

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Revision of tariffs on) DOCKET NO. 941046-EI
underground binding cost) ORDER NO. PSC-94-1479-FOF-EI
estimates by GULF POWER COMPANY.) ISSUED: December 1, 1994

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
SUSAN F. CLARK
JOE GARCIA
JULIA L. JOHNSON
DIANE K. KIESLING

ORDER APPROVING TARIFF REVISIONS

BY THE COMMISSION:

On October 3, 1994, Gulf Power Company (Gulf or GPC) filed its revised tariff and customer charges associated with obtaining binding cost estimates for underground distribution service (Tariff Sheet No. 4.28).

According to Rule 25-6.115, F.A.C., investor-owned utilities are required to submit standardized cost information for charges associated with a binding cost estimate paid by a customer who wishes to have underground construction service. That Rule also establishes formulas for determining overhead versus underground differential charges used in developing a binding cost estimate.

According to GPC, the estimated charges gives a customer a guaranteed construction estimate before the construction begins. Further, after payment of the binding cost estimate charge and executing a contract within 180 days, the customer is not liable for charges in excess of 10% above the binding cost estimate. Gulf also states if the customer enters into a construction contract within 180 days from receipt of the binding cost estimate, the binding cost estimate will be recognized as a credit to the customer's bill during the construction project.

We have reviewed Gulf's data that includes labor cost allocations used to derive the binding engineering cost estimates and find them to be reasonable cost allocations. We further find that the revised Tariff Sheet No. 4.28 should be approved.

DOCUMENT NUMBER-DATE

12104 DEC-1 1994

FPSC-RECORDS/REPORTING

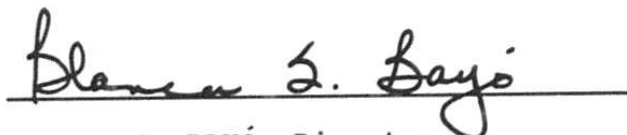
In consideration of the foregoing, it is

ORDERED by the Florida Public Service Commission that the revised Tariff Sheet No. 4.28 filed by Gulf Power Company on October 3, 1994, is approved and shall become effective as of November 23, 1994. It is further

ORDERED that if a protest is filed in accordance with the requirements set forth below, the tariff shall remain in effect with any increase in revenues held subject to refund pending resolution of the protest. It is further

ORDERED that if no protest is filed in accordance with the requirements set forth below, this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 1st day of December, 1994.



BLANCA S. BAYO, Director
Division of Records and Reporting

(S E A L)

MRC

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.

The Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the action proposed files a petition for a formal proceeding, as provided by Rule 25-22.036(4), Florida Administrative Code, in the form provided by Rule

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25-22.036(7)(a)(d) and (e), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on December 22, 1994.

In the absence of such a petition, this order shall become final on the day subsequent to the above date.

Any objection or protest filed in this docket before the issuance date of this Order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this Order becomes final on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the date this Order becomes final, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.