

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for) DOCKET NO. 940303-WS
amendment of Certificates Nos.) ORDER NO. PSC-96-0563-PCO-WS
533-W and 464-S to add territory) ISSUED: April 30, 1996
in Lake and Orange Counties by)
SOUTHLAKE UTILITIES, INC.)
_____)

ORDER GRANTING CONTINUANCE IN PART, RESETTling
HEARING DATES AND REVISING PROCEDURAL DATES

This matter was scheduled for a formal hearing on September 11-12, 1996, in Orange County, Florida. On April 2, 1996, Southlake Utilities, Inc. (Southlake) filed a Motion for Continuance. In its motion, Southlake states that: 1) the parties are negotiating a settlement; 2) Southlake is seeking a stay of the proceedings pending the resolution of its appeal of Order No. PSC-96-0329-FOF-WS; and 3) counsel for Southlake has a scheduling conflict with the current hearing dates.

After reviewing the motion, I find it appropriate to grant, in part, the motion for a continuance. The hearing scheduled for September 11-12, 1996, in Orange County, Florida, has been cancelled by the Chairman. However, the matter shall not be continued until after resolution of Southlake's appeal. The Chairman has rescheduled the hearing for October 31 - November 1, 1996. Accordingly, the controlling dates, established by Order No. PSC-96-0238-PCO-WS, issued February 19, 1996, to govern the key activities of this case, are modified as follows:

- 1) Utility's direct testimony and exhibits May 24, 1996
- 2) Intervenors' direct testimony June 28, 1996
- 3) Staff's direct testimony and exhibits, if any July 26, 1996
- 4) Rebuttal testimony and exhibits August 20, 1996
- 5) Prehearing Statements September 18, 1996
- 6) Prehearing Conference October 2, 1996
- 7) Hearing October 31 - November 1, 1996
- 8) Briefs November 22, 1996

DOCUMENT NUMBER-DATE

04849 APR 30 96

FPSC-RECORDS/REPORTING

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All other portions of Order No. PSC-96-0238-PCO-WS remain unchanged.

Additionally, on April 5, 1996, Southlake filed a Motion for Extension of Time to File Testimony and Exhibits. The ruling set forth in this order renders Southlake's Motion for Extension of Time to File Testimony and Exhibits moot.

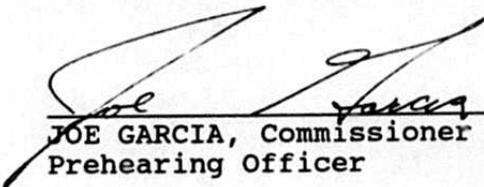
Based on the foregoing, it is

ORDERED by Commissioner Joe Garcia, as Prehearing Officer, that Southlake Utilities, Inc.'s Motion for Continuance is granted in part, as set forth in the body of this Order. It is further

ORDERED that the hearing scheduled in this matter on September 11-12, 1996, in Orange County, Florida, is hereby cancelled and rescheduled as set forth in the body of this Order. It is further

ORDERED that the controlling dates as set forth in the body of this order supersede the controlling dates set forth in Order No. PSC-96-0238-PCO-WS.

By ORDER of Commissioner Joe Garcia, as Prehearing Officer, this 30th day of April, 1996.



JOE GARCIA, Commissioner and
Prehearing Officer

(S E A L)

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(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 25-22.0376, 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.