

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Territorial Dispute Between  
Clay Electric Cooperative, Inc.,  
and Florida Power Corporation, In  
Alachua County.

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Docket No. 900064-EU

**MOTION FOR A CONTINUANCE AND SUSPENSION  
OF CASE ASSIGNMENT AND SCHEDULING RECORD**

CLAY ELECTRIC COOPERATIVE, INC. (Clay) respectfully requests the entry of an order continuing this case and suspending the CASR for a period of 90 days and in support thereof says:

1. Petitioner, Clay, and Respondent, FLORIDA POWER CORPORATION (FPC) have resolved to make all reasonable efforts to settle this case without resort to an adversary hearing, and have discussed entering into a territorial agreement (subject to the approval of the Florida Public Service Commission) that will include the disputed area near Archer, Florida.

2. The parties have already met and negotiations are ongoing regarding their respective service areas in Marion County, Florida. On May 16, 1990, officials for Clay and FPC will meet to discuss a territorial agreement for Alachua County, Florida. Both utilities have represented to each other through counsel that they are willing to devote the time and personnel to negotiate a settlement, if possible, within a relatively short time frame, which Clay expects not to exceed 90 days.

3. Clay is willing to devote its resources and time to work on a negotiated settlement, and reasonably believes a

settlement can, in fact, be reached, if acceptable to both utilities, within 30 to 60 days.

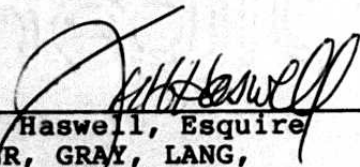
4. The interests of the rate payers of both utilities will be served if the two utilities can amicably resolve this case and avoid the additional cost of litigation.

5. The Florida Public Service Commission favors amicable resolutions of territorial disputes, in the interests of the rate payers, the utilities, and avoiding the cost to the PSC of having its staff tied up in the case, not to mention the Commissioner's time devoted to preparation and appearance at the hearing.

6. The counsel for Clay has been informed by counsel for FPC that it will join in this Motion.

WHEREFORE, Clay respectfully requests that the Florida Public Service Commission enter an order suspending the CASR for a period of 90 days, that all prehearing matters be abated, that the prehearing conference and hearing be continued, and that the case not be rescheduled until the expiration of 90 days from the date of an order granting this Motion.

Respectfully submitted,



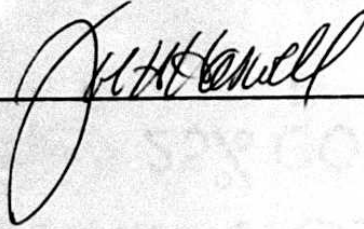
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John H. Haswell, Esquire  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing been furnished to PAMELA I. SMITH, ESQUIRE, Staff Attorney, Florida Power Corporation, P. O. Box 14042, St. Petersburg, FL 33734; and MICHAEL A. PALECKI, ESQUIRE, Florida Public Service Commission, 101 E. Gaines Street, Tallahassee, FL 32301 by U.S. Mail this 14 day of May, 1990.

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Of Counsel



cc. William C. Phillips, General Manager  
Clay Electric Cooperative, Inc.