#### Section 1 - Division of Records and Reporting (RAR) Completes Docket No. 930885-EU Date Docketed: 09/07/93 Title: Petition to resolve territorial dispute with GULF COAST ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY. Company: Gulf Coast Electric Cooperative, Inc. Gulf Power Company Official Filing Date: Expiration: Last Day to Suspend: Referred to: APP CAF CMU EAG GCL (LEG) RAR WAW ("()" indicates OPR) Х \_\_X\_\_ Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule Program/Module B3(b) Warning: This schedule is tentative and subject to revision Staff Assignments Current CASR revision level Due Dates OPR Staff Previous Current 3. Staff Counsel 5. OCRs ( ) 7. 8. 10. ) 11. 13. 14. 15. 16. 17. 18. 19. 20. 21. 23. 24. 25. 26. 27. 28. 29. 30. Recommended assignments for hearing 31. and/or deciding this case: 33. Full Commission Commission Panel 34. Hearing Examiner \_\_\_\_ Staff 35. 36. Date filed with RAR: 37. 38. Initials: OPR 39. Staff Counsel 40. Section 3 - Chairman Completes Assignments are as follows: DOCUMENT NO. - Hearing Officer(s) - Prehearing Officer Commissioners Hrg. Commissioners ADM Exam. AT.T. I DS I CL LA JN CL LA | JN 118164-0 Where panels are assigned the senior Commissioner is Panel Chairman;

where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

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Approved: 16964-0

# Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 9308	885-EU Date D	ocketed: 09/	07/93	Title:	Petit	ion to	resolve	territ	orial d	ispute	with GULF COAS	т
Company: Gulf ( Gulf F	Coast Electric Coop Power Company	perative, Inc.			ELECTI	RIC COO	PERATIV	E, INC.	by GUL	F POWER	COMPANY.	
Official Filing Last Day to Susp	Date:pend:	Expirati	on:									
Referred to: ("()" indicates	OPR)	ADM AFA	APP	CAF	CMU	EAG X		(LEG)	RAR	RRR	WAW	
Section 2 - OPR	Completes and retu	rns to RAR in	10 works	days.				<u>Tim</u>	e Sched	ule	***************************************	
Program/Module	B3(b)			Warnin	g: Th	is sche	dule is	tentat	ive and	subjec	t to revision	
	Staff Assignm	ents	Curre	ent CASR								Dates
OPR Staff	M Helton				0	7					Previous	
Staff Counsel	M Helton		2. <u>I</u> 3. <u>I</u> 4.	Response Prelimin Pre-preh Testimon	ary Iss earing y - Pet	sue Sta	tements	ect			NONE NONE NONE	09/28/93 01/04/94 01/12/94 01/26/94
OCRs (EAG)	K Dudley, J McLean	, T Shea	5. <u>1</u> 6. <u>1</u> 7. F	Testimon Testimon Preheari	y - Res y - Pet ng Stat	sponden titione tements	t's Dir r's Reb	ect uttal			NONE NONE	02/16/94 03/09/94 03/23/94 04/06/94
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and/or deciding		9	32.									
Full Commission Hearing Examin	ner Staff	on Panel X	35.									
Date filed with	RAR: <u>09/17/93</u>		3/.									
Initials: OPR Staff	f Counsel	·	39.									
Section 3 - Chai	irman Completes		Assign	ments ar	e as fo	ollows:		, and a second			\$	The state of the s

- Hearing Officer(s)

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Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

- Prehearing Officer

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DS	CL	LA	JN	
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Approv	red:	220	In	
Date:	Pending	1011	193	

# . Scheduling/Rescheduling Ad

# October 4, 1993 10:46am

or
Director
or
D

From: Office of Chairman J. Terry Deason

Docket No. 930885-EU

Title: Gulf Coast Electric Coop. vs. Gulf Power Co. (Territorial Dispute)

#### 1. Schedule Information

FPSC-RECORDS / REPORTING

Event	Former Date	New Date	Location	Time
Service Hearing				
Pre-Prehearing Conference				
Prehearing Conference	캠	04/06/94	122 - TLH	9:30a.m.
Hearing		04/20/94	122 - TLH	9:30a.m.
Special Agenda				
Other	,			

Remarks:

# 2. Hearing/Prehearing Assignment Information:

Former Assignments

Hearing

	Co	Hrg. Exam.	Staff				
ALL	DS	BR	CL	LA	JN		

New or Changed Assignments

	Co	Hrg. Exam.	Staff				
ALL	DS	X	CL	LA	JN		
	X			X	X		

**Prehearing** Officer

Commissioners									
DS	BR	CL	LA	JN					

Commissioners CL LA DS JN

Remarks:

Title: Petition to resolve territorial dispute with GULF COAST ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY.

#### Section 1 - Division of Records and Reporting (RAR) Completes

Date Docketed: 09/07/93

Docket No. 930885-EU

	Coast Electric Coop Power Company	perative	, Inc.										ā:		
Official Filing Last Day to Sus		Ex	piration	n:											
Referred to: ("()" indicates	OPR)	ADM	AFA	APP	CAF	CMU	EAG X		(LEG)		RRR	WAW			
Section 2 - OPR	Completes and retu	urns to	RAR in 1	0 works	days.				Tim	e Sched	lule				
Program/Module	B3(b)			I											
	Staff Assignm	nents			Warni	ng: Th	is sche	dule is	s tentat	ive and	l subjec	t to rev	<u>ision</u>		
OPR Staff	M Helton			Curre	ent CASI	R revis	ion lev	el					Due	Dates	
						1						Pr	evious	Current	
				1. 0	rder P	sc-94-0	128-PCO	-EU Sta	aying Ca				ONE	02/03/94	I
				3. R	Revised	CASR D	reement ue						AME AME	04/04/94	-
Staff Counsel	M Helton			4. P	rehear	ing, if	Necess	ary				-	AME AME	08/04/94 08/15/94	-
OCRs (EAG)	K Dudley, J McLear	n, T She	a	6								_	TIL		
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and/or deciding	this case:											-			-
Full Commissi		ion Pane	ι <u>x</u>	34.								_   _			
Hearing Exami	ner Staff		-	7/								_			
Date filed with	RAR: <u>02/03/94</u>														-
Initials: OPR	f Counsel			39.								_			-
				40											_1
Section 3 - Cha	irman Completes			Assignm	nents a	re as f	ollows:								
	- Hearing Of	fficer(s	)						- Preh	earing	Officer				
Γ	Commissioners		Hrg.	Staff						ssioner		ADM	]		
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PSC/RAR-15 (Rev. 7/93)

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the identical panel decides the case.

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Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

X Where panels are assigned the senior Commissioner is Panel Chairman;

COMPLETED EVENTS

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Approved:	10 lse	
Date: 02/11/94		.,

Section 1 - Division of Records and Rer ng (RAR) Completes

Docket No. 930885-EU Date Docketed: 09/07/93 Title: Petition to resolve territorial dispute with GULF COAST ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY. Company: Gulf Coast Electric Cooperative, Inc. Gulf Power Company Official Filing Date: Last Day to Suspend: Expiration: Referred to: ADM AFA APP CAF CMU EAG GCL (LEG) RRR RAR WAW ("()" indicates OPR) \_X\_ \_\_X Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule Program/Module B3(b) Warning: This schedule is tentative and subject to revision Staff Assignments Current CASR revision level Due Dates OPR Staff M Brown 2 Previous Current 1. Testimony -Petitioner's Direct NONE 05/10/94 Zestimony - RespondentTestimony - Rebuttal NONE 05/24/94 NONE 06/03/94 Staff Counsel M Brown 4. Issue Identification NONE 06/10/94 Prehearing Statements 07/08/94 NONE OCRs (EAG) K Dudley, J McLean 6. Notice of Prehearing and Hearing NONE 07/12/94 7. FAW Notice Published NONE 07/22/94 8. Prehearing 08/04/94 SAME 9. Prehearing Order 08/10/94 NONE 10. Hearing SAME 08/15/94 11. ( ) Transcripts Due NONE 08/26/94 12. Briefs Due 09/16/94 NONE 13. Staff Recommendation NONE 10/06/94 14. Agenda - Regular 10/18/94 NONE 15. Standard Order NONE 11/07/94 ) 16. 17. 18 19. 20. ) 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. Recommended assignments for hearing 31. and/or deciding this case: 32. 33. Full Commission Commission Panel 34. Hearing Examiner Staff 35. 36. Date filed with RAR: 05/05/94 37. 38. Initials: OPR 39. Staff Counsel 40. Section 3 - Chairman Completes Assignments are as follows: - Hearing Officer(s) - Prehearing Officer Commissioners Hrg. Staff Commissioners ADM Exam. ALL DS CL LA JN. KS DS CL LA KS X × X X Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Approved: J Where one Commissioner, a Hearing Examiner or a Staff Member is

PSC/RAR-15 (Rev. 7/93)

assigned the full Commission decides the case.

#### Section 1 - Division of Records and Reporting (RAR) Completes Docket No. 930885-EU Date Docketed: 09/07/93 Title: Petition to resolve territorial dispute with GULF COAST ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY. Company: Gulf Coast Electric Cooperative, Inc. Gulf Power Company Official Filing Date: Last Day to Suspend: Expiration: \_ Referred to: ADM AFA APP CAF CMU BAG GCL (LEG) RAR RRR WAW ("()" indicates OPR) X \_\_X\_ Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule Program/Module B3(b) Warning: This schedule is tentative and subject to revision Staff Assignments Current CASR revision level Due Dates OPR Staff 3 Previous Current 1. Notice of Prehearing and Hearing SAME 09/21/94 2. Prehearing 08/04/94 09/29/94 3. Prehearing Order 08/10/94 | 10/17/94 Staff Counsel M Brown 4. Hearing 10/19-20/94 08/15/94 | 10/19/94 5. Transcripts Due 08/26/94 11/03/94 OCRs (EAG) K Dudley, J McLean 6. Briefs Due 09/16/94 | 11/21/94 7. Staff Recommendation 10/06/94 | 12/08/94 8. Agenda - Regular 10/18/94 12/20/94 9. Standard Order 11/07/94 01/09/95 10. 11. 12. 13. 14. 15. 17. 18. 19. 20. 21. 22. 23. 24. 25. 27. 28. 29. 30. Recommended assignments for hearing 31. and/or deciding this case: 32. 33. Full Commission \_\_\_ Commission Panel 34. X Hearing Examiner \_\_\_\_ Staff 35. 36. Date filed with RAR: 09/13/94 37. 38. Initials: OPR 39. Staff Counsel 40. Section 3 - Chairman Completes CSRA Assignments are as follows:

- Hearing Officer(s)

- Prehearing Officer

Commissioners Hrg. Staff Exam. DS CL | JN KS GR х X x

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is

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Approved:

Date: 09/13/94

#### Section 1 - Division of Records and Reporting

Docket No. 930885-EU

Date Docketed: 09/07/93

Title: Petition to resolve territorial dispute with GULF COAST

ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY.

Company: Gulf Coast Electric Cooperative, Inc.

Gulf Power Company

Official Filing Last Day to Sus			Exp	iratio	n:									
Referred to: ("()" indicates	OPR)	-	ADM	AFA	APP	CAF	CMU	EAG X	GCL	(LEG)	RAR	RRR	WAW	
Section 2 - OPR	Completes a	and returns	s to R	AR in	10 work	days.				Tim	e Sched	ule		
Program/Module	B3(b)				ì									
	Staff	Assignment	ts			Warni	ng: Th	is sche	dule is	tentat	ive and	subjec	t to revision	
222 2. 22	200.00				Curr	ent CAS	R revis	ion lev	el				Due	Dates
OPR Staff	M Brown						4						Previous	Current
					1.*	Respons	e to Pe	tition						09/28/93
	<u> </u>				2.*	Order o	n Proce	dure	tomonto				SAME	12/27/93
Staff Counsel	M Brown				4.*	Order P	SC-94-0	128-PCO	-EU Sta	ying Ca	se for	60 Days	SAME	01/04/94 02/03/94
					5.*	Testimo	ny -Pet	itioner	's Dire	ect			SAME	05/10/94
OCRs (EAG)	K Dudley, J				6.*	Testimo	ny - Re	sponden	t				SAME	05/24/94
					2 *	Testimo	ny - Re	cation					SAME	06/03/94
									ring				SAME	07/06/94
					10.*	Prehear	ing Sta	tements					SAME	07/08/94
( )					11.*	FAW Not	ice Pub	lished					SAME	07/22/94
					12.*	FAW Not	ice for	Hearing	ring				SAME SAME	08/31/94
	500 Table 1 Ta									ring			SAME	09/21/94
	,					Prehear		ou. mg	1100				08/04/94	09/29/94
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( )					21.*	Briefs	Due						09/16/94	11/21/94
					22.	Staff R	ecommen	dation					12/08/94	01/05/95
					23.	Agenda	- Regul	ar					12/20/94	
					24.	Standar	d Order						01/09/95	02/06/95
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Full Commission		ommission		_X_	34.									
Hearing Examir	ner S	taff			35.									
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Date filed with	TZ/03/	7-1			38.								-	
Initials: OPR	_				39.									
Staff	f Counsel _				40.									
Section 3 - Chai	irman Comple	tes												
					Assign	ments a	re as f	ollows:						

