

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Joint Petition to deter-) DOCKET NO. 920520-EQ
mine need for electric power) ORDER NO. PSC-92-0971-PCO-EQ
plant to be located in Okeechobee) ISSUED: 10/01/92
County by Florida Power & Light)
Company and Cypress Energy)
Partners, Limited Partnership.)
_____)

ORDER DENYING PETITION TO INTERVENE

On August 27, 1992, The Kingston Company filed a letter requesting intervention in Docket No. 920520-EQ. The evidentiary hearing for Docket No. 920520-EQ commenced August 20, 1992. Because petitions for leave to intervene must be filed at least five days before the final hearing, Rule 25-22.039, Florida Administrative Code, The Kingston Company's request is not timely filed. Accordingly, we find that The Kingston Company's letter requesting intervention is hereby denied.

It is, therefore,

ORDERED by the Commissioner J. Terry Deason, as prehearing officer, that The Kingston Company's letter requesting leave to intervene in Docket No. 920520-EQ is hereby denied.

By ORDER of Commissioner J. Terry Deason, as Prehearing Officer, this 10th day of September, 1992.


J. TERRY DEASON, Commissioner
and Prehearing Officer

(S E A L)

MAB:bmi

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

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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.