

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petitions for approval of
Underground Residential
Distribution tariff revisions by
Gulf Power Company and Tampa
Electric Company.

DOCKET NO. 000392-EI
ORDER NO. PSC-00-0987-PCO-EI
ISSUED: May 19, 2000

The following Commissioners participated in the disposition of this matter:

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

ORDER SUSPENDING TARIFF

BY THE COMMISSION:

Gulf Power Company (GPC) and Tampa Electric Company (TECO) filed petitions on April 3, 2000, to approve charges for underground residential distribution facilities.

Pursuant to Section 366.06(3), Florida Statutes, the Commission may withhold consent to the operation of all or any portion of a new rate schedule, delivering to the utility requesting such increase, within 60 days, a reason or written statement of good cause for doing so.

In light of the current study by the Division of Regulatory Oversight, Bureau of Regulatory Review entitled, "Comparative Review of Underground Residential Distribution Tariff Differentials," we find that the tariffs should be suspended allowing time for the incorporation of the study's findings in our analysis of GPC's and TECO's proposed tariff revisions. Additionally, we find that the tariffs should be suspended, allowing extra time to evaluate the petitions.

DOCUMENT NUMBER-DATE

06203 MAY 198

FPSC-RECORDS/REPORTING

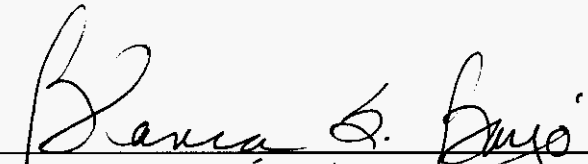
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Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the tariffs shall be suspended, pending completion of the Division of Regulatory Oversight, Bureau of Regulatory Review's study and further evaluation of the petitions. It is further

ORDERED that this docket shall remain open until the proposed tariffs are approved or denied.

By ORDER of the Florida Public Service Commission this 19th day of May, 2000.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

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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.

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.