

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Application for certificate to operate
water utility in Lake County by Colina Bay
Water Company, LLC.

DOCKET NO. 060139-WU
ORDER NO. PSC-06-0939-PCO-WU
ISSUED: November 7, 2006

ORDER GRANTING MOTION FOR EXTENSION OF TIME TO FILE EXECUTED AND
RECORDED WARRANTY DEED

By Proposed Agency Action Order No. PSC-06-0775-PAA-WU (PAA Order), issued September 18, 2006, this Commission required Colina Bay Water Company, LLC (Colina Bay) to file an executed and recorded copy of the warranty deed for the land for the water facilities within 30 days of the PAA Order (October 18, 2006). That PAA Order was finalized by Consummating Order No. PSC-06-0857-CO-WU, issued October 13, 2006.

Colina Bay filed its Motion for Extension of Time to File Executed and Recorded Warranty Deed (Motion) on October 17, 2006. To justify its request for an extension of time, Colina Bay states in its Motion that the plat for Colina Bay has not yet been recorded, which would thereby identify the various parcels by lot number. Therefore, the various parcels would have to be identified using a metes and bounds description as opposed to a more simple lot designation. Colina Bay further states that the plat is expected to be recorded within the next 30 days. To simplify matters, and to give it sufficient time to receive the warranty deed back from the Clerk, Colina Bay requests that it be granted a 60-day extension of time to file an executed and recorded warranty deed.

Upon consideration, Colina Bay's Motion is granted. Colina Bay shall now be required to file an executed and recorded warranty deed by December 18, 2006.

Based on the foregoing, it is

ORDERED by Commissioner Katrina J. Tew, as Prehearing Officer, that Colina Bay Water Company, LLC's Motion for Extension of Time to File Executed and Recorded Warranty Deed is granted as set forth in the body of this Order. It is further


ORDERED that Colina Bay Water Company, LLC shall file an executed and recorded copy of the warranty deed for the land for its water facilities by no later than December 18, 2006.

DOCUMENT NUMBER-DATE

10265 NOV-7 06

FPSC-COMMISSION CLERK

By ORDER of Commissioner Katrina J. Tew, as Prehearing Officer, this 7th day of November, 2006.


KATRINA J. TEW
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 120.569(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 Director, Division of the Commission Clerk and Administrative Services, 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.