

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of TALQUIN ELECTRIC ) DOCKET NO. 881602-EU  
 COOPERATIVE, INC. to resolve )  
 territorial disputes with CITY OF )  
 TALLAHASSEE. )

In re: Petition of CITY OF TALLAHASSEE ) DOCKET NO. 890326-EU  
 for interpretation of its rights and )  
 duties pursuant to Chapter 366, et al., ) ORDER NO. 21256  
 Florida Statutes. )  
 ) ISSUED: 5-19-89

The following Commissioners participated in the disposition of this matter:

MICHAEL MCK. WILSON, Chairman  
 THOMAS M. BEARD  
 BETTY EASLEY  
 GERALD L. GUNTER  
 JOHN T. HERNDON

ORDER AFFIRMING ORDER NO. 20995

BY THE COMMISSION:

On March 27, 1989, the City of Tallahassee filed a Motion for Stay and supporting memorandum of law, as well as a Request for Oral Argument. Talquin Electric Cooperative, Inc. (Talquin) filed a response on April 5, 1989. On April 7, 1989, Commissioner Beard, as Prehearing Officer, issued Order No. 20995, which denied the motions for stay and oral argument. On April 17, 1989, the City of Tallahassee appealed the denial of the stay to the full Commission. We heard presentations from both sides at the Agenda Conference on May 2, 1989.

We hereby affirm Order No. 20995. There is little point in an extended discussion. We support the reasoning contained in Order No. 20995 and see no reason to repeat that rationale here. See Order No. 20995.

Therefore, based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Order No. 20995, issued April 7, 1989 is hereby affirmed in all respects.

By ORDER of the Florida Public Service Commission, this 19th day of MAY, 1989.

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 STEVE TRIBBLE, Director  
 Division of Records and Reporting

( S E A L )

RDV

by: Kay Flynn  
 Chief, Bureau of Records

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