- Hearing Officer(s)

	Comm	issio	ners			Hrg. Exam.	Staff
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Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

- Prehearing Officer

	Comm	issio	ners		ADM
CL	DS	JN	KS	GR	
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Approved: Date: Pending

Title: Petition to resolve territorial dispute with GULF COAST BLECTRIC COOPERATIVE, INC. by GULF POWER COMPANY.

y (RAR) Completes

Date Docketed: 09/07/93

Company: Gulf Coast Blectric Cooperative, Inc. Gulf Power Company Official Filing Date: Expiration: \_\_\_ Last Day to Suspend: Referred to: ADM AFA APP CAF CMU EAG GCL (LEG) ("()" indicates OPR) X X Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule Program/Module B3(b) Warning: This schedule is tentative and subject to revision Staff Assignments Current CASR revision level Due Dates OPR Staff M Brown 5 Previous Current 01/05/95 | 01/19/95 1. Staff Recommendation 2. Agenda - Regular 01/17/95 | 01/31/95 3. Standard Order 02/06/95 02/20/95 4. Staff Counsel M Brown OCRs (BAG) K Dudley, J McLean 6. 7. 8. 9. \_ 10. 11. 12. 13. 14. 16. 17. 19. 20. 21. 22. 23. 24. 25. 26. 27 29. 30. Recommended assignments for hearing 31. and/or deciding this case: 32. 33. Full Commission Commission Panel 34. Hearing Examiner Staff 35. 36. Date filed with RAR: 01/05/95 37 38. Initials: OPR 39. Staff Counsel 40. Section 3 - Chairman Completes Assignments are as follows: - Hearing Officer(s) - Prehearing Officer Commissioners Hrg. Staff Commissioners Exam. ALL CL DS | JN | KS GR CL I DS I JN KS GR X Х X Where panels are assigned the senior Commissioner is Panel Chairman; Approved: SFC/W the identical panel decides the case.

PSC/RAR-15 (Rev. 1/95)

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Section 1 - Division of Records and Report

Docket No. 930885-EU

Title: Petition to resolve territorial dispute with GULF COAST

Section 1 - Division of Records and Report. (RAR) Completes

Docket No. 930885-EU

Date Docketed: 09/07/93

ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY. Company: Gulf Coast Blectric Cooperative, Inc. Gulf Power Company Official Filing Date: Last Day to Suspend: Expiration: \_\_ CMU EAG GCL (LEG) Referred to: ADM AFA APP CAF RAR RRR WAW ("()" indicates OPR) X \_X Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule Program/Module B3(b) Warning: This schedule is tentative and subject to revision Staff Assignments Current CASR revision level Due Dates OPR Staff 7 Previous Current 1. Staff Recommendation 05/18/95 06/01/95 2. Agenda - Regular 05/30/95 | 06/13/95 3. Standard Order 06/19/95 07/03/95 Staff Counsel M Brown 5. 6. OCRs (EAG) K Dudley 7. 8. 9. 10. 11. 12. 13. 15. 16. 17. 18. 20. 21. 23. 24. 25. 26. 28. 29. 30. Recommended assignments for hearing 31. and/or deciding this case: 32. 33. Full Commission \_\_\_\_ Hearing Examiner \_\_\_ Commission Panel X 34. Staff 36. Date filed with RAR: 05/18/95 37. Initials: OPR 39. Staff Counsel 40. Section 3 - Chairman Completes Assignments are as follows: - Hearing Officer(s) - Prehearing Officer Commissioners Hrq. Staff Commissioners ADM Exam. ALL | CL | DS | JN KS GR CL DS JN KS GR X X X X Where panels are assigned the senior Commissioner is Panel Chairman; Approved: SFC the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is

PSC/RAR-15 (Rev. 1/95)

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(RAR) Completes

Section 1 - Division of Records and Reporti

#### Docket No. 930885-EU Date Docketed: 09/07/93 Title: Petition to resolve territorial dispute with GULF COAST ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY. Company: Gulf Coast Electric Cooperative, Inc. Gulf Power Company Official Filing Date: Expiration: \_ Last Day to Suspend: Referred to: ADM AFA EAG GCL (LEG) RAR RRR WAW ("()" indicates OPR) \_X X Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule Program/Module B3(b) Warning: This schedule is tentative and subject to revision Staff Assignments Current CASR revision level Due Dates OPR Staff M Brown Previous Current 1. Staff Recommendation 06/15/95 | 07/06/95 2. Agenda - Regular 06/27/95 | 07/18/95 3. Standard Order 07/17/95 | 08/07/95 Staff Counsel M Brown 5. OCRs (EAG) K Dudley 6. 7. 8 . 9. 10. 11. 13. 14. 15. ) 16. 17. 18. 19. 20. 21. 23. 24. 25. ) 26. 27. 28. 29. 30. Recommended assignments for hearing 31. and/or deciding this case: 33. Full Commission Commission Panel 34. Hearing Examiner Staff 35. 36 Date filed with RAR: 05/16/95 37. 38. Initials: OPR 39. Staff Counsel 40. Section 3 - Chairman Completes Assignments are as follows: - Hearing Officer(s) - Prehearing Officer Commissioners Hrg. Staff Commissioners ADM Exam. ALL CL DS JN KS GR CL DS JN KS GR

PSC/RAR-15 (Rev. 1/95)

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Where panels are assigned the senior Commissioner is Panel Chairman;

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Docket No. 9	30885-EU	Electi	Date D	ocketed	: 09/07	7/93		Petit ELECT	ion to RIC COOM	resolve PERATIV	terri E, INC	torial . by 0	disput GULF POW	e with ER COM	GULF COA PANY.	ST
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	2					2. 0	Order o	n Proce	ali men						SAME SAME	03/15/96
Staff Counsel	M Bro	wn				4. T	[estimo	ny - Co	mpanies						SAME	05/20/96
OCRs (EAG)	K Dud	ley				6. T	estimo estimo	ny - Re	buttal						SAME SAME	06/17/96 07/08/96
						8. <u>F</u>	otice o Prehear	of Preh ing Sta	earing a	and Hear	ring			-	SAME	08/06/96
						9. P	rehear	ing	er						SAME SAME	08/28/96 09/03/96
(APP)						11. H	learing	9/4-5/	96						SAME	09/04/96
						15. 8	riets L	)ue	е						SAME SAME	09/20/96 10/11/96
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Initials: OP St	к aff Couns	sel _				39.										
Section 3 - C	nairman (	Comple	etes	*			nents ar	-:								OSRA
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the identical Where one Com	panel de	cides	the cas	se.						Appro	oved:	2	Asc	/		
assigned the	full Comm	nissio	n decid	es the c	ase.			•		Date:	02/2	27/96				

\* COMPLETED EVENTS

PSC/RAR-15 (Rev. 1/96)

C

# e Scheduling/Rescheduling A 04/24/1996

To:

х	Commissioner Deason
x	Commissioner Johnson
	Commissioner Kiesling
	Commissioner Garcia

**Executive Director** 

**Public Information Officer** 

Deputy Ex. Director/Technical

Appeals Director

Legal Director X

Auditing & Financial Analysis Director

Communications Director Consumer Affairs Director Electric & Gas Director

Records & Reporting Director X

X Research Director

Water & Wastewater Director

X Court Reporter

Staff Contact - M Brown X

From: Office of Chairman Susan F. Clark

Docket No. 930885-EU



Petition to resolve territorial dispute with GULF COAST ELECTRIC COOPERATIVE, NC. by GULF POWER COMPANY.

## 1. Schedule Information

# FPSC-RECORDS/REPORTING

Event	Former Date	New Date	Location	Time
Prehearing Conference	08/28/1996	02/03/1997	Tallahassee,152	13:30-18:00
Hearing	09/04/1996	02/11/1997	Tallahassee,148	09:30-18:00
Hearing	09/05/1996	02/12/1997	Tallahassee,148	09:30-18:00
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Remarks: Docket(s): 930885

# 2. Hearing/Prehearing Assignment Information:

Former Assignments

Hearing

	Co	mmi	ssione	ers		Hrg. Exam.	Staff
ALL	CL	DS	JN	KS	GR	0	
	X	X	X				

New or Changed Assignments

	Co	mmis	ssione	ers		Hrg. Exam.	Staff
ALL	CL	DS	JN	KS	GR		

Prehearing

Officer

	C	omm	issio	ners	
CL	DS	JN	KS	GR	ADM
X					

Commissioners CL DS JN KS GR **ADM** 

Remarks:

Document ID is 93088502.CCS

PSC/NAN 8 (01/95)

#### Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 930885-EU Date Docketed: 09/07/

Date Docketed:  $\underline{09/07/1993}$  Title: Petition to resolve territorial dispute with GULF COAST

ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY.

Company: Gulf Coast Electric Cooperative, Inc.

Gulf Power Company

Last Day to Susp			8.6										
Referred to: ("()" indicates	OPR)	AD	M AFA 	APP X	CAF	CMU	EAG X		(LEG)	RAR	RRR	WAW	
Section 2 - OPR	Completes	and returns	to RAR in	10 work	days.				Tim	e Sched	ule		
Program/Module	B3(b)			1									
	Staff	Assignments		FOR	UPDATE	S CONTA		RECORD	S SECTION			770	Dates
OPR Staff	V Johnson					10						Previous	s Current
				2.	Agenda	<ul> <li>Regul</li> </ul>	ar					NONE	10/15/1996
Staff Counsel	V Johnson			1.	Ctandan	d Ondon						NONE	11/15/1996 11/18/1996 12/20/1996
OCRs (EAG)				8.	Prehear	ing Sta	tements	and Hea	aring			08/19/1996	7 01/14/1997 6 01/14/1997 6 01/17/1997
(APP)	M Helton			10.	Hearing Transcr	2/11-1 ipts Du	2/97 ie					09/03/1996 09/04/1996 09/20/1996	02/03/1997 02/06/1997 02/11/1997 03/03/1997
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Recommended assi		r hearing		28. 29. 30.									
and/or deciding				33.									
Full Commission Hearing Examin	er	Commission P Staff		35.									
Date filed with	RAR: <u>05/13</u>	/1996		37.									
Initials: OPR Staft	Counsel			39. 40.									

- Hearing Officer(s)

	Comm	issio	ners			Hrg. Exam.	Staff
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Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

- Prehearing Officer

	Commissioners						
CL	DS	JN	KS	GR			
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Approved:

Date: 10/14/1996

#### Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 930885-EU Date Docketed: 09/07/1993 Title: Petition to resolve territorial dispute with GULF COAST ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY.

Company: Gulf Coast Electric Cooperative, Inc.

Gulf Power Company

Official Filing Last Day to Sus		Exp	iratio	n: _											
Referred to: ("()" indicates	OPR)	ADM	AFA	APP X	CAF	CMU	EAG X	GCL	(LEG)	RAR	RRR	WAW			
Section 2 - OPR	Completes and retu	urns to R	AR in	10 work	days.				Tim	e Sched	ule				
Program/Module	B3(b)								ERNAL PL	ANNING	DOCUMENT	<u>.</u>			
	Staff Assign	nents		FOR L	JPDATES .	CONTACT	THE RE	CORDS S	SECTION:	(904)	413-6770	)			
				Curr	ent CAS	R revis	ion lev	el					Due [	Dates	
OPR Staff	V Johnson					10							Previous	Curr	ent
				1.	Prehear	ing Ord	ler					To	2/06/1997	04/22/	1997
				2.	Hearing	4/29-3	0/97					0	2/11/1997	04/29/	1997
				3.	Transcr	ipts Du	ie						3/03/1997		
Staff Counsel	V Johnson			4.	Briefs	Due							3/25/1997		
				5.	Staff R	ecommer	dation						4/17/1997	-	-
OCRs (EAG)	R Bass, J Breman,	K Tew		55.5	Agenda								4/29/1997		
				7.	Standar	d Order						0	5/18/1997	08/18/	1997

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18. 19. 20. 21. ) 22. 23. 24. 25. 26. ) 27. 28. 29.

8. Change to LITIGATION if still in Court

Recommended assignments for hearing and/or deciding this case:

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)

Commission Panel X Full Commission Hearing Examiner \_\_\_ Staff Date filed with RAR: 02/10/1997

Initials: OPR Staff Counsel Section 3 - Chairman Completes

Assignments are as follows:

#### - Hearing Officer(s)

	Commissioners						Staff
ALL	CL	DS	GR	JN	KS	Exam.	
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Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

- Prehearing Officer

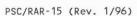
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09/18/1997

	ADM				
CL	DS	GR	JN	KS	
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Approved:

Date: 02/10/1997



# Case Scheduling/Rescheduling Adv.ce

Commissioner Clark To: Deputy Ex. Director/Technical Electric & Gas Director X Commissioner Deason Appeals Director X X х Records & Reporting Director Commissioner Garcia Legal Director Research Director X X Commissioner Kiesling Auditing & Financial Analysis Director Water & Wastewater Director **Executive Director** Communications Director Court Reporter X Consumer Affairs Director Public Information Officer Staff Contact - V Johnson X

From: Office of Chairman Julia L. Johnson ECEVED

Docket No. 930885-EU

MAY 22 1997

Title: Petition to resolve territorial dispute with GULF COAST ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY.

