

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Approval of Demand-Side) DOCKET NO. 950441-EG
Management Plan of Florida) ORDER NO. PSC-95-0934-PCO-EG
Public Utilities Company.) ISSUED: August 1, 1995
_____)

ORDER GRANTING MOTION FOR EXTENSION OF TIME

On June 26, 1995, the Florida Public Utilities Company ("FPUC") filed a Motion for Extension of Time in Docket No. 950441-EG. FPUC requests that the Commission extend the date that it must file its Demand-Side Management (DSM) Plan, until sixty days after the Commission approves Jacksonville Electric Authority's (JEA) DSM plan.

Previously, FPUC was granted an extension of time to file its DSM plan in Order No. PSC-95-0716-PCO-EG. That Order would require FPUC to file its DSM plan for Marianna on July 17, 1995. However, FPUC argues that it cannot adopt Gulf's approved programs, as formerly considered, because they are not cost-effective. FPUC now contends that it needs to evaluate JEA's DSM plans in light of both the Marianna Division and Fernadina Beach Division. FPUC claims this will better enable them to design appropriate DSM plans for the utility.

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 goals. The rule states "[w]ithin 90 day of a final order establishing or modifying goals, or such longer period as approved by the Commission, each utility shall submit for Commission approval a DSM plan designed to meet the utility's goals..." (Emphasis added.) The Commission recognizes FPUC's need for a total review of both Gulf's and JEA's DSM plans, and expects that with this extension FPUC will have more than ample time to file its DSM plan.

In consideration of the foregoing, it is

ORDERED by Commissioner Joe Garcia, as Prehearing Officer, that Florida Public Utilities Company's Motion for Extension of Time until sixty days after the Commission's approval at Agenda of Jacksonville Electric Authority's Demand-Side Management plan, to file its Demand-Side Management plan is granted.

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PSC-RECORDS/REPORTING

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By ORDER of Commissioner Joe Garcia, as Prehearing Officer,
this 1st day of August, 1995.



JOE GARCIA, Commissioner and
Prehearing Officer

(S E A L)

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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.