

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Approval of Demand-Side Management Plan of Gainesville Regional Utilities.)	DOCKET NO. 950442-EG
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In Re: Approval of Demand-Side Management Plan of Jacksonville Electric Authority.)	DOCKET NO. 950443-EG
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In Re: Approval of Demand-Side Management Plan of Kissimmee Utility Authority.)	DOCKET NO. 950444-EG
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In Re: Approval of Demand-Side Management Plan of City of Lakeland.)	DOCKET NO. 950445-EG
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In Re: Approval of Demand-Side Management Plan of City of Ocala.)	DOCKET NO. 950446-EG
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In Re: Approval of Demand-Side Management Plan of City of Vero Beach.)	DOCKET NO. 950455-EG
)	ORDER NO. PSC-95-0718-PCO-EG
)	ISSUED: June 14, 1995
)	

ORDER GRANTING MOTION FOR EXTENSION OF TIME

On June 7, 1995, Gainesville Regional Utilities, Jacksonville Electric Authority, Kissimmee Utility Authority, City of Lakeland, City of Ocala and City of Vero Beach (collectively called "Cities") filed a Motion for Extension of Time, through and including August 25, 1995, to file their respective Demand-Side Management Plans (DSM).

In support of their motion, the Cities argue that Rule 25-170021, Florida Administrative Code (F.A.C.) setting forth the requirements for the DSM plans are new requirements for the Cities and the amount of time allocated by Rule 25-1700021, F.A.C., does not give the Cities adequate time to prepare their DSM plans. In addition, each City must obtain approval from its respective governing body of its DSM plan.

The Cities claim that Rule 25-700021(4), F.A.C., envisions and provides for the Commission to grant extensions for submittal of the DSM plans beyond the 90 days of the final order establishing the Cities' goals. The rule states "[w]ithin 90 day of a final order establishing or modifying goals, or such longer period as approved by the

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Commission, each utility shall submit for Commission approval a DSM plan designed to meet the utility's goals..." (Emphasis added.)

The Cities believe that the requested extension of time provides Public Service Commission staff with adequate time to review the DSM plans and to prepare a staff recommendation by the September 28, 1995 due date. Although the prehearing officer is not ruling on the adequacy of time for our staff to prepare its recommendation, the Cities' Motion For An Extension Of Time is reasonable.

In consideration of the foregoing, it is

ORDERED by Commissioner Joe Garcia, as Prehearing Officer, that Gainesville Regional Utilities, Jacksonville Electric Authority, Kissimmee Utility Authority, City of Lakeland, City of Ocala and City of Vero Beach are granted an extension of time through and including August 25, 1995, to file their respective Demand-Side Management Plans.

By ORDER of Commissioner Joe Garcia, as Prehearing Officer, this 14th day of June, 1995.

/s/ Joe Garcia

JOE GARCIA, Commissioner and
Prehearing Officer

This is a facsimile copy. A signed copy of the order may be obtained by calling 1-904-488-8371.

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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 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.