FPSC - Records/Reporting

#### 1. Schedule Information

Event	Former Date	New Date	Location	Time
Commissioner Meeting		06/18/1997		to be set*
540				
		, ,		

Remarks: Docket(s): 930885

\*to be determined by Chairman and staff attorney

# 2. Hearing/Prehearing Assignment Information:

Former Assignments

	Co	Hrg. Exam.	Staff				
ALL	CL	DS	GR	JN	KS		

New or Changed Assignments

	Co	Hrg. Exam.	Staff				
ALL	CL	DS	GR	JN	KS		
	X	X		X			

Prehearing Officer

Hearing

Commissioners									
CL	DS	GR	JN	KS	ADM				

CL DS GR JN KS ADM

Remarks:

Document ID is 93088502.CCS

PSC/NAN 8 (01/97)

Section 1 - Division of Records and Reporting (RAR) Completes Docket No. 930885-EU Date Docketed: 09/07/1993 Title: Petition to resolve territorial dispute with GULF COAST ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY. Company: Gulf Coast Electric Cooperative, Inc. Gulf Power Company Official Filing Date: Last Day to Suspend: Expiration: Referred to: ADM AFA APP CMU CAF FAG GCL (LEG) RRR WAW ("()" indicates OPR) X \_\_X Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule Program/Module B3(b) WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. Staff Assignments FOR UPDATES CONTACT THE RECORDS SECTION: (904) 413-6770 Current CASR revision level Due Dates OPR Staff V Johnson 11 Previous Current 1. Briefs Due 06/11/1997 08/25/1997 Staff Recommendation 07/17/1997 10/23/1997 3. 07/29/1997 11/04/1997 Agenda - Regular Staff Counsel Standard Order V Johnson 4. 08/18/1997 11/24/1997 5. OCRs (EAG) R Bass, J Breman, K Tew 6. 7. 8. 9. 10. ( ) 11. 12. 13. 14. 15. ) 16 17. 18. 19 20. 21. ( ) 22. 23. 24 25. 26. ) 27. 28. 29. 30. Recommended assignments for hearing 31. and/or deciding this case: 32. 33. Full Commission Commission Panel 34. Hearing Examiner \_\_\_ Staff 35. 36. Date filed with RAR: 06/30/1997 37 38. Initials: OPR 39. Staff Counsel 40. Section 3 - Chairman Completes Assignments are as follows: - Hearing Officer(s) - Prehearing Officer Commissioners Hrg. Staff Exam. ALL DS CL JN KS GR

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

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Approved:	JLJ	Inf.	
Date: Pending	7/9/0	77	

ting (RAR) Completes

Docket No. 930885-EU Date Docketed: 09/07/1993 Title: Petition to resolve territorial dispute with GULF COAST ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY. Company: Gulf Coast Electric Cooperative, Inc. Gulf Power Company Official Filing Date: Last Day to Suspend: Expiration: Referred to: ADM AFA APP CAF CMII FAG GCI. (LEG) WAW ("()" indicates OPR) X \_X\_ Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule Program/Module B3(b) WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. Staff Assignments FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770 Current CASR revision level Due Dates OPR Staff L Paugh 12 Previous Current 1. Agenda - Deferred from 11/18/97 12/16/1997 2. Standard Order 12/08/1997 01/05/1998 3. Staff Counsel L Paugh 5. OCRs (EAG) R Bass, J Breman, K Tew 6. 8. 9 10. 11. ( ) 12. 13. 14. 15. 16. ( ) 17. 18. 19. 20. 21. ) 22. 23. 24. 25. ) 26. ( 27. 28. 29. 30. Recommended assignments for hearing 31. and/or deciding this case: 32. 33. Full Commission Commission Panel X 34. Hearing Examiner \_\_\_ 35. Staff 36. Date filed with RAR: 12/08/1997 37. 38. Initials: OPR 39 Staff Counsel 40. Section 3 - Chairman Completes Assignments are as follows: - Hearing Officer(s) - Prehearing Officer Hrg. Staff Commissioners Commissioners ADM Exam. ALL JN DS CL KS GR JN DS CL KS GR X X

PSC/RAR-15 (Rev. 7/97)

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assigned the full Commission decides the case.

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Where panels are assigned the senior Commissioner is Panel Chairman;

Where one Commissioner, a Hearing Examiner or a Staff Member is

Section 1 - Division of Records and I

COMPLETED EVENTS

Date: 12/08/1997

X

Approved:

Section 1 - Division of Records and Repo

(RAR) Completes

Docket No. 930885-EU

Date Docketed:  $\underline{09/07/1993}$  Title: Petition to resolve territorial dispute with GULF COAST ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY.

Company: Gulf Coast Electric Cooperative Inc.

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Gulf	Power	Company	

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Referred to: ("()" indicates OPR) ADM AFA APP CAF CMP CMU EAG ECR GCL (LEG) PAI RAR RGO SER WAW \_\_\_\_ X

Section 2 - UPR	Completes and returns to RAR in	10 workdays.	Time Schedule		
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	2	1. Staff Recommendation 2. Agenda		NONE NONE	03/01/2001 03/13/2001
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Recommended ass	ignments for hearing	31.			
and/or deciding	this case:	32.			

Section 3 - Chairman Completes

Staff Counsel

Date filed with RAR: 02/01/2001

Full Commission

Initials: OPR

Hearing Examiner

Assignments are as follows:

35. 36.

37 38

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- Hearing Officer(s)

Commission Panel

Staff

	Comm	issio	ners			Hrg. Exam.	Staff
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Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

- Prehearing Officer

Commissioners					ADM
JC	DS	JB	BZ	PL	
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Date: 02/01/2001



# Florida Electric Cooperatives Association

P. O. Box 590 Tallahassee, FL 32302 Telephone: (904) 877-6166 PEGENED

Sti Zi IU U6 D4 93

SEP 2 2 1993

September 20, 1993

FPSC-RECORDS / REPORTING

Commission Clerk
Division of Records & Reporting
Florida Public Service Commission
101 E. Gaines Street
Tallahassee, FL 32301

Dear Commission Clerk:

Please accept this letter as our official request to be put on the mailing list for the following docket(s):

Docket no. 930884-EG 930885-EU 930655-EU

Thank you for your assistance in this matter.

Sincerely,

Michelle Hershel

Director of Regulatory

Services

MH/hd

DOCUMENT NO.

16964-01

## MEMORANDUM

DEG 2 3 1993

FPSC-RECORDS / REPORTING

December 23, 1993

TO

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (HELTON)

RE

DOCKET NO. 930885-EU - Petition to resolve territorial

dispute with Gulf Coast Electric Cooperative, Inc. by

Gulf Power Company.

1830 - PCO

Attached please find an **ORDER ESTABLISHING PROCEDURE** in the above-referenced docket which is ready to be issued. [Number of pages (8)]

MAH: bmi Attachment

9308850e.mah



#### MEMORANDUM

FPSC-RECORDS / REPORTING

February 2, 1994

TO

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (HELTON)

RE

DOCKET NO. 930885-EU - Petition to resolve territorial

dispute with Gulf Coast Electric Cooperative, Inc. by

Gulf Power Company.

Attached please find an ORDER GRANTING MOTION FOR STAY in the above-referenced docket which is ready to be issued. [Number of pages (2)]

MAH: bmi Attachment 930885ex.mah

MUSTGOTODAY

Gulf Power Company 500 Bayfront Parkway Post Office Box 1151 Pensacola FL 32520-0100 Telephone 904 444-6393

G. Edison "Ed" Holland, Jr. Vice President and Corporate Counsel

the southern electric system

February 18, 1994

J. Patrick Floyd, Jr., Esquire Post Office Drawer 950 Port St. Joe, FL 32456-0950

Dear Mr. Floyd:

This letter is to confirm my secretary's conversation with Peggy on February 17, 1994, notifying your office of available dates for representatives of Gulf Power Company to meet with Gulf Coast Electric Cooperative. The dates she gave Peggy are indicated below:

February 21 - p.m.

February 28 - p.m.

March 1 - p.m.

March 8 - p.m.

Please let me know which date will be convenient for Gulf Coast and the location of the meeting.

Sincerely,

jsa

cc: Messrs. Douglas L. McCrary Travis J. Bowden John E. Hodges, Jr. LAW OFFICES

J. PATRICK FLOYD, P. A.

408 LONG AVENUE

POST OFFICE DRAWER 950

PORT ST. JOE, FLORIDA 32456-0950

PORT ST. JOE (904) 227-7413 APALACHICOLA (904) 853-8056

February 22, 1994

G. Edison Holland, Jr., Esquire Gulf Power Company P. O. Box 1151 Pensacola, Florida 32520-0100

> Re: Re: Petition of Gulf Power Docket No. 930885-EU

Dear Mr. Holland:

This will serve to confirm receipt of your letter dated February 18, 1994. I have confirmed that the representatives of Gulf Coast Electric Cooperative will be ready to meet on your suggested date of March 1, 1994 at 1:00 P.M. at the Southport Office of Gulf Coast Electric Cooperative, Inc. We look forward to this opportunity to sit down with Gulf Power and meaningfully negotiate the terms of this territorial agreement. If there are any questions or problems concerning these arrangements, please notify me as soon as possible.

Sincerely,

J. Patrick Floyd

Attorney for Gulf Coast Electric Cooperative, Inc.

JPF/pb

LAW OFFICES

# CHANDLER, LANG & HASWELL, P.A.

GAINESVILLE, FLORIDA 32602-3879

MAR 4 10 -1 34 94

JAMES F. LANG
JOHN H. HASWELL
C WHARTON COLF

MAIL ROOM

TELEPHONE 904/376-5226
TELECOPIER 904/372-8858
211 N.E. FIRST STREET
GAINESVILLE, FL 32601-5367

WILLIAM H. CHANDLER

March 3, 1994

MAR 4 1004 FPSC HECORI

Jeffrey A. Stone, Esquire Beggs & Lane P. O. Box 12950 Pensacola, FL 32576

Re: Petition of Gulf Power Company to Resolve a Territorial Dispute with Gulf Coast Electric Cooperative, Inc.; Docket No. 930885-EU

Dear Jeff:

On March 1, 1994, while I was attending the meeting which had been scheduled with Gulf Power in Southport to start the process for negotiating a territorial agreement with Gulf Coast Electric Cooperative, Pat Floyd showed me a copy of a letter dated February 25th from you to me. I have as yet not received the original of that letter. In any event, you expressed concerns that the filing of a status report by GCEC was inappropriate and misleading. We disagree.

First, keeping the staff of the PSC informed of our progress, or lack thereof, should be a priority item for both utilities. While the order of the Commission does not require a status report, it would be imprudent for us to wait until the end of the 60 day period to let the PSC know where we are. I have in fact received some criticism from staff members at the PSC for not keeping them informed on a regular basis as a matter of courtesy.

Secondly, I can only report what I am informed of by GCEC and of my own knowledge regarding the attempts to set a meeting with your client. My information was exactly what was reported in our status report. At no time did we advise GP or your office that Mr. Norris's family problems were a constraint on setting up a meeting. To the contrary, Mr. Norris was willing to and indeed did interrupt his family situation to attempt to set a meeting.

What we are looking for, straight forward and to the point, is a serious discussion with GP about establishing territorial boundaries. That desire is in line with Commission policy and

Jeffrey A. Stone March 3, 1994 Page 2

recent decisions of the Florida Supreme Court, that utilities be encouraged to enter into territorial agreements subject to Commission approval and supervision. GP has stated its willingness to discuss an agreement. So let's get on with it!

Ironically, while I was reading your letter, Pat Floyd reported that GP had called and canceled our meeting of March 1st. Although weather problems were cited, the bottom line is that we have been granted a 60 day stay of proceedings, and still have not had our first meeting! Our time, unless extended, expires on April 4th. We have rescheduled our first meeting for March 8th in Tallahassee and hopefully we can make progress toward our goal. If the two utilities are making significant progress toward an agreement by the end of March, we can certainly petition the Commission for an additional extension of time.

I look forward to our meeting on March 8, 1994, which I understand has been scheduled for 9:00 a.m. at the offices of the Florida Electric Cooperatives Association on Apalachee Parkway.

