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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Florida Power Corporation's Earnings, Including Effects of Proposed Acquisition of Florida Power Corporation by Carolina Power & Light

DOCKET NO. 000824-EI

Submitted for Filing: February 27, 2003

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FPC's CONSENTED MOTION FOR EXTENSION OF TIME TO RESPOND TO MOTION TO ENFORCE SETTLEMENT

Florida Power Corporation d/b/a Progress Energy Florida, Inc. ("Progress Energy"), by and through undersigned counsel, hereby moves pursuant to Rule 25-106.204(5), Florida Administrative Code, for an extension of time up to and through March 7, 2003 to respond to Office of Public Counsel's ("OPC") Motion to Enforce Settlement Agreement, filed on February 24, 2003 by OPC on its own behalf and on behalf of the Florida Industrial Power Users Group, the Florida Retail Federation, Buddy Hansen/Sugarmill Woods Civic Association, and Publix

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Supermarkets, Inc (collectively hereinafter "Movants"). As grounds for its motion, Progress Energy states as follows:

1. On Monday, February 24, 2003, OPC, on behalf of itself and Movants, filed a Motion to enforce the rate case settlement agreement (the "Rate Settlement") entered into by the parties as the full and final resolution of all issues raised in this docket. The Rate Settlement was approved by this Commission by its May 14, 2002 Order and now governs FPC's electric rates. By its motion, OPC purportedly contests Progress Energy's revenue sharing refund calculation performed pursuant to the Rate Settlement as provided to the Florida Public Service Commission's Staff. Specifically, OPC alleges that Progress Energy owes customers a much

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larger revenue sharing refund than is owed by Progress Energy's own calculation under the Rate Settlement.


2. Due to the press of other previously scheduled matters, Progress Energy's undersigned counsel is not able to prepare a response in the seven-day period permitted by the Rules.

3. Accordingly, Progress Energy needs a short extension of time – from March 3, 2003, the normal time for responding to OPC's motion, until March 7, 2003 – to prepare its response and opposition to OPC's motion. This four day extension will not prejudice any party and will offer Progress Energy the opportunity to advise the Commission more fully on the issues raised by OPC's motion.

4. Progress Energy has consulted with OPC's counsel who has no objection to the above-requested extension of time to respond.

WHEREFORE, for good cause shown, Florida Power Corporation d/b/a Progress Energy Florida, Inc., requests that the Commission enter an Order granting its Motion for Extension of Time through and including March 7, 2003 to respond to OPC's Motion to Enforce Settlement.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of foregoing has been furnished via U.S. Mail to all other counsel of record listed below this 27th day of February 2003.

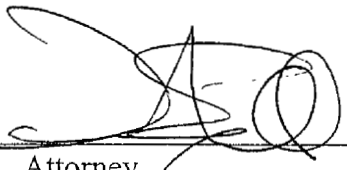
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