

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Adoption of Numeric) DOCKET NO. 930559-EG
Conservation Goals and) ORDER NO. PSC-94-1085-PCO-EG
Consideration of National Energy) ISSUED: September 2, 1994
Policy Act Standards (Section)
111) for CITY OF TALLAHASSEE)
_____)

**ORDER GRANTING MOTION TO ELIMINATE TMPRR FILING REQUIREMENT,
EXTEND TIME FOR FILING CEGRR, AND CONTINUE FINAL HEARING**

On July 19, 1994, the City of Tallahassee (Tallahassee) filed a Motion to Eliminate TMPRR Filing Requirement, Extend Time for Filing CEGRR, and Continue Final Hearing in this docket. The Motion seeks to delay the filing of the Cost-Effectiveness Goals Results Report (CEGRR) until "a minimum of six months from the date of receipt of the Commission's abbreviated list of programs." Tallahassee also asks that the requirement that it file a Technical Market Potential Results Report (TMPRR) in this proceeding be eliminated. Tallahassee also asks for a continuance of the Final Hearing in this docket until approximately "four months after the new filing date for the CEGRR." No party filed a response to the Motion.

In its motion, Tallahassee notes that the Commission's decision on the appropriate goals for Florida's investor-owned electric utilities is set for October 3, 1994. This is approximately two months later than was expected when the Commission issued Order No. PSC-93-1305-FOF-EG (Order No. 93-1305) on September 8, 1993.

Order No. 93-1305 contemplated that the goals setting process for the municipal and cooperative utilities, including Tallahassee, would be deferred until after the hearing and agenda conference for the four largest investor-owned utilities. At that time, Tallahassee would be provided an abbreviated list of the most cost-effective demand side management measures from the 110 (actually 162) listed in Synergic Resources Corporation's Report No. 7777-78, Electricity Conservation and Energy Efficiency in Florida: Technical, Economic and Achievable Results (the SRC Study). Tallahassee would then be required to file its Technical Market Potential Results Report and then a Cost-Effectiveness Goals Results Report. That abbreviated list is being provided to the parties as "appendix A" of Order No. PSC-94-1082-PCO-EG, issued this date.

DOCUMENT NUMBER-DATE

09103 SEP-25

FPSC-RECORDS/REPORTING

Tallahassee seeks to eliminate the requirement that it file a TMPRR, saying that it would not prepare a TMPRR if it did not have to, and that it could prepare a CEGRR without preparing a TMPRR. No party opposed the request to eliminate the TMPRR. Having reviewed the request, it is found that it should be granted.

Representatives of the municipal and cooperative electric utilities have stated that there are substantial differences between municipal and cooperative utilities, and the investor-owned utilities with respect to: purchased power/power supply arrangements; avoided cost; rate structure; pricing; load characteristics; cost of capital; and other considerations. Thus, evaluating a more abbreviated list of the most cost-effective programs for the IOU's might eliminate many potential viable measures from consideration in these dockets. Delaying the decision on which programs should be evaluated by Tallahassee until after October 3, 1994 would delay the entire goals setting process. Delay would not necessarily result in any reduced burden on the utilities, nor would it further reduce the list of programs to be evaluated.

On September 2, 1994, the Commission issued Order No. PSC-94-1082-PCO-EG, Order Establishing Procedure (Order No. 94-1082) in this and other related dockets. The Order provides the list of measures to be evaluated by Tallahassee, specifies the data requirements and the reporting format. The Order establishes the date for filing the CEGRR as December 23, 1994. This is approximately four months from the date of this Order and offers sufficient time to complete the report in the prescribed format. Therefore it is found that Tallahassee's request to revise the CEGRR filing date is granted to require the filing of the CEGRR consistent with the requirements of Order No. 94-1082 on or before December 23, 1994.

The final hearing in this matter has been rescheduled from February to April of 1995. The elimination of the TMPRR filing and the extension of the CEGRR filing should afford the utilities and other interested parties ample time to provide sufficient information to enable the Commission to establish meaningful conservation goals, consistent with the Commission's statutory responsibilities. Therefore, it is found that the City of Tallahassee's request to continue the Final Hearing is granted. The Final Hearing is now scheduled for April 10-14, 19-21 and 24-26, 1995. This is approximately four months after the date for filing the CEGRR.

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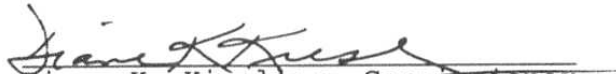
Based on the foregoing, it is

ORDERED that the City of Tallahassee's motion to eliminate the TMPRR filing requirement is granted. It is further

ORDERED that the City of Tallahassee's motion to extend time for filing CEGRR is granted to the extent that Tallahassee's CEGRR shall be filed on or before December 23, 1994, consistent with the requirements of Order No. 94-1082.

ORDERED that the City of Tallahassee's motion to continue the Final Hearing is granted. The Final Hearing is now scheduled for April 10-14, 19-21 and 24-26, 1995.

By ORDER of Commissioner Diane K. Kiesling, as Prehearing Officer, this 2nd day of September, 1994.


Diane K. Kiesling, Commissioner
and Prehearing Officer

(S E A L)
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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.