Very truly yours,

John H. Haswell

JHH/gz Enclosures

cc: Mary Anne Helton, Esquire
J. Patrick Floyd, Esquire

BEGGS & LANE

ATTORNEYS AND COUNSELLORS AT LAW

POST OFFICE BOX 12950

PENSACOLA, FLORIDA 32576-2950

February 25, 1994

SEVENTH FLOOR BLOUNT BUILDING 3 WEST GARDEN STREET PENSACOLA, FLORIDA 32501 TELEPHONE (904) 432-2451 TELECOPIER (904) 469-3330

> E. DIXIE BEGGS Retired BERT H. LANE 1917-1981

John H. Haswell, Esquire Chandler, Lang and Haswell, P.A. 211 N.E. First Street Gainesville, Florida 32602

> Re: FPSC Docket No. 930885-EU; Settlement Negotiations

Dear John:

ROBERT P. GAINES

ROBERT F. GAINES, JR. WILLIAM GUY DAVIS, JR. W. SPENCER MITCHEM JAMES M. WEBER ROBERT L. CRONGEYER JOHN F. WINDHAM J. NIXON DANIEL, III

J. NIXON DANIEL, III
G. EDISON HOLLAND, JR.
RALPH A. PETERSON
RONALD L. NELSON
GARY B. LEUCHTMAN
JOHN P. DANIEL
JEFFREY A. STONE
JAMES S. CAMPBELL
TERESA E. LILES
EDYSTAL COLLINS

CRYSTAL COLLINS

This will acknowledge receipt of a copy of the status report you have apparently filed with the Commission. Although the certificate of service seems to indicate that you sent a copy of the status report to us via telefax, the only copy we actually received was the one mailed to us. This copy was not received at our offices until February 22, 1994.

The status report you filed on behalf of the Coop outlines an alleged sequence of events that not only inaccurate, but misleadingly implies that Gulf has failed to aggressively pursue negotiations with the Coop. The report raises a serious question as to whether the Coop intends to engage in good faith negotiations, or simply to go through the motions in an effort to paint Gulf Power in an unfavorable light. The fact that you elected to submit a status report not called for under the order granting the stay and the fact that your status report contained blatantly inaccurate and misleading statements gives rise to this concern by the Company.

At the time the stay motion was filed, it was Gulf's understanding that the Coop's general manager, Mr. Norris, had been and would be out of the office for a period of time as a result of personal matters involving serious illness and injury to members of his family. Accordingly, Gulf Power did not attempt to initiate the negotiations, but awaited contact from the Coop in order to allow Mr. Norris time to attend to his family concerns.

Florida Public Service Commission

John Haswell, Esquire February 25, 1994 Page 2

J. Patrick Floyd, on behalf of the Coop, sent Ed Holland a letter dated February 9, 1994, requesting a February 17 meeting date. That letter was received on February 10, 1994. Mr. Holland called Mr. Floyd in response to his letter the following morning, Friday, February 11, 1994. This fact was not disclosed in the Coop's status report. Although Mr. Floyd was not available to speak with Mr. Holland at the time of the telephone call, Mr. Holland advised Mr. Floyd's secretary that the Company would be unable to meet on the 17th as requested. He suggested that the meeting instead be held on February 15 or 16.

Mr. Holland had not yet received a response from Mr. Floyd concerning the alternative dates offered by Gulf Power when, on Monday, February 14, Mr. Norris attempted to reach Mr. Bowden by telephone at Gulf Power's offices. At that time, Mr. Bowden had only recently been appointed to his current position, and was able to spend only one to two days a week at Gulf in his transition from his former position at Alabama Power Company. Mr. Norris' conduct on the telephone after being advised of this circumstance was reported as being hostile and rude. Mr. Holland again called Mr. Floyd on February 14. Once again he was unable to speak directly to Mr. Floyd, so he repeated his previous message concerning the possibility of a meeting on the 15th or 16th.

As was reported in the Coop's status report, Mr. Holland was finally able to speak directly to Mr. Floyd on the following day, February 15. At that time it was determined that the Company's previous offer to meet on February 15 or 16 was no longer an option. Mr. Holland advised Mr. Floyd that he would suggest alternative dates by letter. On February 17, 1994, Mr. Holland's secretary contacted Mr. Floyd's office by telephone and provided four different dates on which Gulf Power would be able to meet with the Coop. The offer of those dates, February 21, February 28, March 1 or March 8, was confirmed in writing by Mr. Holland's letter of February 18, 1994, which was provided to Mr. Floyd by facsimile transmission on that same date. A copy of the February 18 letter is enclosed.

John Haswell, Esquire February 25, 1994 Page 3

Contrary to the representation in the Coop's status report, February 24 and 25 were never suggested by Gulf as dates on which the Company would be available to meet to discuss resolution of the territorial dispute in this case. In fact, both of the Company's designated representatives, John Hodges and Ed Holland, had prior commitments on the 24th and 25th that would have made such a meeting on that date impossible. Patrick Floyd's letter to Ed Holland dated February 22 confirms March 1 at 1:00 p.m. as an acceptable date and time. A copy of this letter is also attached.

Gulf perceives the Coop's failure to disclose in its status report the numerous attempts by the Company to establish a mutually satisfactory date and time for a meeting to discuss possible settlement as an indication that the Coop does not intend to act in good faith towards resolving this dispute. The status report appears to be an attempt by the Coop to prejudice the Commission against Gulf in this matter.

Notwithstanding the above, Gulf remains willing to meet in good faith to attempt to resolve the territorial dispute as quickly as possible. We hope that any further status reports to the Commission will be made jointly.

Very truly yours,

Jeffrey A. Stone For the Firm

Enclosures

cc: Patrick Floyd, Esquire
Mary Ann Helton, Esquire
Martha Carter Brown, Esquire
Tim Shea

JAS/js

#### MEMORANDUM

April 8, 1994



TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (BROWN)

RE

DOCKET NO. 930885-EU - Petition to Resolve Territorial

Dispute with Gulf Coast Electric Cooperative, Inc. by

Gulf Power Company

0422 - PCD

Attached please find an <u>ORDER GRANTING MOTION FOR EXTENSION OF STAY</u> in the above referenced docket which is ready to be issued. [Number of pages (2)]

MCB:bmi
Attachment
930885so.mcb



#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition to resolve territorial dispute with Gulf Coast Electric Cooperative, Inc. by Gulf Power Company. Docket No.: 930885-EU

# NOTICE OF TAKING DEPOSITION

To: G. Edison Holland, Jr., Esquire Jeffrey A. Stone, Esquire Teresa E. Liles, Esquire P.O. Box 12950
Pensacola, Florida 32576-2950

Please take notice that on the 7th day of September, 1994, at 1:30 CST, at the offices of Gulf Power Company, 500 Bayshore Drive, Pensacola, Florida 32501, Gulf Coast Electric Cooperative, Inc. will take the deposition of:

#### JOHN E. HODGES

Upon oral examination before Wierzbicki & Stephenson, Court Reporters, a Notary Public, or some other officer duly authorized by law to take depositions in the state of Florida. The oral examination will continue from day to day until completed. This deposition is being taken for the purpose of discovery, for use at trial, or for such other purposes as are permitted under the applicable rules of Civil Procedure. Except as to the form of questions, all objections are reserved until the pre-hearing conference or hearing.

John H. Haswell, Esquire

CHANDLER, LANG & HASWELL, P.A.

P.O. Box 23879

Gainesville, Florida 32602-3879

Phone Number: 904-376-5226 Florida Bar Number: 162536

and



# Florida Electric **Cooperatives Association**

P.O. Box 590 Tallahassee, FL 32302 Telephone: (904) 877-6166 (904-376-5226)

September 1, 1994

Blanca Bayo, Director Division of Records and Reporting Florida Public Service Commission 101 East Gaines Street Tallahassee, Florida 32301

RE: Docket # 93-0885; Gulf Coast/Gulf Power

Dear Ms. Bayo:

Please issue two subpoenas in Docket #930885, both directed to Archie Gordon. A copy of the style of the case is attached.

Both subpoenas:

Archie Gordon

P. O. Box 877 Ocala, FL 32670

First Date:

September 7, 1994

Time:

9:00 am CST (1 day)

Place:

Beggs & Lane,7th Floor Blount Bldg

3 West Garden Street Pensacola, FL 32501

Second Date:

September 13, 1994 (2 days) 13414

Time:

9:00 am CST

Place:

Beggs & Lane, 7th Floor Blount Bldg

3 West Garden Street Pensacola, FL 32501

Very truly yours?

John H. Haswell

Michelle Hershel

CL# 028324 \$ 4.00

# BEGGS & LANE

ATTORNEYS AND COUNSELLORS AT LAW

POST OFFICE BOX 12950

PENSACOLA, FLORIDA 32576-2950

September 22, 1994

SEVENTH FLOOR BLOUNT BUILDING
3 WEST GARDEN STREET
PENSACOLA, FLORIDA 32501
TELEPHONE (904) 432-2451
TELECOPIER (904) 469-3330

E. DIXIE BEGGS
Retired

BERT H. LANE 1917-1981

Ms. Kay Flynn Florida Public Service Commission Division of Records and Reporting 101 E. Gaines Street Tallahassee, Florida 32399-8371

RE: Request for Subpoena Duces Tecum

930885-EU-

Dear Ms. Flynn:

ROBERT P. GAINES
WILLIAM GUY DAVIS, JR.
W. SPENCER MITCHEM
JAMES M. WEBER
ROBERT L. CRONGEYER
JOHN F. WINDHAM
J. NIXON DANIEL, III
G. EDISON HOLLAND, JR.
RALPH A. PETERSON
GARY B. LEUCHTMAN
JOHN P. DANIEL
JEFFREY A. STONE
JAMES S. CAMPBELL
TERESA E. LILES
RUSSELL F. VAN SICKLE

This is to request that a subpoena duces tecum be issued for the deposition of Jeffrey Parish, on October 6, 1994, at 1:30 PM before Court Reporting Associates at Highway 29 North, Andalusia, Alabama 36420. Enclosed is our firm's check in the amount of \$4.00, and the list of documents to be produced at the deposition. Please attach the list to the subpoena duces tecum and return the executed subpoena to this office for service.

Thank you for your assistance. If you should need any additional information in order to process this request, please do not hesitate to contact me.

Yours very truly,

Teresa E. Liles For the Firm

TEL:wjk Enclosures

somed and

- 1. AEC's form 1, or any substantially similar informational document, filed as of December 31, 1993, with the FERC;
- 2. AEC's REA Form 7, Form 12, or any substantially similar informational document filed with REA, including all schedules thereto, which provides a detailed breakdown of operating statistics and year-to-date expenses from each AEC generating source, from transmission facilities, and from each AEC generating source, from transmission facilities, and from each source of purchased power, as of December 31, 1993 and 1992 and the latest available monthly report for 1994.
- 3. Unless otherwise provided in Item #2 above, provide a detailed schedule of Purchased Power Expense of \$61,011,317 in 1993 and \$54,706,712 in 1992. Such schedule should show total purchases by source, and for each source, should show the MW and MWH purchased, and the amount paid to each source for capacity and energy.
- 4. Any and all electric supply, electric requirements, transmission, interchange or interconnection contracts or agreements, including all amendments or attachments to such contracts or agreements, between AEC and any other party, including but not limited to any such contracts with the Southeastern Power Administration (SEPA); the Tennessee Valley Authority (TVA); the Entergy system (identified on page 10, line 18 of the Direct Testimony of Jeff Parish); the two purchased power contracts totaling 250 megawatts (referenced on page 17 of AEC's 1993 Annual Report; the letter of intent with Oglethorpe Power Corp. to provide 100 megawatts (also referenced on page 17 of AEC's 1993 Annual Report); any independent power producer; and any Qualifying Facility as that term is defined in the Public Utilities Regulatory Policies Act.
- The "Contract for Wholesale Power Service" dated October 20, 1970, between AEC and GCEC.
- 6. Each and every other contract and agreement, including all amendments or attachments to such contracts or agreements, between AEC and GCEC.
- Minutes of any meeting of AEC's Board of Trustees, or any meeting of a subcommittee of AEC's Board of Trustees, which discusses or references the electric service proposed zero interest loan to be acquired from the REA, or the grant made by GCEC to Washington County, Florida.
- 8. Any correspondence or documentation of any kind either sent to or received from the REA or any other federal government agency, by any employee, agent or representative of AEC, concerning the electric service proposed to be provided by GCEC to the correctional facility, the proposed zero interest loan to be acquired from the REA, or the grant made by GCEC to Washington County, Florida.
- 9. The By-Laws of AEC.

- 10. Any policy statement of AEC, other than a statement contained in AEC's By-Laws, which govern the aggregation and/or distribution of Patronage Capital.
- 11. All provisions of any mortgage agreement (as referenced in Note 4 to AEC's audited financial statements, at page 27 of AEC's 1993 Annual Report) which govern or control the aggregation and/or distribution of Patronage Capital.
- 12. All correspondence, loan provisions or other documentation, generated by the REA in conjunction with the conditions of an AA8 loan to AEC, which requires each of AEC's member-owners to amend and supplement its Contract for Wholesale Power Service with AEC, in substantially the forms executed by GCEC effective as of November 2, 1992.

# MEMORANDUM

SEPTEMBER 23, 1994



TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (BROWN) MCB

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY.

Attached is a NOTICE OF HEARING AND PREHEARING to be issued in the above-referenced docket. (Number of pages in Notice - 2)

MCB/js Attachment

cc: Division of Electric and Gas

I:930885NH.MCB

014

## MEMORANDUM

SEPTEMBER 29, 1994



TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (BROWN) RVE

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRICAL COOPERATIVE BY GULF

POWER COMPANY.

