

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-01-1885-PCO-EI  
ISSUED: September 21, 2001

THIRD 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 identified a schedule of controlling dates for this docket. The Procedural Order identifies October 24, 2001, as the filing deadline for parties' Prehearing Statements. By this Order, the filing deadline for parties' Prehearing Statements is extended to October 31, 2001. To assist the Commission staff in preparing the Prehearing Order for this docket, parties are encouraged, where possible, to file Prehearing Statements before the new deadline.

This Order is issued pursuant to the authority granted by Rule 28-106.211, Florida Administrative Code, which provides that the presiding officer before whom a case is pending may issue any orders necessary to effectuate discovery, prevent delay, and promote the just, speedy, and inexpensive determination of all aspects of the case.

It is therefore,

ORDERED by Commissioner Lila A. Jaber, as Prehearing Officer, that the filing deadline for parties' Prehearing Statements, set forth in Order No. PSC-01-0665-PCO-EI, is extended until October 31, 2001. It is further

ORDERED that all other aspects of Order No. PSC-01-0665-PCO-EI are reaffirmed, except as previously modified by Order Nos. PSC-01-1546-PCO-EI and PSC-01-1829-PCO-EI.

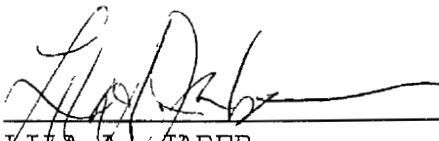
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By ORDER of Commissioner Lila A. Jaber, as Prehearing Officer,  
this 21st Day of September, 2001.

  
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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.