

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for a Rate) DOCKET NO. 920733-WS
Increase for Silver Springs)
Shores Division in Marion County)
by GENERAL DEVELOPMENT)
UTILITIES, INC.)

In Re: Application for A Rate) DOCKET NO. 920734-WS
Increase for Port Labelle) ORDER NO. PSC-93-0262-PCO-WS
Division in Glades and Hendry) ISSUED: 02/18/93
Counties by GENERAL DEVELOPMENT)
UTILITIES, INC.)

ORDER GRANTING PETITION TO INTERVENE FOR PORT LABELLE
UNIT FOUR PROPERTY HOMEOWNERS ASSOCIATION, INC., LAUREL
OAKS VILLAGE UNIT FIVE PROPERTY OWNERS ASSOCIATION, INC.,
PORT LABELLE VILLAS PROPERTY HOMEOWNERS ASSOCIATION, INC.,
COUNTRY VILLAGE PROPERTY OWNERS ASSOCIATION AND VILLAS AT
RIVER RUN I, CONDOMINIUM ASSOCIATION

BY THE COMMISSION:

On February 15, 1993, the Port LaBelle Unit Four Property Homeowners Association, Inc., Laurel Oaks Village Unit Five Property Owners Association, Inc., Port LaBelle Villas Property Homeowners Association, Inc., Country Village Property Owners Association and Villas At River Run I, Condominium Association (collectively, the "POA") filed a Petition to Intervene in the above-referenced dockets, by and through their attorneys, Matthews, Hutton & Eastmore.

As grounds for intervention, the POA states the following in its petition: (1) the POA are associations comprised of 1,040 property owners within the service area of Port LaBelle; (2) the members of the POA are either water customers and/or wastewater customers of the utility; (3) the instant application filed by the utility seeks Commission authority to increase water and wastewater rates for its customers; and (4) the POA and each of its members are affected by any agency action which would increase utility rates.

General Development Utilities, Inc., did not file a response to the Petition to Intervene. Having reviewed the Petition to Intervene, it appears that the POA's substantial interests may be affected by this proceeding. Therefore, the Petition to Intervene

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should be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, the POA must take the case as they find it.

Based upon the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that the Petition to Intervene, filed by A. Lamar Matthews on behalf of the Port LaBelle Unit Four Property Homeowners Association, Inc., Laurel Oaks Village Unit Five Property Owners Association, Inc., Port LaBelle Villas Property Homeowners Association, Inc., Country Village Property Owners Association and Villas At River Run I, Condominium Association is hereby granted. It is further

ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings, and other documents that are hereinafter filed in this proceeding, to Mr. A. Lamar Matthews Jr., Esquire, at 1777 Main Street, Suite 500, Sarasota, Florida 34230.

By ORDER of the Florida Public Service Commission this 18th day of February, 1993.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

LAJ

by: Kay Flynn
Chief, Bureau of Records

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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.

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 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) 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 Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, 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.