

MEMORANDUM

RECEIVED-FPSC

NOV 25 AM 10:37

November 20, 1998

REC. AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (CROSBY) *YPS*

RE: DOCKET NO. 981641-OT - REQUEST FOR REPRESENTATION BY A QUALIFIED REPRESENTATIVE PURSUANT TO RULE 28-106.106, FLORIDA ADMINISTRATIVE CODE - APPLICATION OF CHC VII, LTD., FOR 1998 PASS-THROUGH OF REGULATORY ASSESSMENT FOR WATER AND WASTEWATER IN POLK COUNTY (WS-98-0217).

98-16016-PCO

Attached is an ORDER AUTHORIZING QUALIFIED REPRESENTATIVE STATUS, to be issued in the above-referenced docket.

(Number of pages in order - 2)

ALC/dr

Attachment

cc: Division of Water and Wastewater (Chase, Kaproth)

I:\981641D.ALC

*Per Conversation between
RAR/Byp & LSG/Crosby
order to be re-filed.
11/28/98 2:50
June*

MEMORANDUM

December 3, 1998
~~November 25, 1998~~

RECEIVED-EPSC

DEC -2 PM 3:29

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (CROSBY) *YH*

RE: DOCKET NO. 981641-OT - REQUEST FOR REPRESENTATION BY A QUALIFIED REPRESENTATIVE PURSUANT TO RULE 28-106.106, FLORIDA ADMINISTRATIVE CODE - APPLICATION OF CHC VII, LTD., FOR 1998 PASS-THROUGH OF REGULATORY ASSESSMENT FOR WATER AND WASTEWATER IN POLK COUNTY (WS-98-0217).

Attached is an ORDER AUTHORIZING QUALIFIED REPRESENTATIVE STATUS, to be issued in the above-referenced docket.

(Number of pages in order - 2)

MUST GO TODAY

ALC/dr

Attachment

cc: Division of Water and Wastewater (Chase, Kaproth)

I:\981641D.ALC

2/0

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for representation by a qualified representative pursuant to Rule 25-106.106, Florida Administrative Code - Application of CHC VII, Ltd., for 1998 Pass-Through of Regulatory Assessment For Water and Wastewater in Polk County (WS-98-0217).

DOCKET NO. 981641-OT
ORDER NO. PSC-98-1616-PCO-OT
ISSUED: December 3, 1998

ORDER AUTHORIZING QUALIFIED REPRESENTATIVE STATUS

On October 16, 1998, Ray Moats, President of Century Realty Funds, Inc., General Partner of CHC VII, Ltd., submitted a written request pursuant to Rule 28-106.106, Florida Administrative Code, for Norman F. Mears to appear as Qualified Representative for CHC VII, Ltd. The request was officially filed with the Commission on November 19, 1998. Having reviewed the request, it appears that Norman F. Mears has the necessary qualifications to responsibly represent CHC VII, Ltd.'s interest in a manner which will not impair the fairness of the proceeding or the correctness of the action to be taken. Having met the requirements of Rule 28-106.106(4), Florida Administrative Code, Norman F. Mears is authorized to appear as Qualified Representative in this filing.

Based on the foregoing, it is

ORDERED by Chairman Julia L. Johnson, as Presiding Officer, that Norman F. Mears, 1344 Vickers Drive, Tallahassee, Florida, 32303, is authorized to appear as Qualified Representative on behalf of CHC VII, Ltd., 5015 South Florida Avenue, Post Office Box 5252, Lakeland, Florida, 33807-5252, in this filing.

By ORDER of Chairman Julia L. Johnson, as Presiding Officer, this 3rd day of December, 1998.



JULIA L. JOHNSON
Chairman and Presiding Officer

(S E A L)

ALC

DOCUMENT NUMBER-DATE

13644 DEC-38

FPSC-RECORDS/REPORTING

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.