

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for a) DOCKET NO. 930490-EQ
declaratory statement concerning) ORDER NO. PSC-94-0468-PCO-EQ
sale of cogenerated power by) ISSUED: April 19, 1994
South Florida Cogeneration)
Associates to METROPOLITAN DADE)
COUNTY.)
_____)

ORDER GRANTING MOTION FOR CONTINUANCE

On May 18, 1993, Metropolitan Dade County filed a petition for a declaratory statement concerning the sale of cogenerated power by South Florida Cogeneration Associates (SFCA) to Dade County. Thereafter, SFCA petitioned to intervene and requested a hearing. Intervention was granted and this matter was set for hearing on October 11-13, 1993. Thereafter, on Dade County's motion, the hearing was reset for July 6-8, 1994.

On April 5, 1994, SFCA filed a Motion for Additional Continuance to Facilitate Settlement Negotiations. SFCA represents Dade County does not object to a continuance. SFCA states both parties are presently engaged in settlement negotiations, and argues that the interests of economy of administrative resources and of furthering an amicable resolution would be best served by holding the proceedings scheduled in this docket in abeyance for 60 days. Based thereon, the hearing scheduled for July 6-8, 1994, and the events set out in the controlling dates section of Order No. PSC-94-0192-PCO-EQ are hereby cancelled. In the event the parties are unable to reach agreement, the hearing is rescheduled to October 19-21, 1994, with the following dates controlling:

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|--|---------------------|
| 1.) Direct testimony and exhibits
of both parties | August 26, 1994 |
| 2.) Rebuttal testimony and exhibits
of both parties | September 9, 1994 |
| 3.) Prehearing statements | September 23, 1994 |
| 4.) Prehearing conference | October 7, 1994 |
| 5.) Hearing | October 19-21, 1994 |
| 6.) Briefs | November 18, 1994. |

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APPROVED BY REPORTING

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It is, therefore,

ORDERED by Commissioner Julia L. Johnson, as Prehearing Officer, that the hearing scheduled for July 6-8, 1994, in this docket is cancelled. It is further

ORDERED that the controlling dates listed above shall govern in the event the parties do not reach an agreement.

By ORDER of Commissioner Julia L. Johnson, as Prehearing Officer, this 19th day of April, 1994.



JULIA L. JOHNSON, Commissioner and
Prehearing Officer

(S E A L)

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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

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reconsideration shall be filed with the Director, Division of 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.