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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

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RECORDS AND REPORTING

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,

*Suzanne Brownless*  
Suzanne Brownless  
Attorney for St. Johns County

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FPSC-RECORDS/REPORTING

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

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*

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Suzanne Brownless, Esq.  
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ATTORNEY FOR ST. JOHNS COUNTY,  
FLORIDA

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application For An Amendment  
of Certificate For An Extension of  
Territory and For An Original Water  
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a utility in existence and charging  
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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:

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Mr. Bill Young, Director  
St. Johns County Utility Department  
P.O. Drawer 3006  
St. Augustine, Florida 32085

  
Suzanne Brownless, Esq.

c: 3025