

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for rate) DOCKET NO. 951056-WS
increase in Flagler County by) ORDER NO. PSC-96-0723-PCO-WS
Palm Coast Utility Corporation.) ISSUED: May 29, 1996
_____)

ORDER GRANTING PETITION TO INTERVENE

BY THE COMMISSION:

On May 10, 1996, the Dunes Community Development District (Dunes), by and through its attorney, Richard D. Melson, Esquire, filed a Petition to Intervene as a party in this docket. No existing parties filed a response.

Dunes is a governmental water, wastewater and reuse utility providing service to residences and businesses in Flagler County. Dunes is a customer of Palm Coast Utilities Corporation (PCUC). Dunes purchases potable water from PCUC on a bulk service basis and obtains unfiltered effluent from PCUC pursuant to agreement.

Upon review of the petition, it appears that as a customer of PCUC, Dunes's substantial interests may be affected by this proceeding. Accordingly, Dunes's request to intervene and participate as a full party in this docket shall be granted.

Pursuant to Rule 25-22.039, Florida Administrative Code, Dunes takes the case as it finds it. All parties to this docket shall furnish copies of all testimony, exhibits, pleadings, and other documents that are hereinafter filed in this docket to Richard D. Melson, Esquire, Hopping Green Sams & Smith, P.A., P.O. Box 6526, Tallahassee, Florida 32137.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the Petition to Intervene filed by Dunes Community Development District is hereby granted as set forth in the body of this Order. It is further

ORDERED that all parties to this docket shall furnish copies of all testimony, exhibits, pleadings, and other documents that are hereinafter filed in this docket to Richard D. Melson, Esquire, Hopping Green Sams & Smith, P.A., P.O. Box 6526, Tallahassee, Florida 32137.

DOCUMENT NUMBER-DATE

05886 MAY 29 1996

FPSC-RECORDS/REPORTING

280

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By ORDER of the Florida Public Service Commission, this 29th
day of May, 1996.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

by: Kay Flynn
Chief, Bureau of Records

(S E A L)

SKE

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 25-22.0376, 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.

MEMORANDUM

RECEIVED
MAY 23 1996

MAY 21, 1996

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FPSC-RECORDS/REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (EDMONDS) *[Signature]*
RE: DOCKET NO. 951056-WS - APPLICATION FOR RATE INCREASE IN
FLAGLER COUNTY BY PALM COAST UTILITY CORPORATION.

723-PCC

Attached is an ORDER GRANTING PETITION TO INTERVENE to be issued in the above-referenced docket. (Number of pages in Order - 2)

SKE/mw

Attachment

cc: Division of Water and Wastewater (Willis, Crouch, Merchant, Moniz, Rendell, Starling, Washington)

I: 951056P2.SKE

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