

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of GridFlorida
Regional Transmission
Organization (RTO) Proposal.

DOCKET NO. 020233-EI
ORDER NO. PSC-02-0548-PCO-EI
ISSUED: April 22, 2002

ORDER GRANTING JOINT MOTION FOR EXTENSION OF TIME TO
FILE COMMENTS AND REVISING ORDER ESTABLISHING PROCEDURE

By Order No. PSC-02-0459-PCO-EI, issued April 3, 2002, an Order Establishing Procedure was issued which established dates to govern the key activities in this proceeding. In particular, a workshop is scheduled for May 29, 2002, with pre-workshop comments due April 26, 2002.

On April 17, 2002, a Joint Motion for Extension of Time to File Comments (Motion) was filed by Mirant Americas Development Inc., Calpine Corporation, Duke Energy North America, LLC, and Reliant Energy Power Generation, Inc. (Movants), pursuant to Rule 28-106.204 Florida Administrative Code. In support of their Motion, the Movants state on April 12, 2002, Commission Staff forwarded a preliminary list of workshop subjects for the parties to address in their pre-workshop written comments. The Movants believe there is insufficient time in which to respond meaningfully to the extensive GridFlorida filing as well as staff's additional list pursuant to the timetable established in Order No. PSC-02-0459-PCO-EI. The Movants therefore request that an extension of time be granted to all parties to file their pre-workshop comments, including responses to staff's list of workshop subjects, from April 26 to May 8, 2002, which is an extension of twelve days.

The Movants state that the request for an extension is limited to the pre-workshop comments and that it is not necessary to alter or extend the date set for the scheduled Commission workshop. The Movants also request that the page limitation for pre-workshop comments established in Order No. PSC-02-0459-PCO-EI be increased from 40 to 60 pages in order to accommodate responses to staff's list of workshop subjects.

The Movants have attempted to contact all parties in this proceeding and are authorized to represent the following: Thomas P. and Genevieve E. Twomey, Sugarmill Woods Civic Association, Inc.,

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and Buddy L. Hansen support this motion; Florida Municipal Power Agency, Publix Supermarkets, Inc. and Dynegy, Inc. do not oppose this motion; Tampa Electric Company and Florida Power & Light Company oppose the motion; and the Florida Retail Federation, Seminole Electric Cooperative, CPV Atlantic, Ltd. and PG&E National Energy Group take no position on this motion. Tampa Electric Company, Florida Power & Light Company, and Florida Power Corporation have indicated to Commission staff that they do not intend to file a written response in opposition to the Motion.

Based on the foregoing, the Movants' request is reasonable and is hereby granted. All parties to this proceeding shall file any pre-workshop comments on or before May 8, 2002. The page limitation for pre-workshop comments shall be extended to 60 pages. Order No. PSC-PSC-02-0459-PCO-EI is affirmed in all other respects.

Based upon the foregoing, it is

ORDERED by Chairman Lila A. Jaber, as Prehearing Officer, that the Joint Motion for Extension of Time to File Comments is granted. It is further

ORDERED that all parties to this proceeding shall file any pre-workshop comments on or before May 8, 2002. It is further

ORDERED that the page limitation for pre-workshop comments shall be 60 pages. It is further

ORDERED that Order No. PSC-PSC-02-0459-PCO-EI is affirmed in all other respects.

By ORDER of Chairman Lila A. Jaber, as Prehearing Officer, this 22nd day of April, 2002.



LILA A. JABER
Chairman and Prehearing Officer

(S E A L)
JSB

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 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.