

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Revision of tariffs on ) DOCKET NO. 960325-EI  
underground distribution ) ORDER NO. PSC-96-1114-FOF-EI  
differential costs for Florida ) ISSUED: September 4, 1996  
Power & Light Company, Florida )  
Power Corporation, Gulf Power )  
Company, and Tampa Electric )  
Company. )  
\_\_\_\_\_)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman  
J. TERRY DEASON  
JOE GARCIA  
JULIA L. JOHNSON  
DIANE K. KIESLING

ORDER SUSPENDING GULF POWER COMPANY'S REVISED TARIFF SHEETS  
AND CHARGES ASSOCIATED WITH THE INSTALLATION OF  
UNDERGROUND ELECTRIC DISTRIBUTION FACILITIES

BY THE COMMISSION:

On March 19, 1996, in Docket 960325-EI, Gulf Power Company (Gulf) filed its Underground Distribution Differential Cost Report and tariff sheets 4.25, 4.26, 4.28. and 4.28.1. Thereafter, Gulf indicated to the Commission that it intended to revise the tariff sheets initially filed. On May 28, 1996, in Docket 960325-EI, we issued Order PSC-96-0719-FOF-EI denying Gulf's updated tariff sheets.

On July 1, 1996, Gulf revised its underground residential distribution tariffs. Gulf's revisions reflect a change in the type of underground construction from a direct buried to a full duct system. The newly revised tariff appears to contain errors. In order to facilitate a more in depth review and to obtain additional documentation, we find it is appropriate to suspend Gulf's revised underground residential distribution tariffs.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Gulf Power Company's updated tariff sheets and charges associated with the installation of underground electric distribution facilities is hereby suspended. It is further

DOCUMENT NUMBER-DATE

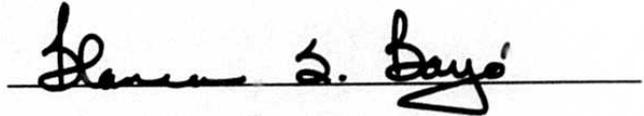
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ORDERED that this docket should remain open pending resolution of Gulf Power Company's updated tariff.

By ORDER of the Florida Public Service Commission, this 4th day of September, 1996.

A handwritten signature in black ink, reading "Blanca S. Bayó", is written over a horizontal line.

BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

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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.

The Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the action proposed files a petition for a formal proceeding, as provided by Rule 25-22.036(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a)(d) and (e), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on September 25, 1996.

In the absence of such a petition, this order shall become final on the day subsequent to the above date.

Any objection or protest filed in this docket before the issuance date of this Order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this Order becomes final on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the date this Order becomes final, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.