

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Tampa Electric Company's
Petition for Approval of its
Plan to Bring its Generating
Units into Compliance with the
Clean Air Act.

DOCKET NO. 992014-EI
ORDER NO. PSC-00-0267-PCO-EI
ISSUED: February 8, 2000

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By petition, filed January 20, 2000, the Florida Industrial Power Users Group (FIPUG) has requested permission to intervene in this proceeding. Tampa Electric Company (TECO), the only party to this proceeding, has not stated an objection to FIPUG's petition.

According to Rule 25-22.039, Florida Administrative Code, intervenors must:

[D]emonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the proceeding.

FIPUG asserts that its substantial interests will be determined by this proceeding. FIPUG represents a group of large, industrial power customers, some of whom receive power from TECO. FIPUG asserts any decision by the Commission as to the implementation of the repowering plan for TECO's Gannon station will impact how FIPUG's members receive their power and at what price.

Having reviewed the petition, it appears that FIPUG's substantial interests may be affected by this proceeding. Therefore, the petition shall be granted.

It is therefore,

ORDERED by the Florida Public Service Commission that the Petition to Intervene filed by the Florida Industrial Power Users Group is hereby granted. It is further

ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents which may hereinafter be filed in this proceeding, to:

DOCUMENT NUMBER-DATE

01723 FEB-88


FPSC-RECORDS/REPORTING

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By ORDER of the Florida Public Service Commission this
8th day of February, 2000.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

GAJ

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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.