

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Proposed adoption of new Rule 25-6.0343, F.A.C., Standards of Construction - Municipal Electric Utilities and Rural Electric Cooperatives.

DOCKET NO. 060512-EU
ORDER NO. PSC-06-0793-PCO-EU
ISSUED: September 22, 2006

ORDER ALLOWING SUPPLEMENTAL COMMENTS AND
SETTING ADDITIONAL REPLY COMMENT DEADLINE

BY THE COMMISSION:

On September 15, 2006, the Florida Electric Cooperatives Association, Inc. ("FECA") filed a Motion for Leave to File Supplemental Comments, along with Supplemental Comments on Proposed Rule 25-6.0343, F.A.C. The Supplemental Comments are in support of an alternative to the rule the Commission proposed as new Rule 25-6.0343, F.A.C. In its Motion, FECA seeks to have the comments considered at the October 4, 2006, hearing, and to allow reply comments to its alternative rule to be filed by other interested persons prior to the hearing.

FECA explains in its Motion that Order No. PSC-06-0632-PCO-EU, the Order Establishing Procedure, required initial comments on the proposed rule to be filed by September 8, with reply comments to be filed by September 22, 2006. FECA explains that Municipal Electric Utilities ("Municipals"), Rural Electric Cooperatives ("Cooperatives"), and staff have continued to work to produce alternative language to that proposed by the Commission, and that as a result of that work, FECA is able to file alternative rule language for the Commission to consider adopting as a final rule.

FECA explains that they are asking for an additional reply comment date of September 29, 2006, to be established so that other interested persons and parties to this docket, who may not have participated in the development of the alternative rule, will have the ability to file written comments responding to the alternative rule proposed by the Municipals and Cooperatives.

In order to allow FECA to present its alternative rule to the Commission for consideration at the October 4, 2006, rule hearing, and to ensure all interested persons and parties are given notice of that alternative and an opportunity to comment on it in advance, FECA's Motion is reasonable and should be granted.

Based upon the foregoing, it is

ORDERED that the Florida Electric Cooperative Association, Inc.'s Motion for Leave to File Supplemental Comments is GRANTED. IT IS FURTHER

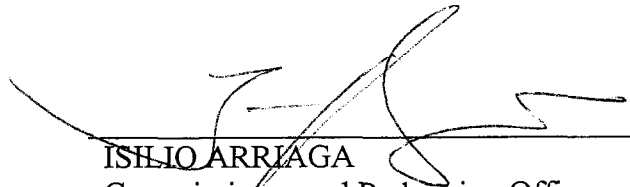
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FPSC-COMMISSION CLERK

ORDERED that any party or interested person may file comments in response to FECA's Supplemental Comments by Friday, September 29, 2006.

By ORDER of Commissioner Isilio Arriaga, as Prehearing Officer, this 22nd day of September, 2006.


ISILIO ARRIAGA
Commissioner and Prehearing Officer

(S E A L)

LDH

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.