

LAW OFFICES

ROSE, SUNDBSTROM & BENTLEY

A PARTNERSHIP INCLUDING PROFESSIONAL ASSOCIATIONS

2548 BLAIRSTONE PINES DRIVE

TALLAHASSEE, FLORIDA 32301

(904) 877-6555

ROBERT A. ANTISTA
CHRIS H. BENTLEY, P.A.
F. MARSHALL DETERDING
MARTIN S. FRIEDMAN, P.A.
JOHN R. JENKINS
ROBERT M. C. ROSE, P.A.
WILLIAM E. SUNDBSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON

JOHN R. WODRASKA
SPECIAL CONSULTANT
(NOT A MEMBER OF THE FLORIDA BAR)

ORIGINAL
FILE COPY

MAILING ADDRESS
POST OFFICE BOX 1567
TALLAHASSEE, FLORIDA 32302-1567
TELECOPIER (904) 656-4029

September 23, 1993

VIA HAND DELIVERY

Mr. Steve Tribble, Director
Division of Records & Reporting
Florida Public Service Commission
101 East Gaines Street
Tallahassee, FL 32301

RE: Turkey Creek Utilities, Inc.
Docket No. 921098-WS

Dear Mr. Tribble:

Enclosed please find the original and fifteen copies of a Motion To Extend Time To File Testimony which is being filed on behalf of our client, Turkey Creek Utilities, Inc.

Should you have any questions or concerns regarding the above, please do not hesitate to contact me at your earliest convenience.

Sincerely,

ROSE, SUNDBSTROM & BENTLEY

John L. Wharton
John L. Wharton, Esq.
For The Firm

- ACK
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG 1 w/m
 3LW/lm
- LIN 3
- OPC Encl.
- ROH _____
- SEC 1

WAS RECEIVED & FILED
SEP 23 1993
FPCO-DIVISION OF RECORDS

DOCUMENT NUMBER-DATE

10299 SEP 23 93

DIVISION OF RECORDS/REPORTING

IN RE: Application for certificates)
to provide water and wastewater)
service in Alachua County under)
grandfather rights by TURKEY CREEK,)
INC. & FAMILY DINER, INC. d/b/a)
TURKEY CREEK UTILITIES)
_____)

DOCKET NO. 921098-WS

MOTION TO EXTEND TIME TO FILE TESTIMONY

Turkey Creek Utilities, by and through its undersigned counsel, hereby files this Motion To Extend Time To File Testimony, and in support thereof states as follows:

1. The Procedure Order in this docket provided that Intervenor's would file their testimony on September 7, 1993; that the Commission staff would file its testimony on September 20, 1993; and that the utility's rebuttal testimony was due on October 4, 1993. Intervenor, contemporaneous with its Petition For Leave To Intervene, filed a Motion To Extend Time To File Testimony requesting a due date for the same of September 20, 1993. Although no order granting the same has been issued, Intervenor did, in fact, prefile its testimony on September 20, 1993.

2. Turkey Creek has elected not to object to either Intervenor's Petition or Intervenor's Motion To Extend.

3. The original Procedure Order in this matter contemplated that the utility would have approximately twenty-seven days to respond to Intervenor's testimony and fourteen days to respond to staff's Testimony. Intervenor's testimony, as filed, effectively alters the schedule such that the utility has only fourteen days to respond to both Intervenor's testimony and staff's testimony.

4. Turkey Creek hereby requests an additional seven days to respond to the testimony of Intervenor and staff, up to and including October 11, 1993. This request will not alter any of the other critical dates in this case as set forth within the Procedure Order. Neither will this request, in actuality, restore the original twenty-seven days contemplated by the Procedure Order between the testimony of Intervenor and the testimony of the utility.

5. Neither the Commission, its staff, Intervenor, nor the public will be prejudiced by the granting of this request. However, the denial of this request, will effectively deprive Turkey Creek of the opportunity to respond to Intervenor's testimony as contemplated by the Procedure Order in this case.

6. The undersigned has contacted counsel for Intervenor and the Office of Public Counsel. Intervenor does not oppose this Motion. Public Counsel does not oppose the Motion but did express some concerns regarding the timing of the filing for Prehearing Statements as originally proposed by the Procedure Order.

WHEREFORE, and in consideration of the above, Turkey Creek requests the Prehearing Officer to grant the relief requested within the body of this Motion.

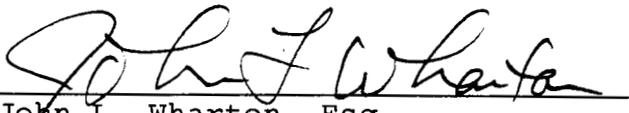
DATED this 23rd day of September, 1993.



John L. Wharton, Esq.
ROSE, SUNDSTROM & BENTLEY
2548 Blairstone Pines Drive
Tallahassee, FL 32301
(904) 877-6555

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished by Hand Delivery to Catherine Bedell, Esq., Division of Legal Services, Florida Public Service Commission, 101 East Gaines Street, Tallahassee, FL 32301 and by regular U.S. Mail to Stephen C. Reilly, Esq., Office of Public Counsel, 111 West Madison Street, Room 812, Tallahassee, FL 32399-1400 and Peter C.K. Enwall, P.A., 211 NE First Street, Gainesville, FL 32602 on this 23rd day of September, 1993.



John L. Wharton, Esq.