

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval to close standard offer contract for purchase of firm capacity and energy from small qualifying facility or municipal solid waste facility, by Tampa Electric Company.

DOCKET NO. 030332-EQ  
ORDER NO. PSC-03-0682-PAA-EQ  
ISSUED: June 6, 2003

The following Commissioners participated in the disposition of this matter:

LILA A. JABER, Chairman  
J. TERRY DEASON  
BRAULIO L. BAEZ  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON

NOTICE OF PROPOSED AGENCY ACTION  
ORDER APPROVING CLOSING OF STANDARD OFFER CONTRACT

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

On November 25, 2002, this Commission issued Order No. PSC-02-1625-PAA-EQ, in Docket No. 020725-EQ, approving Tampa Electric Company's (TECO) petition to establish a new Standard Offer Contract for qualifying cogeneration and small power production facilities. TECO's approved Standard Offer Contract was based on a 180 megawatt (MW) combustion turbine unit with an in-service date of May 2005. An initial three-week subscription period was held which expired January 7, 2003. No offers were received by TECO from qualifying cogeneration or small power production facilities during the initial subscription period. As stated in the approved

DOCUMENT NUMBER-DATE

05033 JUN-6 8

FPSC-COMMISSION CLERK

ORDER NO. PSC-03-0682-PAA-EQ  
DOCKET NO. 030332-EQ  
PAGE 2

Standard Offer Contract, a second three-week subscription period was held, and that second subscription period expired on March 31, 2003, with again no subscriptions received by TECO. On April 8, 2003, TECO filed a petition requesting approval to close the existing Standard Offer Contract.

TECO has requested that the Standard Offer Contract be closed. TECO expects to file a new Standard Offer Contract prior to December 2003. TECO appears to have met the conditions of its current Standard Offer Contract, as established in the approved tariff. Therefore, the current Standard Offer Contract shall be closed.

Based on the foregoing, it is

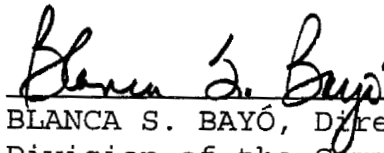
ORDERED by the Florida Public Service Commission that Tampa Electric Company's petition to close its current Standard Offer Contract for qualifying cogeneration and small power production facilities is approved, and the Standard Offer Contract shall be closed. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings" attached hereto. It is further

ORDERED that if no person whose substantial interests are affected by this proposed agency action files a protest within 21 days of the issuance of the order, this docket shall be closed upon issuance of a consummating order.

ORDER NO. PSC-03-0682-PAA-EQ  
DOCKET NO. 030332-EQ  
PAGE 3

By ORDER of the Florida Public Service Commission this 6th Day  
of June, 2003.



---

BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

( S E A L )

RRJ

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 that is available under Section 120.57, 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 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.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of

ORDER NO. PSC-03-0682-PAA-EQ  
DOCKET NO. 030332-EQ  
PAGE 4

the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on June 27, 2003.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

Any objection or protest filed in this/these docket(s) before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.