

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for Approval of) DOCKET NO. 930968-EI
municipal Underground Capital) ORDER NO. PSC-93-1739-FOF-EI
Cost Recovery Tariffs by Florida) ISSUED: December 3, 1993
Power Corporation)
_____)

The following Commissioners participated in the disposition of this matter:

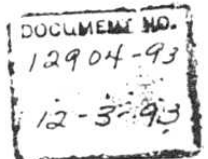
SUSAN F. CLARK
JULIA L. JOHNSON
LUIS J. LAUREDO

ORDER SUSPENDING TARIFFS

BY THE COMMISSION:

On September 30, 1993, Florida Power Corporation (FPC) petitioned the Commission for approval of tariffs that provide for recovery of facility charges incurred by franchised municipalities to convert electric distribution facilities from overhead to underground. The company indicated it has received requests for cost estimates pursuant to its underground electric distribution facility charges tariff from a number of municipalities. Several requests have led to extensive follow-up discussions to determine how the cities' undergrounding plans might be effectively implemented. These discussions have focused on ways that FPC might facilitate the cities' ability to finance the cost of providing underground service to customers within their boundaries. The current underground tariff provides a procedure for determining a municipality's cost for underground conversion. The proposed tariff provides an optional procedure for the recovery of this cost by the utility from customers within the municipality on whose behalf the conversion was made.

We need additional information regarding the costs, operation and administration of the proposed tariffs before we can decide whether or not to approve them. Therefore, we will suspend the municipal underground capital cost recovery tariffs to allow the company time to provide the additional information.



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It is therefore

ORDERED that the proposed municipal underground capital cost recovery tariffs shall be suspended. It is further

ORDERED that this docket shall remain open.

By ORDER of the Florida Public Service Commission, this 3rd day of December, 1993.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)
MCB:bmi

by: Kay Helms

Chief, Bureau of Records

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.

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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.