

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for a limited proceeding to approve third SoBRA, by Tampa Electric Company.

DOCKET NO.: 20190136-EI

FILED: October 4, 2019

CITIZENS' AGREED MOTION TO CANCEL THE PREHEARING CONFERENCE

The Citizens of the State of Florida, through the Office of Public Counsel (“OPC”) file this Agreed Motion requesting that, as a result of the comprehensive stipulation of the issues submitted on October 2, 2019, the Commission, through the Pre-hearing Officer, cancel the Prehearing Conference scheduled for October 8, 2019 pursuant to Order No. PSC-2019-0295-PCO-EI (“OEP”). In support, the OPC states as follows:

On June 28, 2019, Tampa Electric Company (“Company”) filed a petition for a limited proceeding seeking approval for its third solar base rate adjustment. On October 2, 2019 the Company filed a letter transmitting a set of comprehensive stipulations between the Company and the OPC and the Florida Industrial Power Users Group (“FIPUG”). The stipulation between the Company and OPC are affirmatively agreed (known as Type I), while the agreement between the Company and FIPUG is a Type II stipulation, meaning that FIPUG does not affirmatively join in the stipulations but expresses no opposition. The Commission has historically treated such a combination of Type I and Type II stipulations as an evidentiary basis that no factual dispute exists and has treated the entirety of such a stipulation as one that can be disposed of by a single Commission vote. The parties have also agree to the admission of all prefiled testimony and exhibits without cross-examination while requesting an opportunity to make a brief opening statement at the final hearing.

Furthermore, at the request of the Commission Staff, the parties have reviewed the Comprehensive Exhibit List (“CEL”) and have, by this Motion, indicated their agreement to the entry of the CEL into the record.

Given that the issues are stipulated and the admission of testimonial evidence and the CEL is also agreed, the OPC, on behalf of the Company and FIPUG, respectfully suggests that administrative efficiency supports cancellation of the October 8, 2019 Prehearing Conference. Accordingly, the OPC requests that the Commission, cancel the Prehearing Conference scheduled for October 8, 2019 in this matter. The OPC has consulted with Tampa Electric and FIPUG and is authorized to state that they are in agreement with this Motion.

WHEREFOR, the OPC requests that the Commission grant the agreed relief requested herein.

Respectfully submitted,

J.R. Kelly
Public Counsel

/s/ Charles J. Rehwinkel
Charles J. Rehwinkel

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CERTIFICATE OF SERVICE
Docket No. 20190136-EI

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic mail on this 4th day of October, 2019, to the following:

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