

MEMORANDUM

MAY 27, 1997

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MAY 23 1997
12:25
FPC - Records/Reporting

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (WAGNER, KEATING) LW WKK
RE: DOCKET NO. 961184-EQ - PETITION FOR APPROVAL OF EARLY TERMINATION AMENDMENT TO NEGOTIATED QUALIFYING FACILITY CONTRACT WITH ORLANDO COGEN LIMITED, LTD. BY FLORIDA POWER CORPORATION.

PSC-97-0597-PCO-EQ

Attached is an ORDER GRANTING INTERVENTION to be issued in the above referenced docket. (Number of pages in order - 2)

LW/js
Attachment
cc: Division of Electric and Gas (Ballinger)
Division of Auditing and Financial Analysis (Stallcup)
I:96118413.lw

see 1

5109-97
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of early termination amendment to negotiated qualifying facility contract with Orlando CoGen Limited, Ltd. by Florida Power Corporation.

DOCKET NO. 961184-EQ
ORDER NO. PSC-97-0597-PCO-EQ
ISSUED: May 23, 1997

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By petition, dated May 21, 1997, Orlando CoGen Limited, L.P., has requested permission to intervene in this proceeding. Having reviewed the petition, we find that it should be granted. Therefore, it is

ORDERED by the Florida Public Service Commission that the Petition to Intervene filed by Orlando CoGen Limited, L.P., is hereby granted. It is further


ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents which may hereinafter be filed in this proceeding, to:

Matthew M. Childs, P.A.
Steel Hector & Davis LLP
215 South Monroe Street
Suite 601
Tallahassee, Florida 32301

Roger A. Yott
Manager, Power Sales Contracts
Air Products & Chemicals, Inc.
7201 Hamilton Boulevard
Allentown, Pennsylvania 18195

By ORDER of the Florida Public Service Commission, this 23rd day of May, 1997.

BLANCA S. BAYÓ, Director
Division of Records and Reporting



Kay Flynn, Chief
Bureau of Records

(S E A L)

LW

DOCUMENT NUMBER-DATE

05184 MAY 23 97

FPSC-RECORDS/REPORTING

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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 25-22.0376, 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.