



JACK SHREVE
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ORIGINAL
FILE COPY

December 18, 1995

Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 950495-WS

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are the original and 15 copies of Citizens' Motion to Reestablish Official Filing Date.

Please indicate the time and date of receipt on the enclosed duplicate of this letter and return it to our office.

Sincerely,

Charles J. Beck
Deputy Public Counsel

- ACK ✓
- AFA 3
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG 1
- LIN 6
- OPC _____
- RCH _____
- SEC 1
- WAS Willis
- OTH _____

CJB:bsr
Enclosures

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EPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
12706 DEC 18 95
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for a rate)
increase for Orange-Osceola)
Utilities, Inc. in Osceola County,)
and in Bradford, Brevard, Charlotte,)
Citrus, Clay, Collier, Duval,)
Highlands, Lake, Lee, Marion,)
Martin, Nassau, Orange, Osceola,)
Pasco, Putnam, Seminole, St. Johns,)
St. Lucie, Volusia, and Washington)
Counties by Southern States)
Utilities, Inc.)

Docket No. 950495-WS

Filed: December 18, 1995

MOTION TO REESTABLISH OFFICIAL FILING DATE

Florida's Citizens ("Citizens"), by and through Jack Shreve, Public Counsel, move the Florida Public Service Commission ("Commission") to reestablish the official filing date in this case.

1. During the month of August, 1995, the Director of the Division of Water and Wastewater determined the official filing date in this case to be August 2, 1995.

2. By letter from Kenneth A. Hoffman to the Director of the Division of Records and Reporting dated November 13, 1995, Southern States Utilities, Inc. ("Southern States") forwarded and filed 39 supplemental volumes of Minimum Filing Requirements ("MFRs").

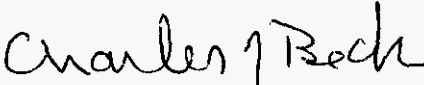
3. Because Southern States decided to file these additional 39 volumes of MFRs after the determination of the official filing date, the official filing date must now be changed to no earlier than November 13, 1995.

4. Rule 25-30.025, Florida Administrative Code, defines "official date of filing" as the date on which the Director of the Division of Water and Wastewater determines the utility has filed **complete** sets of the minimum filing requirements. Obviously, the director did not know at that time that the minimum filing requirements were not complete. Southern States did not file the 39 additional volumes until November 13, 1995. Now that Southern States supplemented the MFRs with 39 additional volumes, the official filing date must be changed to a date no earlier than the date of this supplemental filing.

5. The parties and the Commission are entitled to have the complete case filing of a utility on or before the official filing date. The Commission should reestablish the official filing date in this case to a date no earlier than November 13, 1995.

Respectfully submitted,

JACK SHREVE
PUBLIC COUNSEL


Charles J. Beck
Deputy Public Counsel

Office of Public Counsel
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111 West Madison Street
Room 812
Tallahassee, FL 32399-1400

Attorneys for the Citizens
of the State of Florida

CERTIFICATE OF SERVICE
DOCKET NO. 950495-WS

I HEREBY CERTIFY that a correct copy of the foregoing has been furnished by U.S. Mail or hand-delivery* to the following parties on this 18th day of December, 1995.

*Ken Hoffman, Esq.
William B. Willingham, Esq.
Rutledge, Ecenia, Underwood,
Purnell & Hoffman, P.A.
P.O. Box 551
Tallahassee, FL 32302-0551

Brian Armstrong, Esq.
Matthew Feil, Esq.
Southern States Utilities
General Offices
1000 Color Place
Apopka, FL 32703

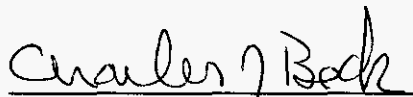
Kjell W. Petersen
Director
Marco Island Civic Association
P.O. Box 712
Marco Island, FL 33969

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