SUZANNE BROWNLESS, P. A. ATTORNEY AT LAW

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January 27, 2000

ORIGINAL

BY HAND DELIVERY

Blanca Bayo Director, Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399

> Re: Intercoastal Utilities, Inc. Docket No. 992040-WS

Dear Ms. Bayo:

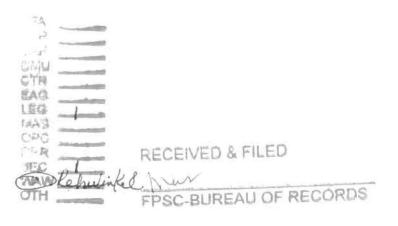
Enclosed for filing are the original and fifteen copies of the Request for Oral Argument to be filed by St. Johns County in the above cited docket.

If you should have any questions please contact me at 850-877-5200.

Very truly yours,

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Suzanne Brownless Attorney for St. Johns County



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GOVERNMENTAL LAW PUBLIC UTILITY LAW

ADMINISTRATIVE LAW

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application For An Amendment of Certificate For An Extension of Territory and For An Original Water and Wastewater Certificate (for a utility in existence and charging for service).

DOCKET NO. 992040-WS

REQUEST FOR ORAL ARGUMENT

COMES NOW, St. Johns County, Florida (County), a political subdivision of the State of Florida, pursuant to Rule 25-22.058, F.A.C., by and through its undersigned attorney, requests that it be granted oral argument on its Petition for Intervention and Motion to Dismiss filed in the above-styled docket, and in support thereof, states as follows:

1. The County has raised an issue of first impression in its Petition for Intervention and Motion to Dismiss filed in this docket: whether the Commission has jurisdiction to award service territory in a nonjurisdictional county by operation of §367.171(7), Florida Statutes, where the county has already denied the same utility's request to provide service to the identical service territory.

2. Comity between local governmental authorities and the Commission regarding the operation and intersection of their respective statutory and Constitutional powers is of vital importance if the state is to effectively regulate its water and wastewater utilities. Oral argument will allow the Commission to more fully appreciate and evaluate the competing and common interests of all the stakeholders in the case at hand, a case with

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DOCUMENT NUMBER-DATE

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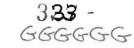
a long, complicated factual history and complex legal issues.

WHEREFORE, St. Johns County requests that it be granted oral argument on its Petition for Intervention and Motion to Dismiss. Respectfully submitted, this 27th day of January, 2000, by:

Suzanne Brownless, Esq.

Suzańńe Brownless, Esq. Fla. Bar No. 309591 Suzanne Brownless, P.A. 1311-B Paul Russell Road Suite 201 Tallahassee, Florida 32301 Phone: (850) 877-5200 FAX: (850) 898-0090

ATTORNEY FOR ST. JOHNS COUNTY, FLORIDA



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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application For An Amendment of Certificate For An Extension of Territory and For An Original Water and Wastewater Certificate (for a utility in existence and charging for service).

DOCKET NO. 992040-WS

CERTIFICATE OF SERVICE

I HEREBY certify that the foregoing Petition For Intervention and Motion to Dismiss has been provided by U.S. Mail or Hand Delivery (*) on January 27, 2000, to the following persons:

Richard D. Melson, Esq. Hopping Green Sams & Smith, P.A. P.O. Box 6526 Tallahassee, Florida 32314-6526

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Mr. Bill Young, Director St. Johns County Utility Department P.O. Drawer 3006 St. Augustine, Florida 32085 John L. Wharton, Esq. Rose Law Firm 2548 Blairstone Pines Drive Tallahassee, Florida 32301

J. Stephen Menton, Esq. Rutledge, Ecenia Law Firm 215 South Monroe Street Suite 420 Tallahassee, Florida 32301

Suzanne Brownless, Esq.

c: 3025

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