

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power
cost recovery clause with
generating performance incentive
factor.

DOCKET NO. 030001-EI
ORDER NO. PSC-03-1283-PCO-EI
ISSUED: November 10, 2003

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By Petition filed November 6, 2003, Sugarmill Woods Civic Association, Inc. (Sugarmill Woods) requests leave to intervene in this proceeding. In support of its Petition, Sugarmill Woods states that it is a non-profit corporation formed to represent the interests of residents of the Sugarmill Woods community. According to Sugarmill Woods, the community contains approximately 4,000 households, of which roughly 3,700 receive retail electric service from Progress Energy Florida, Inc. (PEF). Sugarmill Woods states that those households served by PEF have electricity rates, and thus economic substantial interests, that will be determined by the level of fuel and fuel transportation charges that the Commission allows PEF to charge them through this proceeding.

Having reviewed the Petition, it appears that Sugarmill Woods' substantial interests may be affected by this proceeding. Therefore, the Petition shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, Sugarmill Woods takes the case as it finds it.

Based on the foregoing, it is

ORDERED by Commissioner Braulio L. Baez, as Prehearing Officer, that the Petition to Intervene, filed by Sugarmill Woods Civic Association, Inc., is hereby granted. It is further

ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents that are hereinafter filed in this proceeding, to Michael B. Twomey, Post Office Box 5256, Tallahassee, Florida 32314-5256.

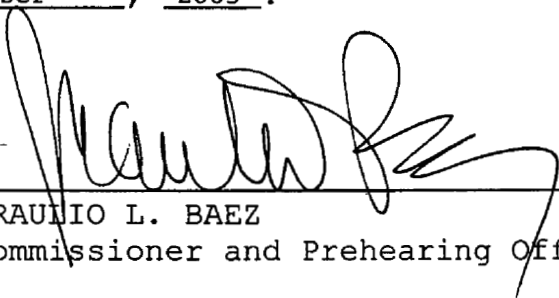
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By ORDER of Commissioner Braulio L. Baez, as Prehearing Officer, this 10th day of November, 2003.



BRAULIO L. BAEZ
Commissioner and Prehearing Officer

(S E A L)

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of the Commission Clerk and

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Administrative Services, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.