

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Request to modify tariff provision
regarding waiver of connection charges for
customers affected by natural disasters by
Florida Power & Light Company.

DOCKET NO. 050779-EI
ORDER NO. PSC-05-1236-TRF-EI
ISSUED: December 19, 2005

The following Commissioners participated in the disposition of this matter:

BRAULIO L. BAEZ, Chairman
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
LISA POLAK EDGAR
ISILIO ARRIAGA

ORDER APPROVING TARIFF AMENDMENT

BY THE COMMISSION:

On October 6, 2005, Florida Power & Light Company (FPL) filed a petition to amend the Service Charges section in its Tariff Sheet No. 4.020. Currently, this tariff allows FPL to waive its initial connection fee to new premises, as well as its fee for connection of existing premises accounts, for those FPL customers affected by natural disasters or during periods of declared emergencies. The current rate for both of these services is \$14.88.

Through its petition, FPL has proposed that the waiver of its initial connection fee be extended to new FPL customers affected by natural disasters or during periods of declared emergencies. This amendment would allow FPL to waive the connection fee for those customers affected by natural disasters who relocate to FPL's service area from elsewhere.

We find that FPL's proposed amendment to Tariff Sheet No. 4.020 is reasonable, thus we grant FPL's petition and approve the amended tariff. This amendment will allow FPL to provide relief to those customers affected by the recent hurricanes, as well as customers affected by future natural disasters that cause them to relocate to FPL's service territory. The amended tariff shall be effective as of November 29, 2005, the date of our vote on this matter.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Florida Power & Light Company's petition to amend the Service Charges section in its Tariff Sheet No. 4.020 is hereby granted. It is further

ORDERED that amended Tariff Sheet No. 4.020 shall be effective as of November 29, 2005, the date of our vote on this matter. It is further

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FPSC-COMMISSION CLERK

ORDERED that if a protest is filed within 21 days of issuance of this Order, the tariff shall remain in effect pending resolution of the protest. It is further

ORDERED that if no timely protest is filed, this docket shall be closed upon the issuance of a Consummating Order.

By ORDER of the Florida Public Service Commission this 19th day of December, 2005.

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

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(S E A L)

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NOTICE OF FURTHER PROCEEDINGS

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.

The Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the proposed action files 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 the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on January 9, 2006.

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 docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.