

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition to resolve territorial dispute in Baker County with Okefenoke Rural Electric Membership Corporation by Florida Power and Light Company.)	DOCKET NO. 920420-EU
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In Re: Petition to resolve territorial dispute in Nassau County with Okefenoke Rural Electric Membership Corporation by Florida Power and Light Company.)	DOCKET NO. 920421-EU
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In Re: Petition to Resolve Territorial Dispute between Florida Power and Light Company and Okefenoke Rural Electric Membership Corporation in the City of Callahan.)	DOCKET NO. 920731-EU
)	ORDER NO. PSC-94-1478-PCO-EU
)	ISSUED: December 1, 1994
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ORDER GRANTING JOINT MOTION FOR CONTINUANCE

On November 16, 1994, Florida Power and Light Company (FPL) and Okefenoke Rural Electric Membership Corporation (Okefenoke) filed a Joint Motion for Continuance in these consolidated cases. They requested a thirty day continuance to concentrate on settlement negotiations which they assert are proceeding in good faith. They anticipate that they will be able to settle or determine that they cannot settle within this time period.

This is the third continuance the parties have requested, and the prehearing conference and hearing will have to be cancelled if the continuance is granted. Nevertheless, it appears that the parties are very close to reaching a comprehensive, multi-county agreement that will delineate a complete boundary between their service territories. Our staff represents that the parties are working hard to develop an agreement that incorporates staff's suggestions. Under these circumstances, to further the Commission's long-standing policy to encourage territorial agreements, the joint motion for continuance is granted for thirty days from the date this Order is issued. At that time, if the parties have not filed an amended petition for approval of a territorial agreement, a hearing will be rescheduled. No further requests for continuance will be considered.

DOCUMENT NUMBER-DATE

12095 DEC-1 3

FPSC-RECORDS/REPORTING

ORDER NO. PSC-94-1478-PCO-EU
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By ORDER of Chairman J. Terry Deason, as Prehearing Officer,
this 1st day of December, 1994.


J. TERRY DEASON, Chairman and
Prehearing Officer

(S E A L)

MCB

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.