

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Complaint of	)	DOCKET NO. 911103-EI
Consolidated Minerals, Inc.	)	ORDER NO. 25414
against Florida Power and	)	ISSUED: 12/2/91
Light Company for failure	)	
to negotiate cogeneration	)	
contract.	)	
_____	)	

ORDER DENYING FPL'S MOTION FOR A  
MORE DEFINITE STATEMENT

BY THE COMMISSION:

On October 31, 1991, Consolidated Minerals, Inc. (CMI) filed a Complaint against Florida Power and Light Company (FPL) alleging failure to negotiate a cogeneration contract. (Document No. 10845-91). FPL filed a Motion for More Definite Statement on November 20, 1991 (Document No. 11576-91) which CMI responded to on November 26, 1991, by a Memorandum in Opposition to FPL's Motion. (Document No. 11782-91).

Having reviewed the above pleadings, I find that FPL's Motion for More Definite Statement should be denied. FPL's Response to CMI's Complaint shall be filed within ten (10) days of the issuance of this Order. Rule 25-22.037(2)(a), Florida Administrative Code.

It is, therefore,

ORDERED that Florida Power and Light's Motion for a More Definite Statement of Consolidated Minerals, Inc.'s Complaint for failure to negotiate a cogeneration contract is hereby denied. It is further

ORDERED that Florida Power and Light shall file an answer to Consolidated Minerals, Inc.'s Complaint within ten days of the issuance of this Order.

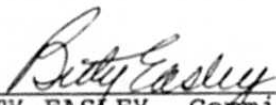
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FPSC-RECORDS/REPORTING

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By ORDER of Commissioner Betty Easley, as Prehearing Officer,  
this 2nd day of DECEMBER, 1991.

  
BETTY EASLEY, Commissioner and  
Prehearing Officer

( S E A L )

MAB:bmi  
ORDERDEN.MB

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.

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 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) 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 Records and Reporting, 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.