

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Investigation Into the) DOCKET NO. 930880-WS
Appropriate Rate Structure for) ORDER NO. PSC-94-0356-PHO-WS
SOUTHERN STATES UTILITIES, INC.) ISSUED: March 28, 1994
for all Regulated Systems in)
Bradford, Brevard, Citrus, Clay,)
Collier, Duval, Hernando,)
Highlands, Lake, Lee/Charlotte,)
Marion, Martin, Nassau, Orange,)
Osceola, Pasco, Putnam,)
Seminole, St. Johns, St. Lucie,)
Volusia, and Washington)
Counties.)
_____)

ORDER REQUIRING NOTICE TO CUSTOMERS
IN CHARLOTTE AND SARASOTA COUNTIES

As a result of the Commission's decision in Docket No. 930945-WS on March 8, 1994, to determine whether it has jurisdiction over the Southern States Utilities, Inc., (SSU) systems in Charlotte, Sarasota, Polk and Hillsborough Counties, it is possible that the Commission's decision in this proceeding will affect those customers in some future proceeding. Therefore, it is necessary and appropriate to require that SSU provide notice to customers in Charlotte and Sarasota Counties of the customer hearings and the technical hearing in this proceeding. Orders Nos. PSC-93-1516-PCO-WS and PSC-94-0216-PCO-WS have required the provision of notice to customers in this proceeding pursuant to Rule 25-22.0407(6) and (7), Florida Administrative Code, in the specific manner set forth in Order No. PSC-94-0216-PCO-WS.

Accordingly, SSU shall comply with the provisions of those Orders in regard to the customers in Sarasota and Charlotte Counties by sending the attached memorandum, accompanied by the notice that has already been sent to the customers of all SSU systems over which the Commission has jurisdiction and to those customers in Polk and Hillsborough Counties, to the customers of its systems in Charlotte and Sarasota Counties within seven days. SSU shall also provide notice of the technical hearing in this proceeding to the same customers pursuant to Rule 25-22.0407(6) and (7), Florida Administrative Code.

Based on the foregoing, it is, therefore,

ORDERED by Commissioner Julia L. Johnson, as Prehearing Officer, that Southern States Utilities, Inc., shall provide notice of this proceeding to the customers of its systems in Charlotte and

DOCUMENT NUMBER-DATE

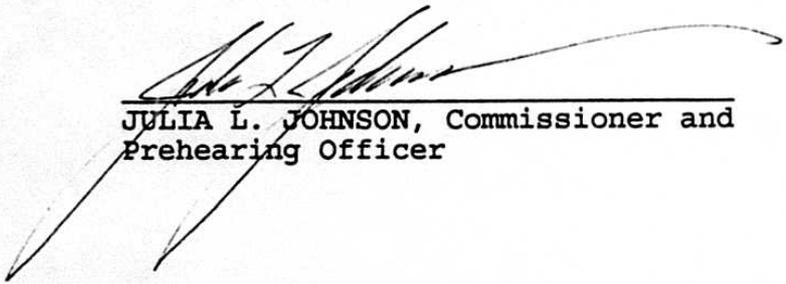
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Sarasota Counties pursuant to the requirements of Rule 25-22.0407(6) and (7), Florida Administrative, as specifically set forth in the body of this Order.

By ORDER of Commissioner Julia L. Johnson, as Prehearing Officer, this 28th day of March, 1994.



JULIA L. JOHNSON, Commissioner and
Prehearing Officer

(S E A L)

SFS

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 25-22.038(2), 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.

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ATTACHMENT A

_____, 19____

TO: THE CUSTOMERS OF SOUTHERN STATES UTILITIES,
INC., IN CHARLOTTE AND SARASOTA COUNTIES

FROM: SOUTHERN STATES UTILITIES, INC.

RE: CUSTOMER HEARING ON APRIL 27, 1994

Please read the attached notice which has been sent to the customers of Southern States Utilities, Inc. (Southern States), in all of the counties in which its systems are regulated by the Florida Public Service Commission (the Commission), as well as to its customers in Polk and Hillsborough Counties. In response to a request for a declaratory statement from Southern States, the Public Service Commission recently decided that it will determine whether the Commission has jurisdiction over Southern States' systems in Polk, Hillsborough, Charlotte and Sarasota Counties. This jurisdictional determination will be based on the Commission's decision of whether the service provided by Southern States results from a "combination of functionally related facilities and land" which "transverses county boundaries" pursuant to Sections 367.021(11) and 367.171(7), Florida Statutes. If the Commission determines that it does have jurisdiction over Southern States' systems in Polk, Hillsborough, Charlotte and Sarasota Counties, the rates of the customers of those systems may be affected in later proceedings by the decision the Commission makes in Docket No. 930880-WS. For this reason, the Commission has requested that we provide the attached notice to you. A service hearing in Docket No. 930880-WS has been scheduled for Wednesday, April 27, 1994, at 1:30 PM, at the following location specifically for the convenience of the customers in Charlotte and Sarasota Counties.

Sarasota County Fairgrounds
Ken Clark Building
3000 Ringling Boulevard
Sarasota, Florida 34237