

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by James) DOCKET NO. 920764-EU
F. Soldini to Initiate)
Rulemaking to Revise Rule) ORDER NO. PSC-93-0037-FOF-EU
25-6.097, F.A.C., Customer)
Deposits.) ISSUED: 01/07/93
_____)

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
J. TERRY DEASON
SUSAN CLARK
BETTY EASLEY
LUIS J. LAUREDO

ORDER DENYING MOTION FOR RECONSIDERATION

BY THE COMMISSION:

On October 5, 1992, the Commission issued an order denying Mr. Soldini's petition to initiate rulemaking to revise Rule 25-6.097, F.A.C., on Customer Deposits. On October 22, 1992, Mr. Soldini filed a motion for reconsideration. We addressed the motion at the December 15, 1992 agenda.

As stated in Diamond Cab Company of Miami v. King, 140 So.2d 889, 891 (Fla. 1962), a motion for reconsideration or petition for rehearing is not intended as a procedure for re-arguing the whole case merely because the party disagrees with the order. The purpose is to bring to the attention of the agency some point of fact or law which it overlooked or failed to consider when it rendered its order in the first place. In that Mr. Soldini did not enter any new or compelling information which warrants reconsideration, we do not see a basis for reconsideration.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the petition for reconsideration of rulemaking is denied based on the above discussion. It is further

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ORDERED that this docket be closed upon issuance of this order.

By ORDER of the Florida Public Service Commission this 7th day of January, 1993.



STEVE TRIBBLE, Director
Division of Records and Reporting

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