

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to determine need for
modernization of Port Everglades Plant, by
Florida Power & Light Company.

DOCKET NO. 110309-EI
ORDER NO. PSC-12-0090-PCO-EI
ISSUED: March 1, 2012

ORDER GRANTING UNOPPOSED MOTION

By Order No PSC-11-0565-PCO-EI, issued on December 9, 2011, I established March 2, 2012, as the date that post hearing briefs are to be filed in this docket. On March 1, 2012, the Florida Industrial Power Users Group (FIPUG) filed an Unopposed Motion for Extension of Time to File Brief (Motion).

In its Motion, FIPUG asserts that the legislative session is coming to a close and that its counsel is "involved in representing clients before the Florida Legislature." Based on "pressing commitments related to legislative activity," FIPUG requests an extension of time to file its brief by noon on Monday, March 5, 2012. FIPUG represents that "[t]his short extension will not prejudice any of the parties and will not affect the other events scheduled in this matter." FIPUG has consulted with counsel for Florida Power & Light Company (FPL) and counsel for the Florida Public Service Commission (Commission) staff and represents that neither objects to its Motion.

The Commission staff counsel has spoken with counsel for FPL and confirmed that FPL does not object to the extension but would like the same filing deadline as FIPUG.

Upon review, I shall grant FIPUG's Motion; all briefs in this docket shall be filed by noon on March 5, 2012.

Based upon the foregoing, it is

ORDERED by Commissioner Eduardo E. Balbis, as Prehearing Officer, that the Unopposed Motion for Extension of Time to File Brief, filed by the Florida Industrial Power Users Group is hereby granted. It is further


ORDERED that all briefs in this docket shall be filed by noon on March 5, 2012.

DOCUMENT NUMBER-DATE

01215 MAR-1 2012

FPSC-COMMISSION CLERK

By ORDER of Commissioner Eduardo E. Balbis, as Prehearing Officer, this 1st day of March, 2012.



EDUARDO E. BALBIS
Commissioner and Prehearing Officer
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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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 Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, 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.