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FPSC - Records/Reporting

MEMORANDUM

OCTOBER 9, 1997

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (KEATING) *RUE For*

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-97-1230-PCO-EQ

Attached is a SECOND ORDER MODIFYING PROCEDURAL SCHEDULE to be  
issued in the above referenced docket. (Number of pages - 2)

WCK/js

Attachment

cc: Division of Electric and Gas (Harlow)

Division of Auditing and Financial Analysis (Stallcup)

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**MUST GO TODAY**

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-97-1230-PCO-EQ  
ISSUED:

SECOND ORDER MODIFYING PROCEDURAL SCHEDULE

On April 17, 1997, Order No. PSC-97-0434-PCO-EQ was issued, establishing, inter alia, dates to govern the key activities in this docket. On August 25, 1997, Order No. PSC-97-1009-PCO-EQ was issued, modifying the procedural schedule set forth in Order No. PSC-97-0434-PCO-EQ. Subsequently, a new prehearing officer was assigned to this docket. Due to scheduling conflicts, the prehearing conference date established in Order No. PSC-97-1009-PCO-EQ has been changed and will now be held on October 20, 1997.

Based on the foregoing, it is

ORDERED by Commissioner Susan F. Clark, as Prehearing Officer, that Order No. PSC-97-1009-PCO-EQ is hereby modified as stated in the body of this Order. It is further

ORDERED that Orders No. PSC-97-0434-PCO-EQ and No. PSC-97-1009-PCO-EQ are reaffirmed in all other respects.

By ORDER of Commissioner Susan F. Clark, as Prehearing Officer, this 10th day of October, 1997.

  
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SUSAN F. CLARK  
Commissioner and Prehearing Officer

( S E A L )

WCK

DOCUMENT NUMBER-DATE  
10426 OCT 10 97  
FPSC-RECORDS/REPORTING

ORDER NO. PSC-97-1230-PCO-EQ  
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**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.

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.

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.