## APGAR, PELHAM, PFEIFFER & THERIAQUE

Attorneys at Law

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June 16, 1994



### BY HAND DELIVERY

Ms. Blanca S. Bayo, Director Division of Records and Reporting Florida Public Service Commission 101 East Gaines Street Tallahassee, Florida 32301

Re: In re: Petition for Interim and Permanent Rate Increase in Franklin County, Florida by St. George Island Utility Company, Ltd.; Docket No.

Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and fifteen copies of the Motion of St. George Island Utilities for Extension of Time for Filing Rebuttal Testimony and for Rescheduling of Prehearing Conference.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning it to the undersigned.

Thank you for your assistance.

Sincerely,

APGAR, PELHAM, PFEIFFER & THERIAQUE

G. Steven Pfeiffer

GSP/rd Enclosures

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#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Interim and	)	DOCKET	NO. 940109	-WU
Permanent Rate Increase in	)			
Franklin County, Florida by	)	Filed:	June 16,	1994
ST. GEORGE ISLAND UTILITY	)		·	
COMPANY, LTD.	)			
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# MOTION OF ST. GEORGE ISLAND UTILITIES, LTD. FOR EXTENSION OF TIME FOR FILING REBUTTAL TESTIMONY AND FOR RESCHEDULING OF PREHEARING CONFERENCE

The Applicant ST. GEORGE ISLAND UTILITIES, LTD. ("SGIU" hereafter), by and through its undersigned counsel requests an extension of time for filing rebuttal testimony in this proceeding and a rescheduling of the pre-Prehearing Conference and the Prehearing Conference. In support of its motion SGIU states as follows:

- 1. This is a proceeding in which SGIU is seeking a permanent rate increase. The final hearing is scheduled to be conducted on July 20 and 21, 1994. In accordance with the "Case Assignment and Scheduling Record" entered on February 17, 1994, intervenors were directed to file prefiled testimony on or before May 25, 1994, and staff was directed to file its testimony on or before June 8, 1994. SGIU is required to file rebuttal testimony on or before June 22, 1994. The Second pre-Prehearing Conference is scheduled for June 30, and the Prehearing is scheduled for July 1, 1994.
- 2. Intervenor "Citizens of the State of Florida" prefiled testimony of a witness Kimberly Dismukes in accordance with the schedule. Intervenor's testimony has raised issues relating to

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the rate base of SGIU that SGIU had not anticipated would be issues in this proceeding. SGIU's rate base was previously established in a rate proceeding in 1989. Intervenor has in effect challenged that earlier determination by relying on an appraisal that purports to have been completed in 1978. SGIU has therefore been placed in the position of having to reestablish its rate base in this proceeding. SGIU will be required to prepare rebuttal testimony substantiating the Commission's earlier determination regarding the appropriate rate base.

- 3. Staff prefiled testimony of five witnesses and served it on SGIU on June 9, in accordance with the schedule. In addition to the testimony, the prefiled materials include a number of exhibits.
- 4. SGIU has been placed in a position of needing to prepare substantial rebuttal testimony in less than two weeks, and will be substantially prejudiced in the presentation of its case unless an extension of time is granted. There is ample time before the scheduled hearing to permit SGIU additional time to prepare its rebuttal testimony and to allow the Staff additional time to prepare an "issues statement."
- 5. Undersigned counsel has been advised that there is time available on the calendar of the Prehearing Officer for conducting the prehearing on July 12, 1994, at 9:30 a.m.
- 5. Undersigned counsel has consulted with Robert J.
  Pierson, Staff Counsel for the Public Service Commission; Harold
  McLean of the Office of Public Counsel; and Barbara Sanders,

counsel for Intervenor St. George Island Water and Sewer District with regard to this motion. None of the parties object to the granting of this motion.

WHEREUPON, SGIU respectfully requests that the Prehearing Officer grant an extension until July 11, 1994, for SGIU to file its rebuttal testimony, that the Prehearing Conference be rescheduled for July 12, 1994, at 9:30 a.m., and that the pre-Prehearing Conference be rescheduled consistent with the schedules of the parties.

Respectfully submitted this 16th day of June, 1994.

G. Steven Pfeiffer
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Attorneys for St. George Island Utility Company, Ltd.

#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by hand delivery to Harold McLean, Associate Public Counsel, Claude Pepper Building, Room 812, 111 West Madison Street, Tallahassee, Florida 32399-1400; to Robert Pierson and Suzanne Summerlin, Florida Public Service Commission, 101 East Gaines Street, Tallahassee, Florida 32399-0863; and by U.S. Mail to Barbara Sanders, St. George Island Water and Sewer District, Post Office Box 157, Apalachicola, Florida 32320 this day of June, 1994.

Attorney