Shawna Senko

From:

Hayes, Annisha < Annisha Hayes@andrewskurth.com>

Sent:

Wednesday, September 04, 2013 4:48 PM

To:

Filings@psc.state.fl.us

Subject:

Docket No. 130040-EI: Unopposed Motion of the HUA to be Excused from the Hearing

Attachments:

HUA Unopposed Motion.pdf

Electronic Filing

a. Person responsible for this electronic filing:

Kenneth L. Wiseman Andrews Kurth LLP 1350 I Street, NW Suite 1100 Washington, DC 20005 202-662-2715 (phone) 202-662-2739 (fax)

- b. Docket No. 130040-EI.
- c. Document being filed on behalf of WCF Hospital Utility Alliance (HUA).
- d. There are a total of 4 pages.
- e. The document attached for electronic filing is Unopposed Motion of the HUA to be Excused from the Hearing.

(See attached HUA Unopposed Motion)

Thank you for your attention and cooperation to this request.

Regards.
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Tampa

Electric Company

\$ \$ \$ \$ \$ \$ \$

Docket No.: 130040-EI

Filed: September 4, 2013

UNOPPOSED MOTION OF THE WCF HOSPITAL UTILITY ALLIANCE TO BE EXCUSED FROM THE HEARING

The WCF Hospital Utility Alliance ("HUA") hereby files this unopposed motion and respectfully requests that HUA be excused from personally appearing at the hearing scheduled in the captioned docket to begin September 9, 2013, without being dismissed from the proceeding, as otherwise contemplated in Section VII.A of the Order Establishing Procedure, Order No. PSC-13-0150-PCO-EI, issued April 8, 2013. In order to provide for sufficient time to arrange travel plans if so required, HUA also respectfully requests that the Florida Public Service Commission ("Commission") issue an order with respect to the instant motion no later than the close of business, September 6, 2013.

As reflected in Tampa Electric Company's ("Tampa Electric") Motion to Hold Case in Abeyance, filed this same day, Tampa Electric and all of the active participants in this proceeding (*i.e.*, the Office of Public Counsel, the Florida Industrial Power Users Group ("FIPUG"), the Florida Retail Federation, the Federal Executive Agencies and HUA), through extensive settlement negotiations, have reached an agreement in principle intended to resolve all issues in this proceeding. Given the pending settlement agreement, Tampa Electric has requested that the Commission consider opening the hearing as noticed on September 9, 2013 for the limited purpose of receiving into evidence the prefiled testimonies and exhibits of the participants and to then recess the hearing until a later date at which time the Commission would address the settlement agreement. To the extent Tampa Electric's Motion to Hold Case in Abeyance is granted, HUA

requests that it be excused from personally appearing at the hearing on September 9, 2013 and

represents that it has arranged with counsel for FIPUG to move the admission of the prefiled

testimonies and exhibits of HUA's witnesses into the record. HUA has conferred with all the other

parties and is authorized to report that no participants oppose the instant motion. Good cause exists

to grant this motion as this request will not cause any inefficiencies or delays or otherwise prejudice

the Commission or any of the participants and would eliminate the need for counsel for HUA to

travel out of state to attend the hearing for such a limited purpose.

WHEREFORE, HUA respectfully requests that the Commission grant this unopposed

motion to be excused from personally appearing at the hearing scheduled to being on September

9, 2013 without being dismissed from the proceeding. In order to provide for sufficient time to

arrange travel plans in the event the instant motion is denied, HUA also respectfully requests that

the Commission issue an order with respect to the instant motion no later than the close of

business, September 6, 2013.

Respectfully submitted,

/s/ Kenneth L. Wiseman

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Qualified Representatives for the WCF Hospital Utility Alliance

September 4, 2013

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WAS:200548.1

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by electronic mail, U.S. Mail, or Federal Express, this 4th day of September, 2013, to the following:

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