1191-PCD

Attached is an ORDER ON PROCEDURAL MOTIONS with attachments, to be issued in the above-referenced docket. (Number of pages in Order - 4)

MCB/js Attachment

cc: Division of Electric and Gas

I:930885MO.MCB

# MUSTGOTODAY

## State of Florid



# Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: October 10, 1994

Blanco Bayó, Director, Records and Reporting TO:

FROM: Joy Kelly, Chief, Bureau of Reporting RE: DOCKET NO. 930885-EU, PREHEARING CONFERENCE

HELD 9-29-94

IN RE: Petition to Resolve Territorial Dispute with GULF COAST ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY.

# DOCUMENT NOS. 10297 10-5-94

The transcript for the above-described hearing has been completed and is forwarded for placement in the docket filed.

Please note that Staff distribution of this transcript was made to:

## LEGAL, AFAD, E&G

The following exhibits are being filed with this transcript:

#### NONE

The following exhibits have not been furnished to the Bureau of Reporting to date and to not accompany this transcript:

#### NONE

Acknowledged by:	Mas
JK/pc	
PSC/RAR 28 (Rev	7/94)

OCTOBER 17, 1994



TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (BROWN)

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL

DISPUTE WITH GULF COAST ELECTRICAL COOPERATIVE.

1293-PHO

Attached is a  $\frac{\text{PREHEARING ORDER}}{\text{(Number of pages in Order - 18)}}$ 

MCB/js Attachment

cc: Division of Electric and Gas

I:930885PO.MCB

# MUST GO TODAY

# State of Florida



# Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

November 2, 1994 DATE:

Blanco Bayó, Director, Records and Reporting TO:

FROM: Joy Kelly, Chief, Bureau of Reporting
RE: DOCKET NO. 930885-EU, GULF COAST ELECTRIC/GULF POWER,

HEARING HELD 10-19 AND 20, 1994, Volumes 1 through 5

IN RE: Petition to Resolve Territorial Dispute with GULF COAST ELECTRIC COOPERATIVE, INC. by GULF POWER COMPANY.

DOCUMENT NOS. 11084, 11085, 11086, 11087 and 11088 11-1-94

The transcript for the above-described hearing has been completed and is forwarded for placement in the docket file.

Please note that Staff distribution of this transcript was made to:

LEGAL, AFAD, E&G, SOLD

The following exhibits are being filed with this transcript:

1 through 13, 15 through 31, 33 through 42

The following exhibits have not been furnished to the Bureau of Reporting to date and do not accompany this transcript:

14 and 32 Acknowledged by: 14 JK/pc PSC/RAR 28 (Rev 7/94)

LAW OFFICES

## CHANDLER, LANG & HASWELL, P.A.

POST OFFICE BOX 23879

Gainesville, Florida 32602-3879

JAMES F. LANG
JOHN H. HASWELL
C. WHARTON COLE

November 22, 1994

BCIENVE

TELEPHONE 904/376-5226
TELECOPIER 904/372-8858
2II N.E. FIRST STREET
GAINESVILLE, FL 32601-5367

WILLIAM H. CHANDLER
1920-1992

FRSC-RECORDS/REPORTING

Blanca Bayo, Director Division of Records and Reporting Florida Public Service Commission 101 E. Gaines Street Tallahassee, FL 32301

RE: DOCKET NUMBER: 930885-EU

Dear Ms. Bayo:

Enclosed herewith please 3.5 IBM formatted disquette with the following documents saved in 6.0:

- Post-Hearing Statement of Issues and Positions of Gulf Coast Electric Cooperative, Inc. and
  - Post-Hearing Brief of Gulf Electric Cooperative, Inc.

We are aware that you requested this disquette be saved on 5.1, and we will attempt to accomplish this on November 23, 1994 and forward the same to you immediately.

Thank you for your patience in this matter.

Very truly yours,

John H. Haswell

JHH/mja Enclosures

MAIL ROOM
1994 NOV 23 AN 8: 25

THOUSE THE

MARCH 1, 1995



TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (BROWN) NCB

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

0271-FOF

Attached is an  $\underline{\text{ORDER}}$  RESOLVING TERRITORIAL DISPUTE to be issued in the above-referenced docket. (Number of pages - 16)

MCB/js Attachment

cc: Division of Electric and Gas

I: 930885FO.MCB

LAW OFFICES

# J. PATRICK FLOYD, P. A.

J. PATRICK FLOYD
TIMOTHY J. McFARLAND

408 LONG AVENUE
POST OFFICE DRAWER 950
PORT ST. JOE, FLORIDA 32456-0950
(904) 227-7413

COPY

20 AVENUE D, SUITE 208
POST OFFICE BUILDING
APALACHICOLA, FLORIDA 32320
(904) 653-8056

March 28, 1995

RECEIVED

MAR 3 0 1995

G. Edison Holland, Jr., Esquire Gulf Power Company P. O. Box 1151 Pensacola, Florida 32520-0100 Florida Public Service Comm. Commissioner Clark

Re: Gulf Power/Gulf Coast Territorial Disputes

Dear Mr. Holland:

In the Order entered by the Florida Public Service Commission on March 1, 1995 in Docket No. 930885-EU, the Commission supported Gulf Coast's proposal for the determination of territorial boundaries between Gulf Power and Gulf Coast in Bay and Washington Counties. The Commission then directed Gulf Power and Gulf Coast to file a report of the location and proximites of all facilities in Bay and South Washington County and to conduct "good faith" negotiations to develop this territorial boundary agreement.

As you know, Gulf Coast has proposed several boundary agreements, all of which have been rejected by Gulf Power Company. In order to assure that Gulf Coast and Gulf Power conduct meaningful good faith negotiations in compliance with this order and that these begin immediately, Gulf Coast proposes and requests the following:

- That the same team of negotiators on behalf of Gulf Power Company including yourself, be present at the negotiations who were in attendance at any of the prior negotiations which were conducted during the pendency of this territorial dispute.
- 2. That a monitor or team of staff members of the Florida Public Service Commission be present to facilitate meaningful good faith negotiations.

G. Edison Holland, Jr., Esquire March 28, 1995 Page 2

3. That we begin the first meeting at our offices in Southport or your offices in Panama City or some other convenient agreed upon location and alternate thereafter. The first meeting date we have clear and the next two are Monday, April 10, 1995, Thursday, April 20, 1995 and Friday, April 21, 1995.

We look forward to finally having this territorial boundary agreement become a reality. By copy of this letter to the Public Service Commission, we are informing them of the same and respectfully request the assistance of their staff as outlined herein.

Very truly yours,

J. Patrick Floyd

Attorney for Gulf Coast Electric Cooperative, Inc.

JPF/pb

cc: The Honorable Susan Clark, Chairman Florida Public Service Commission

Martha Carter Brown, Esquire Division of Legal Services Florida Public Service Commission

Intercepted



# GULF COAST ELECTRIC COOPERATIVE, INC.

P. O. BOX 220 • WEWAHITCHKA, FLORIDA 32465 • PHONE (904) 639-2216

DISTRICT OFFICE

P. O. BOX 8370 - SOUTHPORT, FLORIDA 32409 - PHONE (904) 265-3631

March 27 RIE CEIVED

MAR 3 1 1835

G. Edison Holland, Jr., Esquire Beggs and Lane P. O. Box 12950 Pensacola, Florida 32576-2950

Forida Public Service January.
Commissioner Clark

Dear Mr. Holland:

We are in receipt of a copy of your request to the Florida Public Service Commission in which you ask for a clarification on Docket No. 930885-EU dealing with the paragraphs addressing resolve of future territorial disputes between Gulf Coast Electric Cooperative and Gulf Power Company in Washington and Bay Counties.

We find your request interesting, considering at the time it was being prepared by your office, your Chipley work crew was crossing our existing underground primary line to serve yet another customer that is closer to our line. In fact, our underground is actually on the property and we have a recorded blanket easement on the entire subdivision known as Deer Run Ranchettes signed by Mr. W. B. Allen in September, 1989 to serve some 28 lots on Highway 77.

Your request to the Commission suggests that we all not be confined to assignment of territory based on lines designated on a key map, however this crossing indicates that Gulf Power continues to follow its stated position that the company will construct a line to any area within the above counties wherein your engineers think the load will support the building of such facilities. Certainly this would not continue to occur with designated territorial boundaries.

It is gratifying to see that our Commissioners have recognized that negotiations between us are necessary and essential to resolve our lingering problems. The timing of the incident above makes us wonder whether your company's good faith efforts to resolve our territorial differences are just and well intended.

Sincerely.

Roy Barnes

General Manager

co: The Honorable Susan Clark, Chairman Florida Public Service Commission

Martha Carter Brown, Esq. Division of Legal Services Florida Public Service Commission

A LOCALLY OWNED TAX PAYING ENTERPRISE



# Public Service Commission

-M-E-M-O-R-A-N-D-U-M

APR - 4 1995

DATE: January 27, 1995

RE:

TO: Blanca Bayó, Director of Records and Reporting

FROM: Wilbur Stiles, Assistant the Chairman Clark

Intercepted Communication Received in Docket No 930885-EU, Petition to

Resolve Territorial Dispute with Gulf Coast Electric Cooperative, Inc. by Gulf

Power Company

This office has received the attached correspondence. The correspondence has not been viewed or considered in any way by Chairman Clark. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991 as CEO 91-31-July 19, 1991), this letter does not constitute an ex parte communication by virtue of the fact that it was not shown to the Chairman. Because it is not deemed to be an ex parte communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, F.S. However, in such cases Chairman Clark has requested that such correspondence be placed on the record in the correspondence side of the docket file.

# State of Florida

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



DIVISION OF LEGAL SERVICES NOREEN S. DAVIS DIRECTOR (904) 487-2740

Public Service Commission

April 4, 1995

Mr. J. Patrick Floyd 408 Long Avenue Post Office Drawer 950 Port St. Joe, Florida 32456-0950

EPSC-RECORDS/REPORTING

Dear Mr. Floyd:

Re: Docket No. 930885-EU - Gulf Power/Gulf Coast Territorial Dispute

I have received a copy of your letter to Mr. G. Edison Holland, Jr., dated March 28, 1995. In your letter to Mr. Holland, you appear to request that the Commission staff monitor or referee the negotiations the Commission ordered the parties to conduct in Order No. PSC-95-0271-FOF-EU. On behalf of the Commission staff, I am responding to that request.

At this point, we do not believe that our presence in your negotiations is necessary. We fully expect that both Gulf Power and Gulf Coast will comply with the letter and the spirit of the Commission's Order and make real efforts to reach a territorial agreement. If the negotiations do not go well, either party may request our assistance, and of course we will be happy to do whatever we can to help the process along. We also intend to hold periodic status conferences, so that the parties can inform us of their progress. We believe it is premature to take such actions now, however, before the negotiations have even begun.

Please let me know if you have any further questions on this matter.

Sincerely Yours,

Martha Carter Brown

Marka Certer Brown

Senior Attorney

G. Edison Holland cc: Jeffrey Stone John Haswell Roberta Bass Kenneth Dudley

# Supreme Court of Florida

FRIDAY, AUGUST 4, 1995

GULF COAST ELECTRIC COOPERATIVE, INC.,

Appellant,

v.

SUSAN F. CLARK, ETC. ET AL.,

Appellees.

AUG

FPSC-RECORDS/REPORTING

BRIEFING SCHEDULE

Gulf Power's Exceptions and Request for Clarification filed in the Public Service Commission is now final. Briefs shall be filed as follows:

Appellant's brief on the merits shall be served on or before September 18, 1995; appellee's brief on the merits shall be served 20 days after service of appellant's brief on the merits; and appellant's reply brief on the merits shall be served 20 days after service of appellee's brief on the merits. Please file an original and seven copies of all briefs. Please send to the Court, either in Word Perfect format or ASCII text format, a 3-1/2 inch diskette of the briefs filed in this case. THIS PROCEDURE IS VOLUNTARY. Please label envelopes to avoid erasure.

A True Copy

BDM

TEST:

'Honorable Blanca S. Bayo' Clerk

Mr. David E. Smith

Mr. John H. Haswell

Mr. J. Patrick Floyd

Mr. Ed Holland, Jr.

Mr. Jeffrey A. Stone

Ms. Teresa E. Liles

Ms. Martha Carter Brown

Sid J. White Clerk, Supreme Court

# State of Florida

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



DIVISION OF RECORDS & REPORTING BLANCA S. BAYO DIRECTOR (904) 413-6770

# Public Service Commission

September 19, 1995

Mr. John H. Haswell Chandler, Lang & Haswell, P.A. 211 Northeast First Street Gainesville, Florida 32601

RE: Docket No. 930885-EU - Gulf Coast Electric Cooperative, Inc. vs. Florida Public Service Commission and Gulf Power Company (Supreme Court Case No. 85,464)

Dear Mr. Haswell:

Enclosed is a copy of the index of record in Docket No. 930885-EU, the docket on appeal in the above-referenced court case.

Please look the index over and let me know if you have any questions regarding the contents of the record. I will be forwarding an invoice to you shortly, reflecting charges for preparation of the record. The record itself will be filed with the Supreme Court shortly.

