

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL  
FILE COPY

Docket No. 900915-EU

In Re: Petition of Suwannee Valley  
Electric Cooperative, Inc. to resolve a  
Territorial dispute with Florida Power  
and Light Company (H. R. Driggers Property)

FLORIDA POWER & LIGHT COMPANY'S MOTION  
FOR RESCHEDULING OF THE COMMISSION'S CASE  
ASSIGNMENT AND SCHEDULING RECORD

Florida Power & Light Company (FPL), through its undersigned attorneys, requests that the Commission reschedule its present Case Assignment and Scheduling Record (CASR). In support hereof FPL states:

1. The Commission's present CASR requires both the Petitioner and the Respondent to prefile testimony on February 8, 1991.

2. FPL recommends that the prefiling of testimony follow the traditional chronology of Petitioner filing first with Respondent filing second and then rebuttal by the Petitioner. This format will assist in the orderly presentation of evidence.

3. Additionally, in the interests of economizing the Commission's and parties' time, FPL would recommend that the parties be required to file their prehearing statements at least two weeks prior to the prehearing conference in this matter. Thereafter the Staff should file and serve its proposed prehearing order at least one week prior to the prehearing conference so that all parties will have had a sufficient amount of time to review Staff's proposed order and prepare suggested modifications regarding contested versus stipulated issues.

4. On February 1, 1991, FPL served its First Set of Interrogatories on Suwannee Valley Electric Cooperative, Inc. (SVEC). FPL represents to the Commission that the criterion set forth in the

- ACK
- AFA
- APP
- CAF
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- OPC
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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

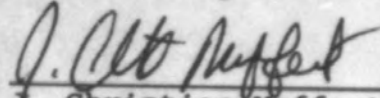
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FPSC-RECORDS/REPORTING

Commission's Rule on Territorial disputes at F.A.C. 25-6.0441(2)(a), regarding each utilities' capability to provide reliable electric service, may be a determinative issue in this matter. Until FPL receives a response to its interrogatories served on SVEC and has had sufficient time to review SVEC's response, FPL will not be in a position to prefile its testimony. FPL requests that the CASR be rescheduled, at a minimum, such that FPL's prefiled testimony in this matter be required for filing no sooner than four weeks after the date SVEC must respond to FPL's interrogatories, i.e., April 5, 1991, with the other necessary dates correspondingly set.

Wherefore, FPL requests that the Commission grant FPL's motion and reschedule the CASR in this matter consistent with the above information.

Respectfully submitted,



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Attorneys for Florida Power  
& Light Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Florida Power & Light Company's Motion for Rescheduling of the Commission's Case Assignment and Scheduling Record has been furnished to James M. Prevatt, Jr., Esq., P. O. Drawer 8, Live Oak, Florida 32060, attorney for Suwannee Valley Electric Cooperative, Inc.; H. R. Driggers, Route 4, Box 794, Lake City, Florida 32055; and Robert V. Elias, Florida Public Service Commission, 101 East Gaines Street, Tallahassee, Florida 32399-0850 by U. S. mail this 4th day of February, 1991.

  
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J. Christian Meffert