

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for rate increase in Brevard, Charlotte/Lee, Citrus, Clay, Duval, Highlands, lake, Marion, martin, Nassau, Orange, Osceola, Pasco, Putnam, Seminole, Volusia, and Washington Counties by SOUTHERN STATES UTILITIES, INC.; Collier County by MARCO SHORES UTILITIES (Deltona); Hernando County SPRING HILL UTILITIES (Deltona); and Volusia County DELTONA LAKES UTILITIES (Deltona).

DOCKET NO. 920199-WS
ORDER NO. PSC-97-1210-PCO-WS
ISSUED: October 6, 1997

ORDER GRANTING PETITION TO INTERVENE

BY THE COMMISSION:

On September 18, 1997, Joseph J. DeRouin, Victoria M. DeRouin, Peter H. Heeschen, Elizabeth A. Riordan, Carvell Simpson, and Edward Slezak (customers DeRouin et al.) filed a Petition to Intervene in the above-referenced docket. In their petition, customers DeRouin et al. state that they are customers of Florida Water Services Corporation; that their substantial interests are affected by the outcome of the Commission's decision addressing the Southern States Utils., Inc. v. Florida Public Service Comm'n decision; that the Court has stated that the Commission must allow intervention to potential surcharge groups; and that the Office of Public Counsel cannot advocate on behalf of all utility customers in this case because different groups of customers have diverse and conflicting positions. No responses to the petition to intervene were filed and the time for filing responses has expired.

The Court has directed us to consider any petitions for intervention filed by groups subject to a potential surcharge in this case. Southern States Utils., Inc., 22 Fla. L. Weekly at D1493. Therefore, the petition to intervene filed by customers DeRouin et al. shall be granted.

DOCUMENT NUMBER-DATE

10194 OCT-62

FPSC-RECORDS/REPORTING

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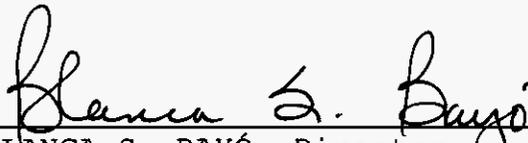
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Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the petition to intervene filed on September 18, 1997, by Joseph J. DeRouin, Victoria M. DeRouin, Peter H. Heeschen, Elizabeth A. Riordan, Carvell Simpson, and Edward Slezak, is granted. It is further

ORDERED that all parties shall furnish copies of future pleadings and other documents that are hereafter filed in this proceeding to Charles R. Forman, Esquire, 320 Northwest 3rd Avenue, Ocala, Florida 34475.

By ORDER of the Florida Public Service Commission this 6th day of October, 1997.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

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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, 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.