Sincerely,

Kay Flynn, Chief Bureau of Records

KF:lcw Enclosure cc: All Parties of Record

# SID J. WHITE, CLERK Supreme Court of Florida

500 SOUTH DUVAL STREET **TALLAHASSEE 32399-1927** (904) 488-0125

MR. JEFFREY A. STONE MR. RUSSELL A. BADDERS POST OFFICE BOX 12950 PENSACOLA, FLORIDA 32576-2950

10/23/95

filed 10-23-95

GULF COAST ELECTRIC COOPERATIVE, INC.

VS

SUSAN F. CLARK, ETC., ET AL.

CASE NO. 85,204



FPSC-RECORDS/REPORTING



I have this date received the below-listed pleadings or documents:

APPELLEES' MOTION FOR AN EXTENSION OF TIME TO SERVE THEIR BRIEF IS GRANTED TO AND INCLUDING NOVEMBER 10, 1995. ALL APPELLEES' AND APPELLANTS' BRIEFS ARE EXTENDED ACCORDINGLY.

Please make reference to the case number in all correspondence and pleadings.

Most cordially,

Clerk, Supreme Court

ALL PLEADINGS SIGNED BY AN ATTORNEY MUST INCLUDE THE ATTORNEY'S FLORIDA BAR NUMBER.

SJW/BDM

MR. JOHN H. HASWELL

MR. J. PATRICK FLOYD

MR. HUBERT NORRIS

MR. DAVID SMITH

FEBRUARY 27, 1996



FPSC-RECORDS/REPORTING

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (BROWN) MCB RVE

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY.

0300 - FOF

Attached is an ORDER ACKNOWLEDGING WITHDRAWAL OF MOTION FOR EXTENSION OF TIME, to be issued in the above-referenced docket. (Number of pages in Order - 3)

MCB/anr Attachment

cc: Division of Electric and Gas

I: 930885XO.MCB

0/2

6

MARCH 28, 1996



FPSC-RECORDS/REPORTING

TO:

CHAIRMAN SUSAN F. CLARK

FROM:

DIVISION OF LEGAL SERVICES (BROWN) MCB

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY.

0466-PCO

Attached is an <u>ORDER ESTABLISHING PROCEDURE</u> for your review and signature. Please call Andrea Reed or Martha Brown when the order has been signed. (Number of pages in Order - 7)

MCB/anr Attachment I: 930885.MCB

oh

# MUSTGOTODAY

RECEIVED

MAR 2 9 1996

Florida Public Service Comm. Commissioner Clark



APRIL 3, 1996



TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (BROWN) MCB

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST COOPERATIVE, INC. BY GULF POWER

COMPANY

0467-505

Attached is an  $\underline{\text{ORDER GRANTING MOTION FOR STAY PENDING JUDICIAL}}$   $\underline{\text{REVIEW}}$ , to be issued in the above-referenced docket. (Number of pages in Order - 4)

MCB/anr Attachment

cc: Division of Electric and Gas

I: 9308850S.MCB

5/1

MESSER, CAPARELLO, MADSEN, GOLDMAN & METZ, P.A. SUITE 701, 215 SOUTH MONROE STREET POST OFFICE BOX 1876 TALLAHASSEE, FLORIDA 32302-1876 TELEPHONE: (904) 222-0720 FACSIMILE: (904 224-4359

# FACSIMILE COVER SHEET

DATE:

7/10/96

CLIENT/MATTER: 0099

MESSER LAW-

TO: ROBERTA BASS

FAX NUMBER: 413-6655

FROM:

JOE CRESSE

TOTAL NUMBER OF PAGES: 2, including cover sheet.

If problems occur with transmission, please contact DEE EMERY, phone: (904) 222-0720. MESSAGE:

THE INFORMATION CONTAINED IN THIS TELECOPY MESSAGE IS ATTORNEY-CLIENT PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT. YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

#### Policy Statement

In the event one utility plans to serve a customer which could obtain service from another utility having existing distribution lines in place closer to the customer's location, the utility planning to serve will notify the utility with distribution lines closest to the customer's location prior to commencing service. Following such notification, if there is disagreement between the utilities as to which utility should serve the customer, the utilities shall notify Staff of the situation. Staff will attempt to mediate the dispute between the utilities. If mediation fails to resolve the dispute via an agreement between the affected utilities, the utility with existing distribution lines closest to the customer shall be entitled to serve the customer until the dispute is resolved by the Commission. The Commission shall resolve the dispute by determining which utility is able to serve the customer at the lowest net cost to the utility. In determining which utility is able to serve the customer at the lowest net cost to the utility, customer contributions in aid of construction to extend service will be taken into account as reductions to the utility's gross cost to serve. Notwithstanding the foregoing, the customer's choice of utility shall be honored so long as the net cost to that utility of extending service to that customer does not exceed the other affected utility's net cost of extending service to that customer by an amount greater than \$15,000. In the event mediation of the dispute has failed and as a result a contested dispute is presented to the Commission for its resolution, the losing utility shall pay the prevailing utility's costs of litigation including reasonable attorney's fees. For purposes of this policy, existing distribution lines shall be construed to mean installed conductor of sufficient type and capacity to satisfy the service requirements of the requesting customer without the necessity of any upgrades.

# State of Florida



# Public Service Commission

-M-E-M-O-R-A-N-D

**DATE:** July 26, 1996

TO:

Division of Records and Reporting

FROM: Vicki D. Johnson, Senior Attorney, Division of Legal Services

RE:

Docket No. 930885-EU - Petition to resolve territorial dispute with Gulf Coast Ele

Cooperative, Inc. by Gulf Power Company.

The attached was faxed to staff by Mr. Joe Cresse. Please include this document in the correspondence file for this docket.

VDJ/js

Attachment

cc:

Gulf Coast Electric Cooperative, Inc.

John Haswell, Esq. Patrick Floyd, Esq.

Florida Electric Cooperative Association

Roberta Bass

Mary Anne Helton, Esq.

885memo.vdj

JULY 17, 1996

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (JOHNSON)

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY.

Attached is a <u>Notice of Preliminary Prehearing Conference</u> to be issued in the above-referenced docket. (Number of pages in Notice - 2)

VDJ/js Attachment

cc: Division of Electric and Gas (Dudley)

Division of Appeals (Helton)

I:930885pp.vdj

ok of



# Public Service Commission

# State of Florida

## -M-E-M-O-R-A-N-D-U-M-

DATE:

August 7, 1996

TO:

Blanco Bayó, Director, Records and Reporting

FROM: Joy Kelly, Chief, Bureau of Reporting

RE:

930885-EU PRE-PREHEARING CONFERENCE HELD 7-29-96

IN RE:

Petition to Resolve Territorial Dispute with Gulf Coast Electrical

Cooperative, Inc. by Gulf Power Company.

DOCUMENT NO. 08264, 8-7-96

The transcript for the above-described hearing has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, AFAD, E&G

The following exhibits are being filed with this transcript:

NONE

The following exhibits have not been furnished to the Bureau of Reporting to date and do not accompany this transcript:

NONE

Acknowledged by:

JK/pc

PSC/RAR 28 (Rev

SEPTEMBER 23, 1996



FPSC-RECORDS/REPORTING

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (JOHNSON)

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

1191-800

Attached is an <u>ORDER APPROVING ISSUES TO BE RESOLVED AT EVIDENTIARY HEARING</u> to be issued in the above-referenced docket. (Number of pages in Order - 4)

MUST GO TODAY

VDJ/js

Attachment

cc: Division of Electric and Gas (Bass)

Division of Appeals (Helton)

I:930885EH.VDJ

Later led - //

OCTOBER 10, 1996



FPSC-RECORDS/REPORTING

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (JOHNSON)

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

PSC-96-1274-PCO-EU

Attached is a ORDER MODIFYING PROCEDURAL ORDER to be issued in the above-referenced docket. (Number of pages in Order - 3)

VDJ/js

Attachment

cc: Division of Electric and Gas (Bass)

Division of Appeals (Helton)

I:930885EX.VDJ

#### IN THE SUPREME COURT OF FLORIDA

GULF COAST ELECTRIC COOPERATIVE, INC.,

Appellant,

-vs-

FLORIDA PUBLIC SERVICE COMMISSION,

Appellee,

and

GULF POWER COMPANY,

Appellee/ Cross-Appellant CASE NO. 85,464

SID J. WHITE

OCT 24 1995

CLERK, SUPREME GOURT Chilef Depaty Clerk

VOLUME I

TRANSCRIPT OF RECORD

IN THE MATTER OF:

Petition to Resolve Territorial Dispute by Gulf Coast Electric Cooperative, Inc.

DOCKET NO. 930885-EU

JOHN H. HASWELL 211 NORTHEAST FIRST STREET GAINESVILLE, FLORIDA 32601

and

ROBERT D. VANDIVER MARY ANNE HELTON FLORIDA PUBLIC SERVICE COMMISSION 2540 SHUMARD OAK BOULEVARD TALLAHASSEE, FLORIDA 32399-0850

ATTORNEYS FOR APPELLEE

J. PATRICK FLOYD 408 LONG AVENUE PORT ST. JOE, FLORIDA 32456 PENSACOLA, FLORIDA 32576

JEFFREY A. STONE RUSSELL A. BADDERS POST OFFICE BOX 12950

ATTORNEYS FOR APPELLANT

ATTORNEYS FOR APPELLEE/ CROSS-APPELLANT

# DOCKET NO. 930885-EU VOLUME I

Petition to Resolve Territorial Dispute with Gulf Coast Electric Cooperative, Inc., filed September 8, 1993, on behalf of Gulf Power Company	0.1
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Post Hearing Statement of Issues and Positions, filed November 22, 1994, on behalf of Gulf Coast Electric Cooperative, Inc
VOLUME II
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Post Hearing Brief, filed November 22, 1994, on behalf of Gulf Power Company
Proposed Findings of Fact and Conclusions of Law, filed November 22, 1994, on behalf Gulf Power Company
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Response to Gulf Power Company's Exception to Order and Request for Clarification, filed April 3, 1995, on behalf of Gulf Coast Electric Cooperative, Inc
Memorandum from Divisions of Legal Services and Electric and Gas to Division of Records and Reporting, filed July 6, 1995
Order PSC-95-0913-FOF-EU Clarifying and Amendatory Order, issued July 27, 1995

#### VOLUME III

- Transcript of Prehearing Conference, held September 29, 1995, in Tallahassee, pages 1-36 (reference reporter's page numbers in this and all succeeding volumes)
- Volume 1 of transcript of hearing held October 19, 1994, pages 1-198

#### VOLUME IV

- Volume 2 of transcript of hearing held October 19, 1994, pages 199-281
- Volume 3 of transcript of hearing held October 20, 1994, pages 282-451

#### VOLUME V

- Volume 4 of transcript of hearing held October 20, 1994, pages 452-588
- Volume 5 of transcript of hearing held October 20, 1994, pages 589-678

#### VOLUME VI

Exhibits 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, (14 not admitted), 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, and 42 from October 1994 hearing

November 1, 1996

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (Johnson, Culpeppe

RE:

DOCKET NO. 930885-EU-PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

PSC-96-1331-PCO-EU

Attached is an <u>ORDER CLARIFYING ORDER NO. PSC-96-1191-PCO-EU</u> to be issued in the above-referenced docket. (Number of pages in Order - 4)

BC/js Attachment

cc: Division of Electric and Gas

I:\930885CO.BC

901131-) touted

NOVEMBER 18, 1996



TO:

DIVISION OF RECORDS AND REPORTING

FPSC-RECORDSTREPORTING

FROM:

DIVISION OF LEGAL SERVICES (JOHNSON)

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

1358-FDF

Attached is an Order Denying Gulf Power Company's Motion to Dismiss to be issued in the above-referenced docket. (Number of pages in Order - 6)

VDJ/js

cc: Division of Electric and Gas (Bass)

I:930885FO.VDJ

5/DRAR-

JANUARY 15, 1997



9:00

FPSC-RECORDS/REPORTING

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (V. JOHNSON)

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

Attached is a  ${\hbox{\tt NOTICE}}$  OF COMMISSION HEARING AND PREHEARING to be issued in the above-referenced docket. (Number of pages in Notice - 2)

VDJ/js

Attachment

cc: Division of Electric and Gas (Dudley)

Division of Appeals (Helton)

I:930885NH.VDJ

OK Y

JANUARY 27, 1997

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (V. JOHNSON)

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

6098-FOF

Attached is an <u>ORDER DENYING RECONSIDERATION OF ORDER DETERMINING ISSUES TO BE RESOLVED AT EVIDENTIARY HEARING</u> to be issued in the above-referenced docket. (Number of pages - 6)

VDJ/js Attachment

cc: Division of Electric and Gas (Bass)

I:9308850.vdj

faxed jed John

Gulf Power Company 500 Bayfront Parkway Post Office Box 1151 Pensacola. FL 32520-0781 Telephone 904 444-6231

Susan D. Cranmer Assistant Secretary and Assistant Treasurer



February 7, 1997

FPSC-RECORDS/REPORTING

Ms. Vicki Johnson, Esquire Staff Counsel Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee FL 32399-0863

Dear Ms. Johnson:

RE: Docket No. 930885-EU

Enclosed is Gulf Power Company's response to the following in the above docket:

- G. E. Holland's Late Filed Exhibit No. 1 to the Deposition by Staff and GCEC.
- G. E. Holland's Late Filed Exhibit No. 2 to the Deposition by Staff and GCEC.
- 3. R. L. Klepper's Late Filed Exhibit No. 1 to the Deposition by Staff and GCFC
- FPSC Staff Informal Data Request, Additional Discovery Information, Item No. 1.

