

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for limited proceeding for recovery of incremental storm restoration costs related to Hurricanes Irma and Nate, by Duke Energy Florida, LLC.

DOCKET NO. 20170272-EI
ORDER NO. PSC-2018-0410-PCO-EI
ISSUED: August 20, 2018

ORDER GRANTING MOTION FOR CONTINUANCE

On August 17, 2018, Duke Energy Florida, LLC (DEF) filed a motion seeking a continuance of the hearing in the instant docket, that is currently scheduled for October 15, 2018, by the Order Establishing Procedure, Order No. PSC-2018-0082-PCO-EI, issued February 16, 2018, and subsequently revised by Order No. PSC-2018-0127-PCO-EI, issued on March 7, 2018. DEF asserts that it “is processing, reviewing, and organizing a voluminous amount of cost data associated with restoration costs,” and “is in need of additional time to organize and effectively present this voluminous data in a comprehensible manner, thereby promoting the orderly and inexpensive resolution of this docket.” DEF asks for the hearing to be rescheduled no earlier than May 2019. DEF represents that it has conferred with all parties and relays that the Office of Public Counsel, the Florida Retail Federation, and White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate-White Springs do not oppose the motion, and the Florida Industrial Power Users Group takes no position on the motion.

Based on DEF’s representation that no party objects and thus no party appears to be prejudiced, DEF’s motion for continuance shall be granted and the hearing scheduled for October 15, 2018, will be continued to no earlier than May 2019. Discovery may continue; however, a revised Order Establishing Procedure will be issued at a later date to adjust the remaining controlling dates. Accordingly, the remaining testimony, prehearing statement, prehearing conference, and discovery deadline dates will be changed by separate order.

Based on the foregoing, it is

ORDERED by Commissioner Julie I. Brown, as Prehearing Officer, that Duke Energy Florida, LLC’s motion for continuance of proceedings is hereby granted as set forth above.

By ORDER of Commissioner Julie I. Brown, as Prehearing Officer, this 20th day of August, 2018.



JULIE I. BROWN

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.