

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Tampa
Electric Company to close
standard offer contract.

DOCKET NO. 991675-EI
ORDER NO. PSC-00-0086-PAA-EI
ISSUED: January 10, 2000

The following Commissioners participated in the disposition of this matter:

JOE GARCIA, Chairman
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.

NOTICE OF PROPOSED AGENCY ACTION
ORDER APPROVING PETITION TO CLOSE STANDARD OFFER CONTRACT

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

Rule 25-17.0832(4)(a), Florida Administrative Code, requires each investor-owned electric utility to file a Standard Offer Contract and associated tariff for approval by the Commission. On July 19, 1999, we issued Order No. PSC-99-1388-TRF-EQ, in Docket No. 990536-EQ, approving Tampa Electric Company's (TECO) petition to establish a new Standard Offer Contract for eligible qualifying facilities, and the associated tariff. TECO's approved Standard Offer Contract was based on a 180 megawatt (MW) combustion turbine (CT) unit with an in-service date of January 1, 2003. The tariff requires TECO to petition the Commission to close its Standard Offer Contract after the open season periods have expired.

Pursuant to the Standard Offer Contract, a three-week open season period was held beginning June 30, 1999, followed by an additional and final three-week open season beginning on October 13, 1999. The two open season periods expired with no contracts presented to TECO by qualifying facilities.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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On November 3, 1999, TECO filed a petition to close the existing Standard Offer Contract for eligible qualifying facilities. We believe that the requirements of TECO's Standard Offer Contract have been met. Therefore, we find that Tampa Electric Company's Petition to close its current Standard Offer Contract is approved.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the Petition by Tampa Electric Company to close its standard offer contract based upon a combustion turbine unit with an in-service date of January 1, 2003, is approved. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings" attached hereto. It is further

ORDERED that in the event this Order becomes final, this Docket shall be closed.

By ORDER of the Florida Public Service Commission this 10th day of January, 2000.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)
RVE

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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 that is available under Section 120.57, 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 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.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on January 31, 2000.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

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.

M E M O R A N D U M

January 10, 2000

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RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (ELIAS) RVE
RE: DOCKET NO. 991675-EI - PETITION BY TAMPA ELECTRIC COMPANY
TO CLOSE STANDARD OFFER CONTRACT

DD86-PAA

Attached is a Notice of Proposed Agency Action Order Approving
Petition to Close Standard Offer Contract to be issued in the
above-referenced docket. (Number of pages in order - 4)

RVE/csc
Attachment
cc: Division of Electric and Gas
I:991675or.rve

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