Sincerely,

W

**Enclosures** 

cc: Beggs and Lane
Jeffrey A. Stone, Esquire
Florida Public Service Commission
Blanca Bayo (letter only)

Susan D. Cranmer



# Public Service Commission

## State of Florida

# -M-E-M-O-R-A-N-D-U-M-

DATE: February 25, 1997

TO: Blanca Bayó, Di

Blanca Bayó, Director, Records and Reporting

FROM: Joy Kelly, Chief, Bureau of Reporting

RE: DOCKET NO. 930885-EU, PREHEARING CONFERENCE held 2-3-97

RE: PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST

ELECTRIC COOPERATIVE, INC.

DOCUMENT NO. 02052, 2-24-97

The transcript for the above-described hearing has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, AFAD, E&G

The following exhibits are being filed with this transcript:

**NONE** 

The following exhibits have not been furnished to the Bureau of Reporting to date and do not accompany this transcript:

NONE

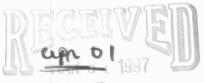
Acknowledged by:

Maz

JK/pc

PSC/RAR 28 (Rev 7/94)

APRIL 1, 1997



2:50

TO:

DIVISION OF RECORDS AND REPORTING FPSC-RECORDS/REPORTING

FROM:

DIVISION OF LEGAL SERVICES (V. JOHNSON)  $\sqrt{\lambda}$ 

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

Attached is a <u>NOTICE OF COMMISSION HEARING</u> to be issued in the above-referenced docket. (Number of pages in Notice - 2)

VDJ/js

Attachment

cc: Division of Electric and Gas (Dudley)

Division of Appeals (Helton)

I:930885NH.VDJ I:930885H2.VDJ

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APRIL 11, 1997



TO:

DIVISION OF RECORDS AND REPORTING

PSC-RECORDS/REPORTING

FROM:

DIVISION OF LEGAL SERVICES (V. JOHNSON)

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

0407-PCD

Attached is an <u>ORDER GRANTING GULF COAST ELECTRIC COOPERATIVE</u>, <u>INC.'S SECOND MOTION TO COMPEL</u> to be issued in the above-referenced docket. (Number of pages in Order - 4)

VDJ/js

Attachment

cc: Division of Electric and Gas (Tew)

su P.1

I:930885MC.VDJ

MUST GO TODAY

APRIL 15, 1997



TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (V. JOHNSON)

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

042D - PCO

Attached is an <u>ORDER ADDRESSING GULF COAST ELECTRIC COOPERATIVE INC.'S MOTION TO COMPEL AS TO INTERROGATORY NOS. 31 AND 42</u> to be issued in the above-referenced docket. (Number of pages in Order - 3)

VDJ/js Attachment

cc: Division of Electric and Gas (Tew)

I:930885IN.VDJ

48

MUSTEDTODAY

Carreed - 4/



#### Board of County Commissioners

Post Office Box 1818

PANAMA CITY, FLORIDA 32402

COMMISSIONERS:

CAROL ATKINSON DISTRICT I

RICHARD STEWART

DISTRICT II
ROBERT WRIGHT

DISTRICT III
DANNY SPARKS

DISTRICT IV

MARC NOLEN
DISTRICT V

97-0147 MAY 21

April 16, 1997

Julia L. Johnson, Chair Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850

Re: Bay County Resolution

Dear Ms. Johnson:

Please find enclosed for your information a Resolution that was adopted by our Board encouraging the Public Service Commission to not adopt regulations that would preclude Bay County, as a customer, from selecting its preferred electric utility.

Thank you for your consideration of this Resolution.

Sincerely,

Richard Stewart, Chairman Bay County Board of County

Commissioners

RS/NJZ/wqm

Enclosure

cc: Board of County Commissioners
Joy Bates, Acting County Manager
Mark Wimberly, Gulf Power

X:\WPF\LVB\CORR\JOHNSON.L

#### RESOLUTION NO. 2028

WHEREAS, the Board of County Commissioners (the "Board") is responsible for the operations of the Deer Point Williams Bayou Pumping Station;

WHEREAS, Gulf Power Company has provided all the electric service requirements to the Deer Point Williams Bayou Pumping Station since its inception;

WHEREAS, the Board is satisfied with the electric service being provided by Gulf Power Company;

WHEREAS, the Board has been advised by Gulf Power that the Florida Public Service Commission is considering mandating electric service territorial boundary lines that may result, for example, in the Deer Point Williams Bayou Pumping Station being located in another electric utility's service area requiring the Board to purchase electricity from such other utility; and

WHEREAS, the Board wishes to retain the ability to choose its electric supplier for future expansions of the Deer Point Williams Bayou Pumping Station consistent with the avoidance of uneconomical duplication of electric facilities.

NOW, THEREFORE, BE IT RESOLVED THAT the Board does hereby petition the Florida Public Service Commission to not mandate territorial boundary lines precluding it from choosing Gulf Power Company as the electric supplier for future expansion of the Deer Point Williams Bayou Pumping Station or any other facility Bay

County may now operate or may operate in the future.

DONE AND ADOPTED by the Board on this 15th day of April, 1997.

I, HAROLD BAZZEL, Clerk of the Circuit Court and ex-officio Clerk and Auditor of the Board of County Commissioners do hereby certify that the above and foregoing Resolution was duly adopted by the Board of County Commissioners during its regularly scheduled session on the 15th day of April, 1997.

/s/

Clerk of the Circuit Court and exofficio Clerk and Auditor of the Board of County Commissioners of Bay County, Florida

APRIL 23, 1997



TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (JOHNSON)

RUL

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY.

PSC-97-0466-PHO-EU

Attached is a  $\frac{\text{PREHEARING ORDER}}{\text{Number of pages in Order - 20}}$ 

VDJ/js

Attachment

cc: Division of Electric and Gas (Tew)

Division of Appeals (Helton)

I:930885PO.VDJ

Attachments not me line

AUST GO TODAY

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# Public Service Commission

#### State of Florida

#### -M-E-M-O-R-A-N-D-U-M-

**DATE:** May 9, 1997

TO: Blanca Bayó, Director, Records and Reporting

FROM: Joy Kelly, Chief, Bureau of Reporting

RE: DOCKET NO. 930885-EU, HEARING HELD 4-29 and 30-97

RE: Petition to resolve territorial dispute with Gulf Coast Electric Cooperative, Inc.

by Gulf Power Company.

DOCUMENT NO: Volume 1, 04573, 5-8-97; Volume 2, 04574, 5-8-97; Volume 3,

04575, 5-8-97; Volume 4, 04576, 5-8-97 and Volume 5, 04577, 5-

8-97

The transcript for the above-described hearing has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, AFAD, E&G, SOLD

The following exhibits are being filed with this transcript:

1-18

COMPLETED

The following exhibits have not been furnished to the Bureau of Reporting to date and do not accompany this transcript:

Acknowledged by:

Was

JK/pc

WINE

PSC/RAR 28 (Rev

JULIA L. JOHNSON CHAIRMAN



CAPITAL CIRCLE OFFICE CENTER 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0854 (904) 413-6044

# Public Service Commission

May 15, 1997

Mr. H. R. "Rudy" Etheredge Port Panama City, U.S.A. Post Office Box 15095 Panama City, Florida 32406

Dear Mr. Etheredge:

Thank you for your letter of April 23, 1997, to Chairman Johnson.

Florida law prohibits a member of the Public Service Commission from discussing the merits of a pending case outside of a public meeting. Therefore, Chairman Johnson cannot comment on the issues raised in your letter. However, a copy of your letter will be placed on the correspondence side of the docket file where it will be available for review by all parties involved.

With kind regards, I am

Sincerely,

Curtis J. Williams

Executive Assistant to Chairman Johnson

JLJ:ssf

cc: Division of Records and Reporting (Docket No. 970885-EI)

JULIA L. JOHNSON **CHAIRMAN** 



CAPITAL CIRCLE OFFICE CENTER 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0854 (904) 413-6044

# Public Service Commission

May 16, 1997

Mr. Richard Stewart, Chairman Bay County Board of County Commissioners Post Office Box 1818 Panama City, Florida 32402

Dear Mr. Stewart:

Thank you for your letter of April 16, 1997, to Chairman Johnson.

Florida law prohibits a member of the Public Service Commission from discussing the merits of a pending case outside of a public meeting. Therefore, Chairman Johnson cannot comment on the issues raised in your letter. However, a copy of your letter will be placed on the correspondence side of the docket file where it will be available for review by all parties involved.

With kind regards, I am

Sincerely,

Curtis J. Williams

Executive Assistant to Chairman Johnson

JLJ:ssf

Division of Records and Reporting (Docket No. 970885-EI) CC:

U.S.A.

April 23, 1997

Ms. Julia Johnson Chairman Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

RE:

Docket #970885-EU

Dear Chairman Johnson:

Attached you will find a resolution which was passed by the Port Authority of Panama City, Florida at its regular Board meeting April 21, 1997. We sincerely hope you will consider our views in making your determination in the above referenced matter. We are available to answer any questions you may have related to our position.

Sincerely,

H. R. Rud∳ Etheredge

Port Director

HRE/jm/32

A RESOLUTION OF THE PANAMA CITY PORT AUTHORITY PETITIONING THE PUBLIC SERVICE COMMISSION NOT TO MANDATE TERRITORIAL BOUNDARY LINES PRECLUDING IT FROM CHOOSING GULF POWER COMPANY AS THE ELECTRIC SUPPLIER FOR FUTURE EXPANSION OF THE BAY COUNTY INDUSTRIAL PARK.

#### BE IT RESOLVED BY THE PANAMA CITY PORT AUTHORITY:

Urging the Florida Public Service Commission not to mandate territorial boundary lines.

Whereas the Port Authority of the City of Panama City, Florida is responsible for the operations of the Bay County Industrial Park; and

Whereas Gulf Power Company has provided all the electric service requirements to the Bay County Industrial Park, since its inception; and

Whereas the Port Authority is very satisfied with the electric service being provided by Gulf Power Company; and

Whereas the Port Authority is aware that the Florida Public Service Commission is considering mandating electric service territorial boundary lines; and

Whereas the Port Authority wishes to retain the ability to choose Gulf Power Company as its electric supplier for future expansions of the Bay County Industrial Park consistent with the avoidance of uneconomical duplication of electric facilities; then

Be it resolved that the Port Authority of the City of Panama City petitions the Florida Public Service Commission not to mandate territorial boundary lines precluding it from choosing Gulf Power Company as the electric supplier for future expansion of the Bay County Industrial Park.

**DULY ADOPTED** this <u>21st</u> day of <u>April</u>, 1997.

PANAMA CITY PORT AUTHORITY

RV

ATTEST:



### RECEIVED

MAY 22 1997

FPSC - Records/Reporting

# Public Service Commission

May 21, 1997

#### **MEMORANDUM**

TO:

Ms. Blanca Bayo, Director

Records and Reporting

FROM:

Curtis Williams

Executive Assistant to Chairman Johnson

SUBJECT:

Intercepted Communications received from H. R. "Rudy" Etheredge

re Docket 970885-EI

This office has received the attached correspondence. The correspondence has not been viewed or considered in any way by Chairman Johnson. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991, as CEO 91-31-July 19, 1991), this letter does not constitute an <u>ex parte</u> communication by virtue of the fact that it was not shown to the Chairman. Because it is not deemed to be an <u>ex parte</u> communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, F.S. However, in such cases Chairman Johnson has requested that such correspondence be placed on the record in the correspondence side of the docket file.

CJW:ssf

Attachment:



# RECEIVED

MAY 22 1997

FPSC - Records/Reporting

# Public Service Commission

May 21, 1997

#### **MEMORANDUM**

TO:

Ms. Blanca Bayo, Director

Records and Reporting

FROM:

Curtis Williams

Executive Assistant to Chairman Johnson

SUBJECT:

Intercepted Communications received from Richard Stewart

re Docket 930885-EI

This office has received the attached correspondence. The correspondence has not been viewed or considered in any way by Chairman Johnson. Under the terms of the advisory opinion from the Commission on Ethics (issued July 24, 1991, as CEO 91-31-July 19, 1991), this letter does not constitute an <u>ex parte</u> communication by virtue of the fact that it was not shown to the Chairman. Because it is not deemed to be an <u>ex parte</u> communication, it does not require dissemination to parties pursuant to the provisions of Section 350.042, F.S. However, in such cases Chairman Johnson has requested that such correspondence be placed on the record in the correspondence side of the docket file.

