

REQUEST FOR CHANGE TO AGENDA CONFERENCE
HAND DELIVER

Date of Request: 05/08/03 Date of Agenda Conference: 05/20/03 Item No. 9

Docket No.: 000824-E1 Brief Title: Review of Florida Power Corporation's Earnings

Requested by: Staff Other Progress Energy Florida, Inc. (PEFI)

Please attach a copy of the written documentation filed (if other) _____ (Name)

STAFF's Recommendation to Executive Suite (IF OTHER) Approve Request Deny Request

ACTION REQUESTED [see APM 2.11]

- Defer Item to Agenda Scheduled Date: Requests deferral to 05/23/03 or 05/27/03
- Change Order of Item or Take Up at Time Certain
- Withdraw Item
- Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) **A copy of the front page of the recommendation must be provided to CCA by 12 noon on the regular filing date for use as a place-holder during agenda preparation.**
- Add Item to Published Agenda [see Section 120.525(2), F.S.] - Issue an ADDENDUM and give Legal NOTICE
- Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] - Issue an ADDENDUM and Give Fair NOTICE

Concise explanation, justification or comments (attach additional sheet if necessary):

Signature (OPR Staff): [Signature]

Initials (OPR Division Director or Designee): [Signature]

Signature (Legal Staff): [Signature]

Initials (Legal Division Director or Designee): _____

EXECUTIVE DIRECTOR:

Recommendation to the Chairman's Office

Approve Request Deny Request

Initials: MAB

Date: 5/14/03

Comments:

CHAIRMAN'S OFFICE:

Approve Request Deny Request

Initials: QC

Date: 5/14/03

Executive Suite will send the original to the Division of Commission Clerk and Administrative Services and return a copy to the requesting staff after the Chairman's Office takes action on this request. Requesting staff should distribute copies to the Division Directors (OPR & OCR) and Attorney assigned to the docket.

AUS
CAF
CMP
COM
CTR
ECR
ECL
DPC
AMS
SEC
DTH

SC/EXD-1 (10/02)
[Signature]

DOCUMENT NUMBER-DATE

04292 MAY 14 8

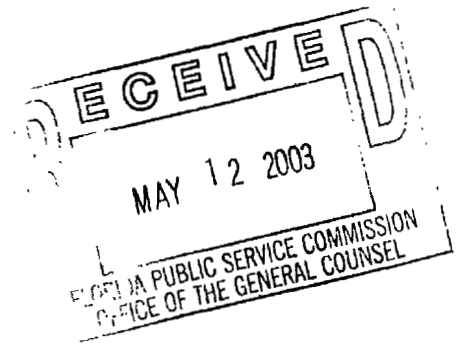
FPSC-1100-1111 CLERK



JAMES A. MCGEE
ASSOCIATE GENERAL COUNSEL
PROGRESS ENERGY SERVICE COMPANY, LLC

May 8, 2003

Dr. Mary Bane
Executive Director
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850



Re: Docket No. 000824-EI; Agenda Conference Schedule.

Dear Dr. Bane:

As you may know, the date on which the Commission will consider the issue involving Public Counsel's motion to enforce the settlement agreement in this docket has been subject to several changes. This has been due in part to the Commission's desire to balance its Agenda conference case load, and in part to the scheduling conflict of a key Progress Energy representative. We were recently advised that this matter has now been scheduled for the May 20th Agenda Conference which, unfortunately, poses an additional conflict for an important Company representative.

Given the importance of this issue to all the parties and in an attempt to ensure no further delay, we would like to ask your consideration of rescheduling the matter to a special Agenda Conference preferably on May 27th, or alternatively on May 23rd, both of which appear to be open on the Commission's calendar. The reason for this request is the unavailability of a key member of the Company's regulatory staff to participate at the Agenda Conference on May 20th or in our preparations for that Agenda. The suggested dates in May appear to be the only ones that will avoid a serious conflict on our part. As we previously informed the Commission when this matter was scheduled for a special Agenda Conference on June 2nd, the Company's lead counsel and principle speaker at the Agenda will be unavailable in the month of June due to a federal court trial commitment.

Your consideration of this scheduling request is greatly appreciated. If you or your staff should have any questions in this regard, please feel free to contact me or Paul Lewis at our Tallahassee office.

Very truly yours,

A handwritten signature in black ink that reads "James A. McGee".

James A. McGee

JAM/scc

cc: Parties of record