

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Investigation of) DOCKET NO. 960814-WS
possible overearnings in Manatee) ORDER NO. PSC-96-1577-PCO-WS
County by Keith & Clara Starkey) ISSUED: December 30, 1996
d/b/a Heather Hills Estates)
_____)

ORDER SUSPENDING HEARING SCHEDULE

By Order No. PSC-96-1126-FOF-WS, issued September 5, 1996, the Commission proposed to restructure the rates and charges of Keith & Clara Starkey d/b/a Heather Hills Estates (Utility). The Commission further found the Utility to be overearning by \$1,826 annually. This Order was timely protested on September 25, 1996, by 14 customers. Order No. PSC-96-1269-PCO-WS, issued October 9, 1996, established the hearing schedule and procedures. Order No. PSC-96-1433-PCO-WS, issued November 22, 1996, revised the dates of the hearing schedule and procedures.

On December 30, 1996, the Office of Public Counsel, on behalf of the protestors, filed a stipulation signed by all of the parties in this docket. This stipulation states that the parties have resolved the controversies raised in the docket by a proposal that the utility reduce the Commission-approved rates stated in Order No. PSC-96-1126-FOF-WS, in lieu of instituting the required meter replacement program. In order to allow time to analyze and rule on the stipulation, the hearing schedule will be suspended. The Commission's ruling on the stipulation, and the scheduling of key dates in this docket will be addressed in a separate order.

Based upon the foregoing, it is

ORDERED by Chairman Susan F. Clark, as Prehearing Officer, that the hearing schedule contained in Order No. PSC-96-1433-PCO-WS shall be suspended. It is further

By ORDER of Chairman Susan F. Clark, as Prehearing Officer, this 30th day of December, 1996



SUSAN F. CLARK, Chairman and
Prehearing Officer

(S E A L)
RA

DOCUMENT NO.

13796-96

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.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Investigation of) DOCKET NO. 960814-WS
possible overearnings in Manatee) ORDER NO. PSC-96-1577-PCO-WS
County by Keith & Clara Starkey) ISSUED: December 30, 1996
d/b/a Heather Hills Estates)
_____)

ORDER SUSPENDING HEARING SCHEDULE

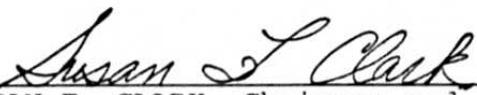
By Order No. PSC-96-1126-FOF-WS, issued September 5, 1996, the Commission proposed to restructure the rates and charges of Keith & Clara Starkey d/b/a Heather Hills Estates (Utility). The Commission further found the Utility to be overearning by \$1,826 annually. This Order was timely protested on September 25, 1996, by 14 customers. Order No. PSC-96-1269-PCO-WS, issued October 9, 1996, established the hearing schedule and procedures. Order No. PSC-96-1433-PCO-WS, issued November 22, 1996, revised the dates of the hearing schedule and procedures.

On December 30, 1996, the Office of Public Counsel, on behalf of the protestors, filed a stipulation signed by all of the parties in this docket. This stipulation states that the parties have resolved the controversies raised in the docket by a proposal that the utility reduce the Commission-approved rates stated in Order No. PSC-96-1126-FOF-WS, in lieu of instituting the required meter replacement program. In order to allow time to analyze and rule on the stipulation, the hearing schedule will be suspended. The Commission's ruling on the stipulation, and the scheduling of key dates in this docket will be addressed in a separate order.

Based upon the foregoing, it is

ORDERED by Chairman Susan F. Clark, as Prehearing Officer, that the hearing schedule contained in Order No. PSC-96-1433-PCO-WS shall be suspended. It is further

By ORDER of Chairman Susan F. Clark, as Prehearing Officer, this 30th day of December, 1996



SUSAN F. CLARK, Chairman and
Prehearing Officer

(S E A L)
RA

DOCUMENT NO.

13796-96

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.