

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition to Resolve a ) DOCKET NO. 950307-EU  
Territorial Dispute with Florida ) ORDER NO. PSC-95-1202-PCO-EU  
Power & Light Company in St. ) ISSUED: September 27, 1995  
Johns County by Jacksonville )  
Electric Authority )  
\_\_\_\_\_ )

ORDER GRANTING JOINT MOTION FOR EXTENSION OF FILING  
OF PETITION FOR APPROVAL OF NEW TERRITORIAL AGREEMENT

On March 20, 1995, Jacksonville Electric Authority (JEA) petitioned the Florida Public Service Commission (Commission) to resolve a territorial dispute between JEA and Florida Power & Light Company (FPL). Pursuant to Section 366.04, Florida Statutes, we have jurisdiction.

On August 28, 1995, the parties filed a Joint Motion to Suspend Remaining Filing and Hearing Dates. In the motion, the parties stated that they had reached a settlement of this matter and intended to file the appropriate documentation at a future date. The parties requested that the remaining filing and hearing deadlines scheduled for this docket be suspended and held in abeyance pending resolution of matters concerning the settlement agreement.

On August 31, 1995, Order No. PSC-95-1086-PCO-EU, was issued in this docket granting JEA and FPL's Joint Motion to Suspend Remaining Filing and Hearing Dates. That order included the requirement that JEA and FPL were to file a petition for approval of a new territorial agreement within two weeks from the issuance of the order. On September 19, 1995, five days after the petition was due, the parties filed a Joint Motion for Extension of Filing of Petition for Approval of New Territorial Agreement. The parties assert that they are in the process of finalizing a new territorial agreement and petition for approval of that agreement. The parties state, however, that they are still working to assemble customer transfer information, maps and other information necessary for Commission approval of the new territorial agreement. To that end, the parties request a two-week extension of the date for filing a petition for approval of a new territorial agreement.

Although the parties should have filed this motion on or before the date set for filing the petition for approval of the new territorial agreement, the reasons that they have set forth for seeking this extension are acceptable. The extension of time is,

DOCUMENT NUMBER-DATE

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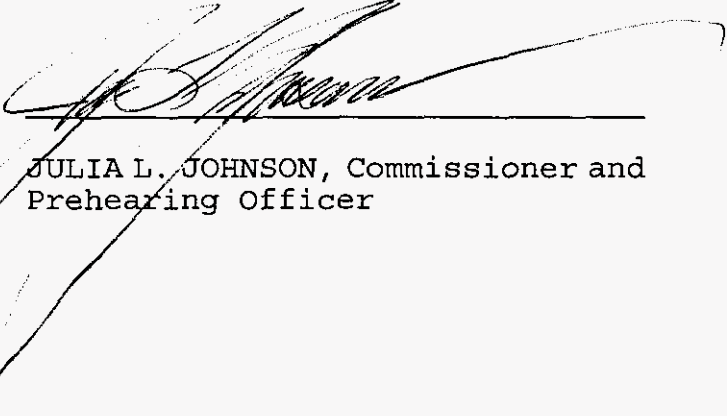
therefore, granted. The petition for approval of a new territorial agreement will be due two weeks from the date upon which it was originally due.

Based on the foregoing, it is therefore

ORDERED that the Joint Motion for Extension of Filing of Petition for Approval of New Territorial Agreement is, hereby, granted. It is further

ORDERED that the Jacksonville Electric Authority and Florida Power & Light Company shall file a petition for approval of a new territorial agreement by close of business on September 28, 1995.

By ORDER of Commissioner Julia L. Johnson, as Prehearing Officer, this 27th day of September, 1995.



JULIA L. JOHNSON, 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.