

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

NOTICE OF HEARING

TO

TAMPA ELECTRIC COMPANY

FLORIDA INDUSTRIAL POWER USERS GROUP

CSX TRANSPORTATION

CATHERINE L. CLAYPOOL, HELEN FISHER, WILLIAM PAGE, EDWARD A. WILSON,  
SUE E. STROHM, MARY JANE WILLIAMSON, BETTY J. WISE, CARLOS LISSABET,  
AND LESLY A. DIAZ

OFFICE OF PUBLIC COUNSEL

AND

ALL OTHER INTERESTED PERSONS

DOCKET NO. 031033-EI

REVIEW OF TAMPA ELECTRIC COMPANY'S 2004-2008 WATERBORNE  
TRANSPORTATION CONTRACT WITH TECO TRANSPORT AND ASSOCIATED  
BENCHMARK.

ISSUED: May 5, 2004

NOTICE IS HEREBY GIVEN that a hearing will be held before the Florida Public Service Commission regarding the review of Tampa Electric Company's 2004-2008 waterborne transportation contract with TECO Transport and associated benchmark at the following time and place:

Thursday, May 27, 2004, 9:30 a.m.  
Florida Public Service Commission  
Betty Easley Conference Center, Room 148  
4075 Esplanade Way  
Tallahassee, Florida

DOCUMENT NUMBER DATE

05196 MAY-5 2004

FPSC-COMMISSION CLERK

May 28, 2004, has also been reserved for continuation of the hearing if needed. The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded.

#### PURPOSE AND PROCEDURE

The purpose of this hearing is to consider issues related to Tampa Electric Company's 2004-2008 waterborne transportation contract with TECO Transport and associated benchmark and any motions or other matters that may be pending at the time of the hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement.

At the hearing, all parties shall be given the opportunity to present testimony and other evidence on the issues identified by the parties at the prehearing conference held on May 17, 2004. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

Any person requiring some accommodation at this hearing, because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired, please contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at 1 (800) 955-8771 (TDD).

#### JURISDICTION

This Commission is vested with jurisdiction over the subject matter by the provisions of Chapter 366, Florida Statutes. This hearing will be governed by said Chapter as well as Chapter 120, Florida Statutes, and Chapters 25-6, 25-17, 25-22, and 28-106, 25-22, 28-106, Florida Administrative Code.

#### APPLICABLE STATUTES AND RULES

Sections 366.04, 366.05, and 366.06, Florida Statutes, and any other relevant sections of Chapter 366, Florida Statutes, are applicable to this proceeding, as well as Chapter 120, Florida Statutes, and Chapters 25-6, 25-17, 25-22, and 28-106, Florida Administrative Code.

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By DIRECTION of the Florida Public Service Commission this 5th day of May, 2004.

BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

By: Kay Flynn  
Kay Flynn, Chief  
Bureau of Records

( S E A L )

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