

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: 120.57(1) Draw-Out of Proposed) DOCKET NO. 891324-EU
 Revision of Rule 25-17.008, F.A.C.,)
 Conservation Cost Effectiveness) ORDER NO. 23902
 Reporting Format.)
 _____) ISSUED: 12-20-90

The following Commissioners participated in the disposition of this matter:

MICHAEL WILSON, Chairman
 BETTY EASLEY
 GERALD L. GUNTER
 FRANK S. MESSERSMITH

ORDER GRANTING FLORIDA POWER AND LIGHT COMPANY'S
 PETITION FOR A SECTION 120.57 HEARING

BY THE COMMISSION:

Florida Power and Light Company ("FPL") pursuant to section 120.54(17), Florida Statutes, filed November 16, 1990, a request that a section 120.57 hearing be held on the revisions to Rule 25-17.008, F.A.C., as to the determination of how lost revenues are to be considered in assessing the cost-effectiveness. The Commission reviewed the matter at the December 4, 1990, agenda conference. The Commission finds that FPL made a sufficient showing, pursuant to the statute, to affirmatively demonstrate that the section 120.54, Florida Statutes, rulemaking proceeding would not provide adequate opportunity to protect FPL's substantial interests.

Therefore, based on the foregoing, it is

ORDERED by the Florida Public Service Commission that FPL's petition is granted.

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



 STEVE TRIBBLE, Director
 Records and Reporting

(S E A L)

CBM
 0087

DOCUMENT NUMBER-DATE

11226 DEC 20 1990

FSC-RECORDS/REPORTING