

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery  
clause with generating performance incentive  
factor.

DOCKET NO. 050001-EI  
ORDER NO. PSC-05-0962-PCO-EI  
ISSUED: October 10, 2005

ORDER GRANTING INTERVENTION

By petition dated September 26, 2005, AARP requested permission to intervene in this proceeding. AARP states that it is a non-profit membership organization representing the needs and interests of persons 50 years old and older, with approximately 2.7 million of its members residing in Florida. A significant number of AARP's Florida members are retail residential customers of the five electric utilities that are seeking fuel adjustment modifications in this docket. Therefore, since the relief requested by the utilities includes increases in their fuel adjustment charges, AARP alleges that many of its members will be substantially affected by any action the Commission takes in this docket. No response was filed to AARP's petition.

Having reviewed the Petition, it appears that AARP's substantial interests may be affected by this proceeding. No party expressed opposition to AARP'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, AARP takes the case as it finds it.

Therefore, it is

ORDERED by the Florida Public Service Commission that the Petition to Intervene filed by AARP 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:

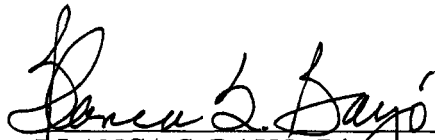
Michael B. Twomey  
Post Office Box 5256  
Tallahassee, Florida 32314-5256  
Email: [miketwomey@talstar.com](mailto:miketwomey@talstar.com)

DOCUMENT NUMBER-DATE

09651 OCT 10 05

FPSC-COMMISSION CLERK

By ORDER of the Florida Public Service Commission this 10th day of October, 2005.



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

( S E A L )

AEV

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.