CJW:ssf

Attachment:

JUNE 3, 1997



JUN 03 1997 3:00 FPSC - Records/Reporting

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (V. JOHNSON)

RVE

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

Attached is a <u>NOTICE OF COMMISSION MEETING AND FIELD VISIT</u> to be issued in the above referenced docket. (Number of pages in notice - 2)

VDJ/js Attachment

cc: Division of Electric and Gas (Bass)

I:885vnote.vdj

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CD'EN.



## Public Service Commission

#### State of Florida

#### -M-E-M-O-R-A-N-D-U-M-

**DATE:** June 25, 1997

TO: Blanca Bayó, Director, Records and Reporting

FROM: Joy Kelly, Chief, Bureau of Reporting

RE: DOCKET NO. 930885-EU, CONTINUATION OF HEARING (SITE

INSPECTION) HELD 6-18-97

RE: PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST

ELECTRIC COOPERATIVE, INC. BY GULF POWER COMPANY.

DOCUMENT NO: VOLUME 6, 06289, 6-23-97

The transcript for the above transcribed hearing has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, AFAD, E&G, SOLD

Acknowledged by:

JK/pc

PSC/RAR 28 (Rev 7/94)

JULY 2, 1997

# RECEIVED

JUL 02 1997 FPSC - Records/Reporting

TO:

FROM:

RE:

DIVISION OF LEGAL SERVICES (JOHNSON) RVE DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

0793-PCD

Attached is a <u>SECOND ORDER MODIFYING PROCEDURAL SCHEDULE</u> to be issued in the above referenced docket. (Number of pages - 3)

VDJ/js Attachment

cc: Division of Electric and Gas (Bass, Breman, Tew)

I:885BRF.VDJ

MUSICU ICEL

torred.

RECEIVEL

AUGUST 21, 1997

AUG 21 1997 12:12 FPSC - Records/Reporting

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES /JAYE/

E, ELIAS

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST COOPERATIVE, INC. BY GULF POWER

COMPANY

PSC-97-1000-PCO-EU

Attached is an  $\underbrace{\text{ORDER GRANTING REQUEST FOR EXTENSION OF TIME TO}_{FILE BRIEFS}$ , to be issued in the above-referenced docket. (Number of pages in Order - 3)

GAJ/js

Attachment

cc: Division of Electric and Gas (Breman, Tew)

I: gcecgpc.gaj

HUST GO TODAY

prodet

JANUARY 27, 1998

# RECEIVED

JAN 2 7 1998 /: 45 FPSC - Records/Reporting

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (PAUGH)

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY.

98-0174-FOF-EU

Attached is an ORDER RESOLVING TERRITORIAL DISPUTE BETWEEN GULF COAST ELECTRIC COOPERATIVE, INC. AND GULF POWER COMPANY, with attachments, to be issued in the above referenced docket. (Number of pages in order - 21)

LJP/js Attachment

cc: Division of Electric and Gas (Bass, Breman)

I:930885o.ljp

Seel

forced = 5/1

LAW OFFICES

#### CHANDLER, LANG & HASWELL, P.A.

GAINESVILLE, FLORIDA 32002 3879

JAMES F. LANG
JOHN H. HASWELL
C. WHARTON COLE

APR | || 51 AM '98

ADMINISTRATION
MAIL ROOM

TELEPHONE 352/376-5226
TELECOPIER 352/372-8858
211 N.E. FIRST STREET
GAINESVILLE, FL 32601-5367

WILLIAM H. CHANDLER

RECEVED

APR - 1 1998

FPSC - Records/Reporting

March 31, 1998

Kay Flynn Chief Bureau of Records Florida Public Service Commission 2540 Shumard Oaks Boulevard Tallahassee, Florida 32399-0850

RE: Gulf Coast Electric Cooperative, Inc., Respondent/Appellant

v. Florida Public Service Commission and Gulf Power Company,

Petitioner/Appellee; FPSC Docket Number: 930885-EU

Dear Ms. Flynn:

In reference to the above captioned case, I would appreciate it if you would advise us that the Staff recommendation in this case will be included in the record and will be identified in the index that is due to be served on the parties on or before April 17, 1998. Pursuant to Rule 9.190(c)(2), ". . . all Staff memoranda or data submitted to the presiding officer during the hearing or prior to its disposition. . ." will be included in the record on appeal. We would appreciate your advice in this matter.

Very truly yours,

John H. Haswell

Advised by telephone

Advised be included appeal

Will be included appeal

Will

JHH/lez

CC:

Pat Floyd Roy Barnes

C:\WP60\GCEC\TERRITOR\WASHINGT\APPEAL\PLYNN.LTR

#### State of Florida

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
SUSAN F. CLARK
J. TERRY DEASON
JOE GARCIA
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING BLANCA S. BAYO DIRECTOR (850) 413-6770

## Public Service Commission

February 26, 1998

Mr. Sid J. White, Clerk Supreme Court of Florida Supreme Court Building Tallahassee, Florida 32301

RE: Docket No. 930885-EU - Gulf Coast Electric Cooperative Inc. vs. Florida

Public Service Commission and Gulf Power Company.

Dear Mr. White:

Enclosed is a certified copy of a Notice of Appeal, filed in this office on February 26, 1998 on behalf of Gulf Coast Electric Cooperative Inc.

The index is due to be served on the parties to this proceeding on or before April 17, 1998.

Sincerely,

Kay Flynn, Chief Bureau of Records

Enclosure

cc: John H. Haswell
David Smith
All Other Parties of Record

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING BLANCA S. BAYÓ DIRECTOR (850) 413-6770

## Public Service Commission

April 17, 1998

Mr. John H. Haswell Chandler, Lang and Haswell, P.A. 211 Northeast First Street Gainesville, Florida 32601

Re: Supreme Court Case No. 92,479 - Gulf Coast Electric Cooperative, Inc. vs. Florida Public Service Commission and Gulf Power Company (Docket No. 930885-EU)

Dear Mr. Haswell:

Enclosed is a copy of the index to the above-referenced docket on appeal. Please look this index over and let me know if you have any questions about the contents of record.

The record will be filed in the Supreme Court within the next 60 days.

Sincerely,

Kay Flynn, Chief Bureau of Records

Enclosure

cc:

Russell Badders

Jeffrey Stone Richard Bellak

#### IN THE SUPREME COURT OF FLORIDA

GULF COAST ELECTRIC COOPERATIVE, INC.	)
APPELLANT,	)
vs.	) CASE NO. ) 92,479
FLORIDA PUBLIC SERVICE COMMISSION and GULF POWER COMPANY,	FILED
APPELLEES.	) SID J. WHITE ) JUL 6 1998
	CLERK, SUPREME COURT  ByChief Dermits Clerk

#### TRANSCRIPT OF RECORD

#### IN THE MATTER OF:

Petition to resolve territorial dispute with Gulf Coast Electric Cooperative, Inc. by Gulf Power Company

#### **DOCKET NO. 930885-EU**

Mr. John H. Haswell Chandler, Lang and Haswell 211 Northeast First Street Gainesville, Florida 32601

J. Patrick Floyd 408 Long Avenue Port St. Joe, Florida 32456

ATTORNEY FOR APPELLANT

Mr. David Smith Mr. Richard Bellak Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

ATTORNEYS FOR APPELLEES

#### INDEX

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#### HEARING TRANSCRIPTS AND EXHIBITS

Volume 1 of transcript of hearing held October 19, 1994, in Tallahassee, pages 1-198 (reference court reporter's original page numbers in this and all succeeding volumes).

Volume 2 of transcript of hearing held October 19, 1994, in Tallahassee, pages 199-281.

Volume 3 of transcript of hearing held October 20, 1994, in Tallahassee, pages 282-451.

Volume 4 of transcript of hearing held October 20, 1994, in Tallahassee, pages 454-588.

Volume 5 of transcript of hearing held October 20, 1994, in Tallahassee, pages 589-678.

Exhibits 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, (14 not admitted), 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, and 42 from October 1994 hearing.

Volume 1 of transcript of hearing held April 29, 1997, in Tallahassee, pages 1-200.

Volume 2 of transcript of hearing held April 29, 1997, in Tallahassee, pages 201-313.

Volume 3 of transcript of hearing held April 30, 1997, in Tallahassee, pages 314-487.

Volume 4 of transcript of hearing held April 30, 1997, in Tallahassee, pages 488-666.

Volume 5 of transcript of hearing held April 30, 1997, in Tallahassee, pages 667-707.

Volume 6 of transcript of meeting and field visit held June 18, 1997, in South Bay and Washington Counties, pages 708-778.

Exhibits 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18 from April 1997 hearing.

# RECEIVED

JUN - 8 1998

MEMORANDUM

FPSC - Records/Reporting 1:10 PM

JUNE 8, 1998

TO:

----

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (PAUGH) AP RVE

RE:

DOCKET NO. 930885-EU - PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST ELECTRIC COOPERATIVE, INC. BY

GULF POWER COMPANY

98-0793-PCD-EU

Attached is an ORDER GRANTING MOTION FOR STAY PENDING APPEAL to be issued in the above referenced docket. (Number of pages in order - 7)

LJP/js Attachment

cc: Division of Electric and Gas (Bass, Breman, Tew)

I:930885or.ljp

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING BLANCA S. BAYÓ DIRECTOR (850) 413-6770

# Public Service Commission

REPORTING X

98 III - 6 PM 3. 5.

RECEIVED OF THE FLORIDA PUBLIC SERVICE COMMISSION

TRANSCRIPT OF RECORD IN THE MATTER OF:
GULF COAST ELECTRIC COOPERATIVE, INC. vs.
FLORIDA PUBLIC SERVICE COMMISSION and
GULF POWER COMPANY.

CASE NO. 92,479

DOCKET NO. 930885-EU

VOLUMES 1 - 6

and

11 volumes of hearing transcripts

and

accompanying exhibits

FILED SIDJ. WHITE

JULY 8 1998 \*

CLERK, SUPREME COURT

By

Chief Deputy Clerk

SIGNED

DATE

850.444.6111

PERVICE COMMISSION

98 NOV -6 AM 9:4

MAILROOM

GULF 960789
POWER 971006
A SOUTHERN COMPANY 980091

980643 981346

181591 181594

November 11, 1998

Ms. Blanca S. Bayo, Director Division of Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee FL 32399-0870

Dear Ms. Bayo:

This is to inform you that Susan D. Cranmer has changed her name to Susan D. Ritenour. Please make the change on your correspondence for Gulf Power Company.

Sincerely,

Linda G. Malone

Assistant Secretary and Assistant Treasurer

lw

cc: Florida Public Service Commission

All Division Heads



## Public Service Commission

#### State of Florida

#### -M-E-M-O-R-A-N-D-U-M-

**DATE:** March 23, 2001

TO: Blanca Bayó, Director, Records and Reporting

FROM: Jane Faurot, Chief, Bureau of Reporting

RE: DOCKET NO. 930885-EU, ITEM NO. 15 OF THE 3-13-01 AGENDA

CONFERENCE.

RE: PETITION TO RESOLVE TERRITORIAL DISPUTE WITH GULF COAST

ELECTRIC COOPERATIVE, INC. BY GULF POWER COMPANY.

DOCUMENT NO. 03707, March 23, 2001

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, ECR, ECR

Acknowledged BY:

Mar

JF/pc

PSC/RAR 28 (Rev1/00)

**Matilda Sanders** 

0891 - PAA

From:

Janice Banka

Sent:

Friday, April 06, 2001 4:30 PM

To:

RAR - Orders-Notices

Cc:

Patsy White; Della Fordham

Subject:

Docket Nos. 930885-EU, 010099-GU and 010103-GU

These orders have been copied over to GCOrders and are ready to be issued. File Names: 010103co.wck, 010099co.wck and 930885or.ddh

Thanks "J"

5f 1m

#### **RAR Official Filing:**

5/4/01\*\*\*\*\* 12:11 PM\*\*\*\*\*\*\*Linda Williams\*\*\*\*\*\*\*\*1

#### **Linda Williams**

1078 - Co

From:

Janice Banka

Sent:

Friday, May 04, 2001 12:10 PM

To:

RAR - Orders-Notices

Cc:

Patsy White

Subject:

Order on Docket No. 930885-EU

File Name: 930885c2.ddh

This order has been copied over to GCOrders and is ready to be issued.

Thanks and have a great week-end. "J"

5

5-j

**CCA Official Filing:** 

3/26/02\*\*\*\*\*\*\*\*\*\*11:25 AM\*\*\*\*\*\*\*\*\*\*\*Matilda Sanders\*\*\*\*\*\*\*\*\*\*\*1

**Matilda Sanders** 

PSC-01-0891A - PAA-EU

From:

Janice Banka

Sent:

Tuesday, March 26, 2002 11:25 AM

To:

CCA - Orders / Notices Order / Notice Submitted

Subject:

Date and Time: **Docket Number:**  3/26/02 11:24:00 AM

Filename / Path:

930885-EU 930885ao.kne

**Order Type:** 

Hand Deliver Attachments

Amendatory Order.

attuck's not online Attachments not on line. Will bring hard copy down to CCA.

Number of pages in order including attachments - 6.

Thanks "J"

6 copies