

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Tampa  
Electric Company for approval of  
Plan to Bring Generating Units  
into Compliance with Clean Air  
Act.

DOCKET NO. 992014-EI  
ORDER NO. PSC-00-0340-PCO-EI  
ISSUED: February 18, 2000

FIRST REVISED PROCEDURAL ORDER

This matter has been set for hearing on May 30 through June 2, 2000, to consider Tampa Electric Company's Petition for Approval of its Plan to Bring its Generating Units into Compliance with Clean Air Act.

On February 3, 2000, Reliant Energy Power Generation, Inc. (Reliant) filed a motion to revise the testimony schedule and to expedite discovery responses. Pursuant to the Order Establishing Procedure (OEP), Order No. PSC-00-0122-PCO-EI, in this docket, intervenor testimony is due February 24, 2000. Reliant, the Florida Industrial Power Users Group (FIPUG) and the Legal Environmental Assistance Foundation (LEAF) were granted intervention February 8, 2000. Reliant asserts that it must have more than the 16 days left to it after its grant of intervention in order to prepare and file testimony in this docket. LEAF filed a motion in support of Reliant's motion to revise testimony and expedite discovery responses on February 4, 2000. By adding additional time for the intervenors to file testimony, the dates for staff to file testimony and for the petitioner to file rebuttal testimony were also revised accordingly.

On February 10, 2000, Tampa Electric Company (TECO), filed its response to Reliant's motion. In its response, TECO set forth dates which it had agreed to with Reliant, the Office of Public Counsel (OPC), the Legal Environmental Assistance Foundation (LEAF) and Commission staff (staff). On February 15, 2000, Reliant sent a letter to staff counsel via facsimile clarifying the hand delivery and shortened discovery response times requested by Reliant and agreed to by TECO. The parties have agreed that all discovery requests will be served by hand delivery and answers shall be hand delivered to the party propounding the requests within 25 days of hand delivered receipt.

There being no objection to the modified dates as agreed to by the parties, the OEP in this docket shall be revised to reflect the new dates for filing testimony as follows:

DOCUMENT NUMBER-DATE

02248 FEB 18 2000

FPSC-RECORDS/REPORTING

ORDER NO. PSC-00-0340-PCO-EI  
DOCKET NO. 992014-EI  
PAGE 2

Intervenor Testimony March 15, 2000  
Staff Testimony March 22, 2000  
Rebuttal Testimony April 24, 2000

Further, there being no objection, the OEP in this docket shall be modified to reflect that the parties shall provide answers by hand delivery within 25 days of the receipt of hand delivered discovery requests.

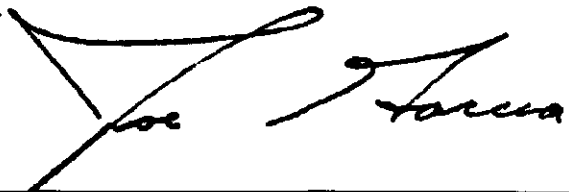
Based upon the foregoing, it is hereby

ORDERED by Chairman Joe Garcia, as Prehearing Officer, that the dates for filing prefiled direct and rebuttal testimony reflected in Order No. PSC-00-0122-PCO-EI shall be revised as discussed within the body of this order. It is further

ORDERED that Order No. PSC-00-0122-PCO-EI is revised to require that the parties shall provide answers by hand delivery within 25 days of the receipt of hand delivered discovery requests. It is further

ORDERED that Order No. PSC-00-0122-PCO-EI is affirmed in all other respects.

By ORDER of Chairman Joe Garcia, as Prehearing Officer, this 18th day of February, 2000.

  
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JOE GARCIA  
Chairman and Prehearing Officer

( S E A L )

GAJ

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.