

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for approval of) DOCKET NO. 930424-EI
proposal for incentive return on)
demand-side management)
investments by FLORIDA POWER)
CORPORATION.)

In Re: Request for approval of) DOCKET NO. 930444-EI
proposal for revenue decoupling) ORDER NO. PSC-94-1084-PCO-EI
by FLORIDA POWER CORPORATION.) ISSUED: September 2, 1994

ORDER GRANTING MOTION TO RESCHEDULE

On April 11, 1994, we issued Order No. PSC-94-0436-FOF-EI, in these dockets, deferring consideration of Florida Power Corporation's revenue decoupling and demand-side management incentives proposals until after the hearing on adoption of numeric conservation goals. On August 12, 1994, the Legal Environmental Assistance Foundation, Inc. (LEAF), filed a motion to reschedule the vote in these dockets, pointing out that the hearing on adoption of conservation goals had been completed. On August 19, 1994, the Florida Industrial Power Users Group (FIPUG) filed a response to LEAF's motion to reschedule, stating that the Commission intended to defer action on these dockets until disposition of the conservation goals dockets, and not simply until after the hearing.

The special agenda in the conservation goals dockets is scheduled to be held on October 3, 1994. The concerns expressed by both LEAF and FIPUG can be addressed by scheduling the Commission's vote in these dockets to immediately follow our vote in the conservation goals dockets on October 3, 1994.

Based on the foregoing, it is therefore,

ORDERED by the Florida Public Service Commission that the Motion to Reschedule, filed by the Legal Environmental Assistance Foundation on August 12, 1994, is hereby granted. It is further

ORDERED that the agenda conference for Docket Nos. 930424-EI and 930444-EI, is hereby rescheduled for October 3, 1994, at 9:30 a.m.

DOCUMENT NUMBER-DATE

09094 SEP-28

FPSC-RECORDS/REPORTING

ORDER NO. PSC-94-1084-PCO-EI
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By ORDER of Chairman J. Terry Deason, this 2nd day of Sep-
tember, 1994.



J. TERRY DEASON, Chairman

(S E A L)

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.