

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for transfer of assets of exempt utility, amendment of Certificate No. 465-S, and petition for partial variance or waiver of Rule 25-30.030(5)(b), F.A.C. by Utilities, Inc. of Florida.

DOCKET NO. 20170174-SU
ORDER NO. PSC-2018-0460-PCO-SU
ISSUED: September 11, 2018

ORDER GRANTING JOINT MOTION FOR CONTINUANCE

On August 31, 2018, the City of Clermont (Clermont) and Utilities, Inc. of Florida (UIF) filed a Joint Motion to Continue Hearing. They request that the formal hearing scheduled to begin on November 14, 2018, be cancelled and rescheduled for a date not less than sixty (60) days from that date, and all associated prehearing deadlines be extended accordingly. The Clermont and UIF (parties) represent that they have entered into a settlement agreement, subject to approval of the Clermont City Council (Council), that will result in the withdrawal of Clermont's objection to the Application for Transfer of Assets of Exempt Utility and for Amendment of Certificate 465-S. The settlement, according to the parties, would render moot the hearing scheduled to begin on November 14 regarding this objection. The parties assert that they anticipate the Council's consideration of this settlement agreement at the Council meeting on September 11, 2018.¹

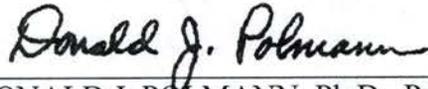
Based on the parties' representations, it appears that neither would be prejudiced in granting this Motion for Continuance. Furthermore, it appears that granting such a continuance would avert further burden and expense in preparing for a formal hearing that may be unnecessary. Therefore, the parties' Motion for Continuance is granted and the hearing scheduled to begin on November 15, 2018, will be continued to no earlier than January 14, 2019, if required. A revised Order Establishing Procedure will be issued at a later date to adjust the remaining controlling dates. Accordingly, the remaining testimony, prehearing statement, prehearing conference, and discovery deadline dates will be changed by separate order as necessary.

Based upon the foregoing, it is

ORDERED by Commissioner Donald J. Polmann, as Prehearing Officer, that the Joint Motion to Continue Hearing filed by the City of Clermont and Utilities, Inc. of Florida is granted as set forth above.

¹ The parties assert that they initially anticipated that the settlement agreement would be considered at the August 28, 2018 Council meeting on August 28, 2018. However, due to a "procedural glitch," the matter did not make it onto that meeting's agenda.

By ORDER of Commissioner Donald J. Polmann, as Prehearing Officer, this 11th day
of September, 2018.



DONALD J. POLMANN, Ph.D., P.E.
Commissioner and Prehearing Officer
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Copies furnished: A copy of this document is
provided to the parties of record at the time of
issuance and, if applicable, interested persons.

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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; or (2) 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 Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, 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.