

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for authority to
implement proposed Military Base
Facilities Charge Rider by Gulf
Power Company.

DOCKET NO. 031069-EI
ORDER NO. PSC-04-0030-PCO-EI
ISSUED: January 12, 2004

The following Commissioners participated in the disposition of
this matter:

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

ORDER SUSPENDING TARIFF

BY THE COMMISSION:

On November 21, 2003, Gulf Power Company (Gulf) filed a
petition for approval of a Military Base Facilities Charge Rider
tariff. Our staff has requested that the tariff be suspended to
allow sufficient time to review the petition.

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 a reason or written statement of good
cause for doing so within 60 days. We find that the reason stated
above is good cause consistent with the requirement of Section
366.06(3), Florida Statutes.

The Commission has jurisdiction over the subject matter of
this petition pursuant to Sections 366.04 and 366.05, Florida
Statutes.

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Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the Military Base Facilities Charge Rider tariff proposed by Gulf Power Company is hereby suspended. It is further

ORDERED that this docket shall remain open pending a final decision on the proposed tariff revision.

By ORDER of the Florida Public Service Commission this 12th Day of January, 2004.

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

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records and Hearing
Services

(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; or (2) 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.