

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power
cost recovery clause and
generating performance incentive
factor.

DOCKET NO. 010001-EI
ORDER NO. PSC-01-1546-PCO-EI
ISSUED: July 26, 2001

ORDER REVISING ORDER ESTABLISHING PROCEDURE

By Order No. PSC-01-0665-PCO-EI, issued March 16, 2001, ("Procedural Order") procedures for this docket were established. Among other things, the Procedural Order stated at page 2:

Pursuant to Rule 28-106.206, Florida Administrative Code, unless subsequently modified by the Prehearing Officer, the following shall apply: interrogatories, including all subparts, shall be limited to 100; requests for production of documents, including all subparts, shall be limited to 100; and requests for admissions listed, including all subparts, shall be limited to 100.

After considering the issues in this docket, Commission staff has advised that the above-referenced discovery limits need to be enlarged. Expanding these discovery limits will enable the parties and the Commission staff to conduct adequate discovery in this docket. Therefore, the Procedural Order is revised to provide for the following limitations on discovery: interrogatories, including all subparts, shall be limited to 350; requests for production of documents, including all subparts, shall be limited to 350; and requests for admissions, including all subparts, shall be limited to 100. All other aspects of the Procedural Order are reaffirmed.

It is therefore,

ORDERED by Commissioner Lila A. Jaber, as Prehearing Officer, that the discovery limits set forth in Order No. PSC-01-0665-PCO-EI are revised as set forth in the body of this Order. It is further

ORDERED that all other aspects of Order No. PSC-01-0665-PCO-EI are reaffirmed.


DOCUMENT NUMBER-DATE

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FPSC-CONNECTION CLERK

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By ORDER of Commissioner Lila A. Jaber, as Prehearing Officer,
this 26th Day of July, 2001.



LILA A. JABER
Commissioner and Prehearing Officer

(S E A L)

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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,

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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 the Commission Clerk and Administrative Services, 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.