

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition for approval of 2005 revisions to underground residential and commercial distribution tariff, by Florida Power & Light Company.

DOCKET NO. 050226-EI  
ORDER NO. PSC-05-0677-PCO-EI  
ISSUED: June 20, 2005

The following Commissioners participated in the disposition of this matter:

BRAULIO L. BAEZ, Chairman  
J. TERRY DEASON  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON  
LISA POLAK EDGAR

ORDER SUSPENDING PROPOSED TARIFF REVISIONS

BY THE COMMISSION:

On April 1, 2005, Florida Power & Light Company (FPL) filed a Petition for Approval of 2005 Revisions to Florida Power & Light Company's Underground Residential and Commercial Distribution Tariff. We have jurisdiction over the subject matter pursuant to Sections 366.04 and 366.05, Florida Statutes.

Pursuant to Section 366.06(3), Florida Statutes, we 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. We require additional time to review the proposed revisions and make an informed decision about them, and for this reason we will suspend operation of the revisions pending that review.

It is therefore,

ORDERED by the Florida Power & Light Company's proposed 2005 Revisions to its Underground Residential and Commercial Distribution Tariff are suspended pending further review. It is further

ORDERED that this docket shall remain open.

DOCUMENT NUMBER-DATE

05830 JUN 20 05

FPCO-COMMISSION CLERK

By ORDER of the Florida Public Service Commission this 20th day of June, 2005.

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 )

MCB

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 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.