

# ORIGINAL

## REQUEST FOR CHANGE TO AGENDA CONFERENCE HAND DELIVER

Date of Request: 06/17/03 Date of Agenda Conference: June 30, 2003 Item No. \_\_\_\_\_

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

Requested by:  Staff  Other \_\_\_\_\_

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: \_\_\_\_\_
- 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).

At the May 20, 2003 Agenda Conference, staff's recommendation on the Motion to Enforce Settlement Agreement was deferred to permit oral argument on OPC's Motion in Limine and Motion to Strike at a June 30, 2003, Special Agenda Conference. A recommendation will be filed June 18, 2003 addressing the outstanding Motion in Limine and Motion to Strike. On June 16, 2003, OPC and the Attorney General filed a Motion for Reconsideration of Order No. PSC-03-0687-PCO-EI, issued June 9, 2003. Progress Energy has requested time to respond to the Motion for Reconsideration on or before Thursday morning, June 19<sup>th</sup>. **Staff is requesting permission to file a separate recommendation on the Motion for Reconsideration and PEFI's response, on or before the close of business, June 23, 2003, for the Commission's consideration at the June 30, 2003, Special Agenda Conference.**

Signature (OPR Staff): \_\_\_\_\_

Initials (OPR Division Director or Designee): \_\_\_\_\_

Signature (Legal Staff): \_\_\_\_\_

Initials (Legal Division Director or Designee): Walter for HWC

**EXECUTIVE DIRECTOR:**

Recommendation to the Chairman's Office

Approve Request  Deny Request

Initials: MAB

Date: 6/17/03

Comments:

**CHAIRMAN's OFFICE:**

Approve Request  Deny Request

Initials: QC

Date: 6/18/03

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.

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