

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-05-0531-PCO-EI

ISSUED: May 16, 2005

ORDER GRANTING INTERVENTION

By petition, dated March 23, 2005, the Commercial Group (Commercial) requested permission to intervene in this proceeding. Commercial states that it is an ad hoc association of large commercial customers of Florida Power & Light Company (FPL). On March 31, 2005, FPL filed a response to Commercial's Petition to Intervene stating that Commercial's petition did not comply with Commission Rules. FPL argues that the petition did not conform with the Uniform Rules because it did not include allegations sufficient to demonstrate that the intervenor is entitled to participation in the proceeding as a matter of constitutional or statutory right or that the substantial interests of the intervenor are subject to determination or will be affected through the proceeding. On April 1, 2005, Commercial supplemented its Petition to Intervene. Commercial alleges that the relief requested in FPL's petition will potentially increase the commercial customers' costs of electricity. Therefore, Commercial concludes it will be substantially affected by any action the Commission takes in this docket. On April 11, 2005, FPL filed a response that it had no objection to Commercial's petition to intervene.

Having reviewed the Petition, it appears that Commercial's substantial interests may be affected by this proceeding. FPL did not express opposition to Commercial's request to intervene, and the time for doing so has elapsed. Therefore, the Petition shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, Commercial 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 Commercial Group is hereby granted. It is further

DOCUMENT NUMBER-DATE

04715 MAY 16 05

FPSC-COMMISSION CLERK

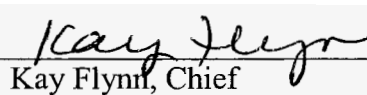
ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents which may hereinafter be filed in this proceeding, to:

David Brown, Esq.
Alan R. Jenkins
McKenna Long & Aldridge LLP
One Peachtree Center
303 Peachtree Street, N.E., Suite 5300
Atlanta, Georgia 30308

By ORDER of the Florida Public Service Commission this 16th day of May, 2005.

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

By:



Kay Flynn, Chief
Bureau of Records

(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.