

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for approval ) DOCKET NO. 960394-WU  
of transfer of facilities of ) ORDER NO. PSC-96-1101-FOF-WU  
Glenn's Cove Central Water ) ISSUED: August 28, 1996  
System in Lake County to City of )  
Tavares and cancellation of )  
Certificate No. 324-W )  
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The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman  
J. TERRY DEASON  
JOE GARCIA  
JULIA L. JOHNSON  
DIANE K. KIESLING

ORDER VACATING ORDER  
AND REINSTATING CERTIFICATE

BY THE COMMISSION:

On March 29, 1996, this Commission received an application from Glenn's Cove Central Water System (Glenn's Cove) for approval of the transfer of its facilities to the City of Tavares (the City) pursuant to Section 367.071(4)(a), Florida Statutes, and Rule 25-30.037, Florida Administrative Code. Pursuant to Section 367.071(4)(a), Florida Statutes, the transfer must be approved as a matter of right. The transfer was to occur on June 4, 1996.

Order No. PSC-96-0782-FOF-WU, issued on June 17, 1996, acknowledged the transfer and cancelled Certificate No. 324-W. However, on about June 26, 1996, we received notice from the City that the transfer had not occurred on June 4, 1996 as planned because the City decided to rescind the sales contract via a feasibility clause in the agreement. Because the transfer did not occur, Glenn's Cove remains subject to this Commission's jurisdiction. Therefore, we find it appropriate to vacate Order No. PSC-96-0782-FOF-WU and reinstate Certificate No. 324-W.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Order No. PSC-96-0782-FOF-WU is vacated and Certificate No. 324-W is reinstated. It is further

ORDERED that this docket is closed.

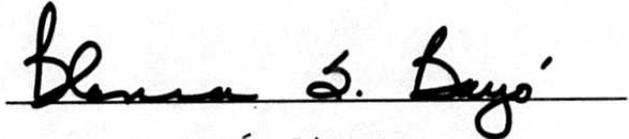
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FPSC-RECORDS/REPORTING

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By ORDER of the Florida Public Service Commission, this 28th  
day of August, 1996.



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 120.59(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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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 and/or wastewater 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.