

State of Florida



# Public Service Commission

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COMMISSION  
CLERK

**DATE:** May 6, 2004

**TO:** Director, Division of the Commission Clerk & Administrative Services (Bayó)

**FROM:** Division of Economic Regulation (Draper) *DW*  
Office of the General Counsel (Rodan) *EJD* *cat* *TJD*  
*JAR*

**RE:** Docket No. 040313-EI – Request for approval of 2004 underground differential cost report (Form PSC/EAG 13) and revised tariff sheets, by Gulf Power Company.

**AGENDA:** 05/18/04 – Regular Agenda – Tariff Filing – Interested Persons May Participate

**CRITICAL DATES:** 60-Day Suspension Date: 06/01/04

**SPECIAL INSTRUCTIONS:** None

**FILE NAME AND LOCATION:** S:\PSC\ECR\WP\040313.RCM.DOC

### Case Background

On April 1, 2004, Gulf Power Company (Gulf) filed a petition for approval of revised residential underground distribution tariffs and their associated charges.

The Commission has jurisdiction over the subject matter pursuant to Sections 366.04 and 366.05, Florida Statutes.

DOCUMENT NUMBER-DATE

05082 MAY-3 04

FPSC-COMMISSION CLERK

**Discussion of Issues**

**Issue 1:** Should Gulf's proposed underground residential distribution tariffs and their associated charges be suspended?

**Recommendation:** Yes. (Draper)

**Staff Analysis:** On April 1, 2004, Gulf filed a petition for approval of revised residential underground distribution tariffs and their associated charges. Staff is recommending that the tariff be suspended to allow staff sufficient time to review the petition in order to present the Commission an informed recommendation on the tariff proposal.

Pursuant to Section 366.06(3), Florida Statutes, the Commission may withhold consent to the operation of all or any portion of a new rate schedule, delivering to the utility requesting such increase a reason or written statement of good cause for doing so within 60 days. Staff believes that the reason stated above is good cause consistent with the requirement of Section 366.06(3), Florida Statutes.

**Issue 2:** Should this docket be closed?

**Recommendation:** No. (Rodan)

**Staff Analysis:** This docket should remain open pending the Commission vote on the proposed tariff revision.