

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for rate increase by FLORIDA UTILITIES COMPANY. ) DOCKET NO. 940620-GU ) ORDER NO. PSC-95-0301-PCO-GU ) ISSUED: March 2, 1995 )

ORDER GRANTING FLORIDA PUBLIC UTILITIES COMPANY'S MOTION FOR LEAVE TO FILE SUPPLEMENTAL RATE BASE TESTIMONY AND EXHIBITS AND ESTABLISHING A SCHEDULE OF ACTIVITIES

On February 24, 1995, Florida Public Utilities Company (FPUC or Company) filed its Motion for Leave to File Supplemental Rate Base Testimony and Exhibits (motion) by March 3, 1995. According to FPUC, corrections to calculations of its 1994 intermediate year and 1995 projected test year are needed to reflect certain adjustments. These adjustments include missing construction, update for 1994 actuals, change in depreciation rates, delay in general office construction, reallocation of non-regulated plant and cost advances for construction. It is anticipated that the testimony and exhibits will be filed by George M. Bachman and/or Cheryl M. Martin.

FPUC asserts that supplemental testimony and exhibits would avoid confusion and promote an orderly examination of its rate case. Our staff agrees with the company, however staff would like a reasonable opportunity to review the adjustments and to assess their impact on the company's rate base calculation and the effect on net operating income. To this end, staff and the company jointly propose the following schedule of activities:

- (1) FPUC shall file supplemental testimony and exhibits by March 3, 1995.
- (2) Staff will submit interrogatories and/or document requests regarding such testimony by March 10, 1995.
- (3) FPUC shall respond to any interrogatories and document requests by March 21, 1995.
- (4) Staff shall file rebuttal testimony, if necessary, by March 27, 1995.
- (5) Staff shall depose the individual(s) filing such supplemental testimony and exhibits, if necessary, by March 27, 1995.

DOCUMENT NUMBER-DATE

02397 MAR-28

FPSC-RECORDS/REPORTING

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Upon consideration, the above schedule of activities is found to be reasonable and fair, therefore, FPUC's motion should be granted. In order to accommodate these activities, the March 17, 1995 discovery completion date established for this docket in Order No. PSC-94-1485-PCO-GU shall be extended to March 27, 1995.

In consideration of the foregoing, it is

ORDERED by Chairman Susan F. Clark, as Prehearing Officer, that Florida Public Utilities Company's Motion for Leave to File Supplemental Rate Base Testimony and Exhibits is approved. It is further

ORDERED that the schedule of activities set forth in the body of this order is approved. It is further

ORDERED that the discovery completion date established for this docket in Order No. PSC-94-1485-PCO-GU is extended to March 27, 1995. Order No. PSC-94-1485-PCO-GU is reaffirmed in all other respects.

By ORDER of Chairman Susan F. Clark, as Prehearing Officer, this 2nd day of March, 1995.



SUSAN F. CLARK, Chairman and  
Prehearing Officer

( S E A L )

VDJ

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative

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hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.