

ORIGINAL
FILE COPY

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

GULF POWER COMPANY

Appellant,

DOCKET NO. 891345-EI

vs.

CASE NO.

FLORIDA PUBLIC SERVICE
COMMISSION,

Appellee.

NOTICE OF ADMINISTRATIVE APPEAL

NOTICE IS HEREBY GIVEN that Gulf Power Company, Appellant, appeals to the Supreme Court of Florida pursuant to Section 366.10, Florida Statutes (1989), and Rule 9.030(a)(1)(B)(ii), Fla.R.App.P., the Florida Public Service Commission's Order No. 23573, issued October 3, 1990, and rendered final on December 17, 1990, by Order No. 23894, in Docket No. 891345-EI.

ACK _____ The nature of the orders sought to be reviewed are
TFA /
APP / orders of the Florida Public Service Commission granting Gulf
GPE _____ Power Company a rate increase of \$14,131,000 based on an
OTW _____ authorized return on equity of 12.55 percent but ordering a 50
BAS _____ basis point reduction to the allowed return on equity, as a
MIS /
L 6 mismanagement "penalty", thereby reducing the increase by
L 6 \$2,293,000 per year for two years.

OTW L
WAS L
OTH Ray

Respectfully submitted,

G. Edison Holland, Jr.
Florida Bar No. 2 1599
Jeffrey A. Stone
Florida Bar No. 325953
Teresa E. Liles
Florida Bar No. 510998
Beggs & Lane
P. O. Box 12950
3 West Garden
Pensacola, Florida 32576
(904) 432-2451

and

Alan C. Sundberg
Florida Bar No. 079381
Sylvia H. Walboit
Florida Bar No.: 033604
E. Kelly Bittick, Jr.
Florida Bar No. 654035
Carlton, Fields, Ward, Emmanuel,
Smith & Cutler, P.A.
One Harbour Place
Post Office Box 3239
Tampa, Florida 33601
(813) 223-7000

BY: 

Attorneys for Gulf Power Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been furnished this 21st day of December, 1990, by mail to the following:

Jack Shreve, Esquire
Public Counsel
Florida House of Representatives
The Capitol
Tallahassee, FL 32399-1300

Robert Vandiver, Esquire
Michael Palecki, Esquire
Marsha Rule, Esquire
Florida Public Service Commission
101 E. Gaines Street
Tallahassee, FL 32399-0863

Tarrie M. Gent
HQ USAF/ULT
Stop 21
Tyndall AFB, FL 32403-6001

Ronald C. LaFace, Esquire
Roberts, Baggett, LaFace
& Richard
101 E. College Avenue
P. O. Drawer 1838
Tallahassee, FL 32302

John W. McWhirter, Jr., Esquire
Lawson, McWhirter, Grandoff &
Reeves
P. O. Box 3350
Tampa, FL 33601

Joseph A. McGlothlin, Esquire
Lawson, McWhirter, Grandoff &
Reeves
522 E. Park Avenue, Suite 200
Tallahassee, FL 32301

Richard Chais
ORI, Inc.
1375 Piccard Drive
Rockville, MD 20850


Attorney