

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Florida  
Public Utilities Company.

DOCKET NO. 070304-EI  
ORDER NO. PSC-07-0896-PCO-EI  
ISSUED: November 5, 2007

ORDER GRANTING MOTION FOR EXTENSION OF TIME

On November 1, 2007, Florida Public Utilities Company (FPUC) filed a motion for extension of time to respond to interrogatories and requests filed by the Office of Public Counsel (OPC) on October 9, 2007. FPUC states that OPC served 129 interrogatories and 81 requests for documents on that date. Responses to the interrogatories and requests are due (30) days from the date of service or November 8, 2007.

FPUC states that because of the volume of requests and resources available to respond to the requests, it requests an extension of time until November 14, 2007, in which to respond to the Citizens' first set of interrogatories.

FPUC also requests additional time to file initial specific objections to the Citizens' second set of interrogatories and third request for production of documents served on October 17, 2007. FPUC asserts that it has reviewed this discovery but that a sufficient analysis of the requests has not yet been completed and thus it requests an extension of time to and including November 8, 2007, in which to file objections.

FPUC asserts that it has advised counsel for OPC of FPUC's Motion for Extensions of Time and was authorized to represent that OPC has no objection to either request.

Upon consideration, I find it reasonable and appropriate to grant FPUC's Motions for Extension of Time. FPUC shall file its response to the Citizens' first set of interrogatories and requests by November 14, 2007. FPUC shall file any objections to the Citizens' second set of interrogatories and third request for production of documents by November 8, 2007.

Based on the foregoing, it is

ORDERED that Florida Public Utilities Company's Motion for Extensions of Time is granted. It is further

ORDERED that Florida Public Utilities Company shall file its response to the Citizens' first set of interrogatories and requests by November 14, 2007. It is further

ORDERED that Florida Public Utilities Company shall file any objections to the Citizens' second set of interrogatories and third request for production of documents by November 8, 2007.

DOCUMENT NUMBER-DATE

10045 NOV-5 07

FPSC-COMMISSION CLERK

By ORDER of Commissioner Nancy Argenziano, as Prehearing Officer, this 5th day of November, 2007.



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NANCY ARGENZIANO  
Commissioner and Prehearing Officer

( S E A L )

MCB

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; 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 wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, 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.