

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for Approval of)	DOCKET NO. 900091-EG
Energy Conservation Plan by)	ORDER NO. 23667
Florida Power & Light Company.)	ISSUED: 10-24-90
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ORDER ON PROCEDURE

On October 2, 1990, the Commission issued Proposed Agency Action Order No. 23560, approving with certain conditions and exceptions Florida Power & Light Company's (FPL) conservation plan. Order No. 23560 provides that it will become final on October 24, 1990 unless a petition for formal proceedings was filed no later than October 23, 1990 by a person(s) whose interests were substantially affected by the Order.

On October 23, 1990, two petitions were filed with the Commission concerning formal proceedings on Order No. 23560: the Joint Petition of the Independent Savings Plan Company, Solar City, Inc., and Solar Heating Systems for Formal Proceedings on a Limited Aspect of the Agency Action Proposed in Order No. 23560 (the Joint Petition), and the Petition of the Florida Solar Energy Industries Association for Formal Proceedings on a Limited Aspect of Proposed Agency Action issued by Order No. 23560 (the FlaSEIA Petition). Both the Joint Petition and the FlaSEIA Petition ask for formal proceedings on Order No. 23560, but only as to that portion of FPL's conservation plan that would have the effect of eliminating the incentives that have been paid by FPL for solar water heaters, under the Conservation Water Heating Program. The petitions also note that FPL has filed a Petition for Approval of 180-Day Extension for Solar Water Heating Incentives Under Florida Power & Light Company's Conservation Water Heating Program (the FPL Petition) and ask that, if FPL's requested extension is approved, no hearing be held in the formal proceedings until after the extension.

Representatives of the parties filing the Joint Petition and the FlaSEIA Petition, as well as a representative of FPL, have confirmed their mutual agreement to have all of Order No. 23560 except the portion concerning solar water heater incentives become final if no other timely protest is received by the Commission. They have also confirmed their mutual agreement to the 180-day extension of the solar water heater incentives requested in the FPL Petition and to postponing any hearing on those incentives until after the extension.

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Therefore, it is

ORDERED by the UNDERSIGNED that the Joint Petition and the FlaSEIA Petition are approved, such that formal proceedings will be initiated on the limited aspect of Order No. 23560 concerning solar water heater incentives under Florida Power & Light Company's Conservation Water Heating Program. NO hearing will be held in those proceedings, however, during any extension of the solar water heating incentives approved by this Commission pursuant to the FPL Petition. It is further

ORDERED that in all other respects, Order No. 23560 shall be final, effective October 24, 1990 if no other timely protest is received by the Commission.

By ORDER of Commissioner Betty Easley, Prehearing Officer, this 24th day of October, 1990.



BETTY EASLEY, Commissioner and
Prehearing Officer

(S E A L)

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