utility to Staff
SEC / _____		
WAS _____	Exhibit FJL-7	Analysis of Preventative Maintenance Expenditures
OTH _____		

DOCUMENT NUMBER-DATE

13176 NOV -9 1992

Exhibit FJL-8                      Analysis of Balance in Escrow  
Account

Staff reserves the right to identify additional exhibits at the Prehearing Conference and at hearing for purposes of cross-examination.

C. Staff's Statement of Basic Position

The information gathered through discovery and prefiled testimony indicates, at this point, that the utility has violated Commission Orders Nos. 24084 and 25296.

D-I Issues & Staff's Respective Positions

Staff's final positions will be based upon an analysis of the evidence presented at the hearing.

**ISSUE 1:** Did the utility timely comply with Commission Orders Nos. 24084 and 25296 with respect to the meter installation requirements?

**POSITION:** No, utility did not timely install the meters. The utility was in violation of Order No. 25296 for 74 days. (Rieger)

**ISSUE 2:** Has the utility complied with Commission Orders Nos. 24084 and 25296 with respect to improving its quality of service?

**POSITION:** No. The quality of service is still unsatisfactory. (Rieger)

**ISSUE 3:** Has the utility complied with Commission Orders Nos. 24084 and 25296 with respect to the name change and restructure requirements?

**POSITION:** No. (Lingo)

**ISSUE 4:** Has the utility complied with Commission Orders Nos. 24084 and 25296 with respect to the preventative maintenance requirements?

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POSITION: No. (Lingo)

ISSUE 5: Has the utility complied with Commission Orders Nos. 24084 and 25296 with respect to the escrow requirements?

POSITION: No. (Lingo)

ISSUE 6: What punitive action should the Commission take versus the utility?

POSITION: No position at this time. (Lingo)

(g) Stipulated Issues


There are no issues that have been stipulated at this time.

(h) Pending Matters

There are no matters pending at this time.

(i) Requirements That Cannot Be Complied With

There are no requirements of Order No. PSC 92-0669-PCO-WS that cannot be complied with at this time.

  
Matthew J. Feil, Staff Attorney


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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Commission Staff's Prehearing Statement has been furnished by U. S. Mail to Mr. Richard D. Sims, 1315 Eckles Drive, Tampa, Florida, 33612, this 9<sup>th</sup> day of November, 1992.

  
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Matthew J. Feil, Staff Attorney

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