

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Petition of City of Tallahassee for Interpretation of Its Rights and Duties Pursuant to Chapter 366, F.S.)	DOCKET NO. 890326-EU
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Petition of Talquin Electric Cooperative, Inc. to Resolve Territorial Disputes with City of Tallahassee.)	DOCKET NO. 881602-EU ORDER NO. 22506-A ISSUED: 2-20-90

The following Commissioners participated in the disposition of this matter:

MICHAEL MCK. WILSON, Chairman
THOMAS M. BEARD
BETTY EASLEY
GERALD L. GUNTER
JOHN T. HERNDON

NOTICE OF PROPOSED AGENCY ACTION

AMENDATORY ORDER

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

On February 7, 1990, the Commission issued Order No. 22506 in the above-styled dockets. The following sentence on page 4, lines 8-11, should be deleted:

During the first 15 years, service to a new customer at an existing service location is to be provided by the utility in whose zone the customer is located, regardless of who owns the service facilities or distribution lines.

DOCUMENT NUMBER-DATE

01611 FEB 20 1990

F-PSC-RECORDS/REPORTING

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The deleted sentence should be replaced with the following sentence:

During the first 15 years, service to a new customer at an existing service location is to be provided by the utility serving the customer's existing service location on the effective date of the Agreement.

In consideration of the foregoing, it is

ORDERED that the sentence on page 4, lines 8-11 of Order No. 22506 which reads:

During the first 15 years, service to a new customer at an existing service location is to be provided by the utility in whose zone the customer is located, regardless of who owns the service facilities or distribution lines.

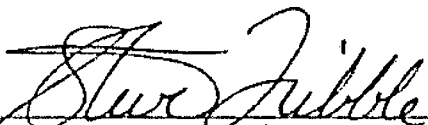
is hereby replaced with the following sentence:

During the first 15 years, service to a new customer at an existing service location is to be provided by the utility serving the customer's existing service location on the effective date of the Agreement.

It is further

ORDERED that these dockets be closed if a protest is not filed within 14 days of the date of this Order.

By ORDER of the Florida Public Service Commission,
this 20th day of FEBRUARY, 1990.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

BAB/sj/6056L

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on March 6, 1990.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code, and as reflected in a subsequent order.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the effective date of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

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Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the effective date of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.