

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of HUDSON	)	DOCKET NO. 881398-SU
UTILITIES, INC. for a staff-assisted	)	ORDER NO. 22375
rate case in Pasco County	)	ISSUED: 1/8/90
	)	

The following Commissioners participated in the disposition of this matter:

BETTY EASLEY  
GERALD L. GUNTER

ORDER CLOSING DOCKET

BY THE COMMISSION:

On October 25, 1988, Hudson Utilities, Inc. (utility) filed its request for a staff-assisted rate case. A customer meeting was held in the service territory on April 3, 1989. On June 7, 1989, we issued Proposed Agency Action Order No. 21348, setting final rates and charges for the utility. On June 28, 1989, Mr. John Renoe (objector), a customer, timely protested the order. The matter was set for hearing. At the Prehearing Conference held in Tallahassee on September 15, 1989, agreement was reached on various matters in dispute and the objector withdrew his objection based on the agreements reached. As a result of the agreements reached, Order No. 22139 was issued on November 6, 1989.

The rates and charges we approved were only to be implemented when the tax-free bond proceeds the utility was seeking were in the possession of the bank trustee. In November 1989, the utility informed our staff that Pasco County had withdrawn its support of the tax-free bond issue. The utility, however, still intends to proceed with its aggressive expansion plan and will seek the funds through a taxable bond issue. As a consequence of Pasco County's withdrawing its support of the tax-free bond issue, the final rates will not be implemented. The utility may refile for staff-assistance at another time when it has the requisite data.

There being no further action to take in this docket, it may be closed.

It is, therefore,

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ORDERED by the Florida Public Service Commission that since the contingency stated in Orders Nos. 21348 and 22139 did not occur and the rates and charges cannot therefore be implemented, this docket is hereby closed.

By ORDER of the Florida Public Service Commission  
this 8th day of JANUARY, 1990.

  
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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

NSD

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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 the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, 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 sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.