

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Adoption of Numeric)
Conservation Goals and)
Consideration of National Energy)
Policy Act Standards (Section)
111) by:)
)
)

FLORIDA POWER & LIGHT COMPANY) DOCKET NO. 930548-EG
FLORIDA POWER CORPORATION) DOCKET NO. 930549-EG
GULF POWER COMPANY) DOCKET NO. 930550-EG
TAMPA ELECTRIC COMPANY) DOCKET NO. 930551-EG
ORDER NO. PSC-94-0582-PCO-EG
ISSUED: May 18, 1994

ORDER GRANTING MOTIONS FOR EXTENSION OF TIME
TO FILE REBUTTAL TESTIMONY

On May 6, 1994, Tampa Electric Company (TECO) filed a motion for extension of time to file rebuttal testimony requesting until Monday, May 23, 1994, to file its rebuttal testimony. TECO argued that a "mammoth amount" of data must be analyzed in order for TECO to file meaningful rebuttal testimony. The Legal Environmental Assistance Foundation (LEAF) filed a response in opposition to TECO's motion on May 10, 1994.

On May 13, 1994, Gulf Power Company (Gulf) also filed a motion for extension of time to file rebuttal testimony, requesting it have until the morning of Tuesday, May 24, 1994, to file its rebuttal testimony. Gulf also argued that the volume of direct testimony filed by the intervenors in the conservation goals dockets is the cause of Gulf's request for an extension of time.

I have reviewed the pleadings filed on this matter, and I find that TECO shall have until Monday, May 23, 1994, at 4:45 p.m. to file its rebuttal testimony, and Gulf shall have until Tuesday, May 24, 1994, at noon to file its rebuttal testimony. In consideration of the large volume of testimony that must be reviewed in preparation for the hearing, TECO and Gulf are strongly urged to file rebuttal testimony at an earlier date if possible. If undue hardship can be demonstrated because of my rulings here, I will entertain motions to extend the discovery period past the May 25, 1994, deadline.

It is, therefore,

DOCUMENT NUMBER-DATE

04737 MAY 18 1994

FPSC-RECORDS/REPORTING

ORDER NO. PSC-94-0582-PCO-EG
DOCKETS NOS. 930548-EG, 930549-EG, 930550-EG, 930551-EG
PAGE 2

ORDERED by Chairman J. Terry Deason, as Prehearing Officer, that Tampa Electric Company's motion for extension of time is granted and Tampa Electric Company shall have until Monday, May 23, 1994, at 4:45 p.m. to file its rebuttal testimony. It is further

ORDERED that Gulf Power Company's motion for extension of time is granted and Gulf Power Company shall have until Tuesday, May 24, 1994, at 12:00 p.m. to file its rebuttal testimony.

By ORDER of Chairman J. Terry Deason, as Prehearing Officer, this 18th day of May, 1994.


J. TERRY DEASON, Chairman and
Prehearing Officer

(S E A L)
MAH

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,

ORDER NO. PSC-94-0582-PCO-EG
DOCKETS NOS. 930548-EG, 930549-EG, 930550-EG, 930551-EG
PAGE 3

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.