



ORIGINAL

Public Service Commission

C-A-S-E A-C-T-I-O-N M-E-M-O-R-A-N-D-U-M

DATE: March 23, 2001
TO: Mark Futrell, Division of Safety & Electric Reliability
Bob Elias, Division of Legal Services
Richard Bellak, Division of Appeals
FROM: Sandy Moses, Division of Records and Reporting
RE: Docket No. 981042-EM - Joint petition for determination of need for an electrical power plant in Volusia County by the Utilities Commission, City of New Smyrna Beach, Florida, and Duke Energy New Smyrna Beach Power Company Ltd., L.L.P.

The action checked below has been taken in the referenced case.

X Based on the 1st DCA's order dismissing the appeal in this case, the docket status has been restored to ACTIVE.

X OPR has been changed to SER.

X Staff Counsel has been changed to LEG.

The following comments have been entered in CMS: "Order ____, __/__/__, requires the company to make refunds and file certain related reports. ____ is to monitor and advise all concerned of the company's compliance or non-compliance and recommended further actions."

The following comments have been entered in CMS: "Order ____, __/__/__, authorizes the issuance of securities and requires the company to file a consummation report within 90 days of such issuance. ____ is to monitor and advise all concerned of recommended further actions."

X SER please file a CASR or provide advice for closing the docket, whichever is appropriate, by 4/6/01.

- APP
CAF
CMP
COM
CTR
EGR
LEG
OPC
PAI
RGO
SEC
SER
OTH

cc: Docket File
Security File

PSC/RAR 32 (4/00)

Handwritten signatures and date: Done 3/28/01

DOCUMENT NUMBER-DATE

03744 MAR 23 01

FPSC-RECORDS/REPORTING