

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Adoption of Numeric ) DOCKET NO. 930549-EG  
Conservation Goals and ) ORDER NO. PSC-94-0316-PCO-EG  
Consideration of National Energy ) ISSUED: March 21, 1994  
Policy Act Standards (Section )  
111) by Florida Power )  
Corporation. )  
\_\_\_\_\_)

ORDER GRANTING IN PART MOTION FOR EXTENSION OF TIME

BY THE COMMISSION:

On March 15, 1994, Florida Power Corporation (FPC) filed a Motion For Extension Of Time, requesting an extension in the filing date of its petition and direct testimony from March 18, 1994 to March 25, 1994. As grounds for its request, Florida Power Corporation states that other activities related to this docket have diverted effort and manpower from the preparation of testimony, which has left the company in need of additional time to adequately prepare testimony.

The Legal Environmental Assistance Foundation, Inc. (LEAF) has informed staff that it does not object to an extension for FPC in that LEAF would prefer that FPC's goals petition and testimony be put off until after the Commission's vote on incentives and decoupling for FPC (Docket Nos. 930424-EI and 930444-EI, on the March 22, 1994 agenda). While I appreciate LEAF's position, this is not one of the grounds for deferral stated by FPC in its motion. The sole ground stated by FPC for an extension is that it needs additional time to prepare testimony because other activities related to this docket have diverted effort and manpower from the preparation of testimony.

The parties to this docket have been on notice since the issuance of the first Order Establishing Procedure (Order No. PSC-93-0953-PCO-EG, Issued June 28, 1993) that direct testimony was due March 18, 1994. While the utilities have had a significant burden in providing data to the parties, including for FPC the filing of Cost-Effectiveness Goal Results on February 18, 1994, they have also had adequate time to prepare testimony.

DOCUMENT NUMBER-DATE

02619 MAR 21 1994

FPSC-RECORDS/REPORTING

ORDER NO. PSC-94-0316-PCO-EG  
DOCKET NO. 930549-EG  
PAGE 2

I will grant FPC's motion in part, by allowing FPC until the close of business (4:30 p.m.) on Monday, March 21, 1994, to file its petition and direct testimony with the Commission's Division of Records and Reporting. I will also encourage FPC to hand deliver its petition and direct testimony to the parties to this docket wherever possible.

It is therefore,

ORDERED by Chairman J. Terry Deason, as Prehearing Officer that Florida Power Corporation shall be granted an extension until the close of business on Monday, March 21, 1994, for the filing of its petition and direct testimony in this docket.

By ORDER of Chairman J. Terry Deason, as Prehearing Officer, this 21st day of March, 1994.

  
\_\_\_\_\_  
J. TERRY DEASON, Chairman and  
Prehearing Officer

( S E A L )  
MAP:bmi

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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.

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 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) 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

ORDER NO. PSC-94-0316-PCO-EG  
DOCKET NO. 930549-EG  
PAGE 3

Records and Reporting, 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.