

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition to resolve ) DOCKET NO. 930885-EU  
territorial dispute with Gulf ) ORDER NO. PSC-94-0128-PCO-EU  
Coast Electric Cooperative, Inc. ) ISSUED: February 3, 1994  
by Gulf Power Company. )  
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ORDER GRANTING MOTION FOR STAY

On September 8, 1993, Gulf Power Company petitioned the Commission to resolve a territorial dispute with Gulf Coast Electric Cooperative, Inc. Gulf Coast timely responded to the petition, and the matter was set for hearing on April 20, 1994. On January 26, 1994, both parties filed pleadings requesting the Commission stay the docket for 60 days so they may devote time and resources to negotiating a territorial agreement, instead of preparing for costly litigation.


Having reviewed the pleadings, I find this matter shall be continued for 60 days. Accordingly, the parties' motions are granted, and the hearing scheduled for April 20, 1994, and the events set forth in Order No. PSC-93-1830-PCO-EU are cancelled. If the parties do not file a territorial agreement within 60 days of the issuance of this order, this matter shall be set for hearing on August 15, 1994.

It is, therefore,

ORDERED by Chairman J. Terry Deason, as Prehearing Officer, that Gulf Power Company's Motion for Stay and Gulf Coast Electric Cooperative, Inc.'s Joinder in Motion for Stay are granted. It is further

ORDERED that the hearing scheduled for Docket No. 930885-EU on April 20, 1994, and the events set forth in Order No. PSC-93-1830-PCO-EU are cancelled.

By ORDER of Chairman J. Terry Deason, as Prehearing Officer, this 3rd day of February, 1994.

  
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J. TERRY DEASON, Chairman and  
Prehearing Officer

( S E A L )

MAH:bmi

DOCUMENT NUMBER-DATE

01103 FEB-3 1994

FPSC-RECORDS/REPORTING

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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.

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.