

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Adoption of Rules 25-6.0439)	DOCKET NO. 870372-EU
6.0440, 6.0441, and 6.0442, F.A.C.,)	ORDER NO.: 21937
Territorial Agreements and Disputes)	ISSUED: 9-22-89
for Electric Utilities.)	
)	

NOTICE OF PROCEDURES TO BE FOLLOWED AT RULEMAKING HEARINGI. Background

The Florida Public Service Commission is promulgating rules for territorial agreements and disputes for electric utilities. The Commission has proposed rules and, after publication in the Florida Administrative Weekly, has received comments and requests for a hearing.

A hearing is scheduled to take place at 9:30 a.m. on October 30, 1989. The hearing will be held in Room 106 of the Fletcher Building, 101 East Gaines Street, Tallahassee, Florida.

II. Rulemaking Hearing

A rulemaking hearing is governed by section 120.54, Florida Statutes, and by Chapter 25-22, Florida Administrative Code. Rule 25-22.016, Florida Administrative Code, states that the Commission will provide, upon written request, a public hearing for presentation of evidence, argument, and oral statements, within reasonable conditions, and limitations imposed by the Commission to avoid duplication, irrelevant comments, unnecessary delay, or disruption of the proceeding.

III. Procedures to be Followed

In order to ensure a full discussion and understanding of the issues, parties are encouraged to send comments by October 20, 1989. These comments then will be included as an exhibit in the hearing. The full Commission will participate in the rulemaking hearing. Send the comments to:

Mr. Steve Tribble
 Director, Records and Reporting
 Florida Public Service Commission
 101 East Gaines Street
 Tallahassee, Florida 32399-0870

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Each witness will have an opportunity to summarize his or her comments. All participants will have the opportunity to ask questions of the witnesses.

Participants should be prepared to respond to questions regarding the sponsors' prefiled position.

Staff will present its draft revision and discussion first. Other participants will follow. Staff and other interested parties will have the opportunity to respond to each others' testimony.

IV. Post-Hearing

The Commission shall make available a transcript of the proceeding which shall be made available to the public at cost.

Within seven (7) days after the transcript being made available, any post-hearing written statements may be submitted to the Commission by any person participating in the proceeding and such statements shall be made a part of the record.

The key remaining steps in the current rulemaking schedule, which are subject to revision, are the following:

--Proposed Final Version Issued	-	12/4/89
--Comments Due	-	12/29/89
--Staff Recommendation	-	1/18/90
--Agenda for Final Action	-	1/30/90
--Notice to JAPC	-	2/7/90
--File Rule	-	2/14/90
--Rule Effective	-	3/7/90

Based upon the foregoing, it is

ORDERED by Commissioner Gerald L. Gunter, that this Prehearing Order shall govern the conduct of these proceedings, as set forth above, unless modified by the Commission.

By ORDER of Commissioner Gerald L. Gunter, as Prehearing Officer, this 22nd day of SEPTEMBER, 1989.



 GERALD L. GUNTER, Commissioner
 and Prehearing Officer

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