

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for approval of)	DOCKET NO. 911231-EQ
extension of Schedule COG-3,)	ORDER NO. 25694
Purchase of Power during)	ISSUED: 2/5/92
generation capacity alerts, until)	
12/31/92 by Florida Power and)	
Light Company.)	
)	

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
 SUSAN F. CLARK
 J. TERRY DEASON
 BETTY EASLEY

ORDER EXTENDING TARIFF

BY THE COMMISSION:

On December 4, 1990, Florida Power & Light Company (FPL) filed a petition for approval of an incentive rider for the delivery of as-available energy from qualifying facilities who sell this energy during times of a generation capacity alert. The proposed incentive amount was \$2.71 per megawatt-hour. FPL's petition was approved by the Commission in Order No. 23999, issued on January 17, 1991, in Docket No. 900958-EQ. The approved terms and conditions of the incentive payment were set out in a separate tariff schedule, Schedule COG-3.

The original COG-3 tariff was approved on a temporary basis with an expiration date of December 31, 1991. Within sixty days thereafter, FPL was to file a report as to whether the results of implementation warranted an extension or reinstatement of the COG-3 tariff. In its recent petition, filed December 30, 1991, FPL asks that the tariff be extended for a one year period, and that such an extension be granted prior to its filing of the required report.

FPL avers that the report ordered by the Commission will support the extension of Schedule COG-3. FPL's reserve margins are projected to be "adequate, but tight" for the winter months. Under these circumstances it would appear that an extension of the tariff is in the best interest of FPL's ratepayers. However, we will not grant a more lengthy extension until we receive the documentation we requested in Order No. 23999. A four month extension will allow time for review of the report to be filed by FPL before the extension expires.

DOCUMENT NUMBER-DATE

01326 FEB -5 1992

FPSC-RECORDS/REPORTING

ORDER NO. 25694
DOCKET NO. 911231-EQ
PAGE 2

It is therefore

ORDERED by the Florida Public Service Commission that the effective term of the COG-3 tariff filed by Florida Power and Light Company is hereby extended until May 2, 1992. It is further

ORDERED that the report previously requested in Order No. 23999, shall be filed by Florida Power and Light Company on or before March 2, 1992. It is further

ORDERED that this docket shall remain open until after we have reviewed the report filed by Florida Power and Light Company, and rendered a decision on whether to grant a further extension of the tariff.

By ORDER of the Florida Public Service Commission, this
5th day of FEBRUARY, 1992.


STEVE TRIBBLE, 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

ORDER NO. 25694
DOCKET NO. 911231-EQ
PAGE 3

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 at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on 2/26/92

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 sewer 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.