

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Standard Offer Contract) DOCKET NO. 950110-EI
for the Purchase of Firm) ORDER NO. PSC-95-1147-PCO-EI
Capacity and Energy from a) ISSUED: September 15, 1995
Qualifying Facility Between)
Panda-Kathleen, L.P. and Florida)
Power Corporation)

ORDER SETTING ORAL ARGUMENT

On September 12, 1995, Panda-Kathleen, L.P. (Panda) filed a Motion to Stay or Abate Proceedings, a Motion to Dismiss, and Supporting Memorandum in the above styled docket. On September 14, 1995, Panda filed a request for oral argument on its motions.

Panda challenges the Commission's jurisdiction to hear this case, and it appears that oral argument from the parties would assist the Commission in its consideration of the issues. Therefore, oral argument on the motions presented will be heard by the full Commission at the following time and place:

Monday, September 25, 1995, 2:00 p.m.
4075 Esplanade Way
Room 148 - Betty Easley Conference Center
Tallahassee, Florida 32399-0850

Each of the parties is allotted 20 minutes for its presentation.

In consideration of the foregoing, it is

ORDERED by Chairman Susan F. Clark, as Prehearing Officer that oral argument will be heard on Panda-Kathleen, L.P.'s Motion to Stay or Abate Proceedings and Motion to Dismiss by the Commission at the time and place set above.


DOCUMENT NUMBER-DATE

09103 SEP 15 95

FPSC-RECORDS/REPORTING

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By ORDER of Chairman Susan F. Clark, as Prehearing Officer, this 15th day of September, 1995.



SUSAN F. CLARK, Chairman 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.