

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Florida
Power & Light Company.

DOCKET NO. 050045-EI

In re: 2005 comprehensive depreciation study
by Florida Power & Light Company.

DOCKET NO. 050188-EI

ORDER NO. PSC-05-0495-PCO-EI

ISSUED: May 5, 2005

ORDER GRANTING INTERVENTION

On April 4, 2005, the Florida Retail Federation (FRF) filed a Petition to Intervene in this proceeding. FRF supports its petition for intervention by stating that is an established association with more than 10,000 members in Florida, many of whom are retail customers of Florida Power & Light (FPL). Therefore, FRF asserts that it may be substantially affected by any action the Commission takes in this docket. On April 11, 2005, FPL filed a response to FRF's petition to intervene stating that it had no objection to FRF's participation in this docket.

Upon consideration of FRF's Petition to Intervene, it appears that its substantial interests may be affected by this proceeding. FPL did not express opposition to FRF's request to intervene, and the time for doing so has elapsed. Therefore, the Petition to Intervene shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, FRF takes the case as it finds it.

Therefore, it is


ORDERED by the Florida Public Service Commission that the Petition to Intervene filed by the Florida Retail Federation is hereby granted. It is further

ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents which may hereinafter be filed in this proceeding, to:

Robert Scheffel Wright, Attorney at Law
John T. LaVia, III, Attorney at Law
Landers & Parsons, P.A.
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850) 681-0311 Telephone
(850) 224-5595 Facsimile

DOCUMENT NUMBER-DATE
04407 MAY-5 05
FPSC-COMMISSION CLERK

By ORDER of the Florida Public Service Commission this 5th day of May, 2005.


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

(S E A L)

JLS

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.