

*Dec 12*

**RUTLEDGE, ECENIA, UNDERWOOD, PURNELL & HOFFMAN**

PROFESSIONAL ASSOCIATION  
ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA  
KENNETH A. HOFFMAN  
THOMAS W. KONRAD  
R. DAVID PRESCOTT  
HAROLD F. X. PURNELL  
GARY R. RUTLEDGE  
R. MICHAEL UNDERWOOD  
WILLIAM B. WILLINGHAM

POST OFFICE BOX 551, 32302-0551  
215 SOUTH MONROE STREET, SUITE 420  
TALLAHASSEE, FLORIDA 32301-1841

GOVERNMENTAL CONSULTANTS  
PATRICK H. MALOY  
AMY J. YOUNG

TELEPHONE (904) 681-6788  
TELECOPIER (904) 681-6515

November 21, 1995

**ORIGINAL  
FILE COPY**

**HAND DELIVERY**

Ms. Blanca S. Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Betty Easley Conference Center  
Room 110  
Tallahassee, Florida 32399-0850

Re: Docket No. **951295-EU**

Dear Ms. Bayo:

Enclosed herewith for filing in the above-referenced docket on behalf of the City of Tallahassee ("City") are the original and fifteen copies of the City of Tallahassee's Motion for Extension of Time to File Responsive Pleading.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely,

*Kenneth A. Hoffmann*  
Kenneth A. Hoffmann

- ACK
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
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CC: All Parties of Record

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DOCUMENT NUMBER-DATE  
**11717 NOV 21 95**  
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to Invalidate or )  
Modify Territorial Agreement )  
between City of Tallahassee and ) Docket No. 951295-EU  
Talquin Electric Cooperative, Inc. )  
by Paul A. Lehrman and Randall E. ) Filed: November 21, 1995  
Denker. )  
\_\_\_\_\_ )

**CITY OF TALLAHASSEE'S MOTION FOR  
EXTENSION OF TIME TO FILE RESPONSIVE PLEADING**

The City of Tallahassee ("City"), by and through its undersigned counsel, hereby requests the Prehearing Officer to grant an extension of time of thirty (30) days for the filing of a pleading by the City in response to the Petition to Invalidate or Modify Territorial Agreement ("Petition") filed by Petitioners Paul A. Lehrman and Randall E. Denker (the "Customers"). In support of this Motion, the City states as follows:

1. On or about November 1, 1995, the City received a copy of the Petition.

2. The Customers are provided retail electric service by the City. The City provides retail electric service to the Customers pursuant to the exclusive right granted to the City under the City's territorial agreement with Talquin Electric Cooperative, Inc. ("Talquin") approved by the Commission pursuant to Order No. 22506, 90 F.P.S.C. 2:71 (1990). The Petition addresses alleged reliability problems with the City's electric service and requests that the customers be authorized to receive their electrical service from Talquin Electric Cooperative, Inc.

3. On November 13, 1995, a meeting was held at the Customers' home attended by representatives of the City and Talquin. DATE

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and the Commission staff. The meeting provided an opportunity to gain further information and engage in discussion concerning the alleged reliability problems with the City's electric service and alternatives available to improve the reliability of service provided by the City to the Customers.

4. The City intends to formulate a firm proposal to enhance the reliability of service provided to the Customers including the construction and installation of facilities enhancements necessary to improve such reliability. The City expects to present such a proposal to the Customers within the next seven (7) to ten (10) days.

5. The City desires to resolve this matter without formal litigation. In order to permit a reasonable time to pursue resolution of the issues raised in the Petition without unnecessarily beginning the process of filing formal responsive pleadings, the City requests an extension of thirty (30) days to file a responsive pleading to the Petition. The City requests that the thirty (30) day extension begin on the date of the Order granting this Motion if the Motion is granted by the Prehearing Officer.

6. Counsel for the City has contacted Ms. Denker concerning this request and is authorized to represent that she has no objection to the extension of time requested herein.

WHEREFORE, for the foregoing reasons, the City of Tallahassee respectfully requests the Prehearing Officer to enter an Order granting a thirty (30) day extension of time for the filing of a

pleading in response to the Customers' Petition with such thirty (30) day period beginning on the date of the issuance of the Order granting this Motion.

Respectfully submitted,

*Kenneth A. Hoffmann*

KENNETH A. HOFFMAN, ESQ.  
WILLIAM B. WILLINGHAM, ESQ.  
Rutledge, Ecenia, Underwood,  
Purnell and Hoffman, P.A.  
P. O. Box 551  
Tallahassee, FL 32302  
(904) 681-6788

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished by U. S. Mail to the following this 21st day of November, 1995:

Randall E. Denker  
7600 Bradfordville Road  
Tallahassee, FL 32308

Paul A. Lehrman  
7600 Bradfordville Road  
Tallahassee, FL 32308

James H. Thompson, Esq.  
J. Jeffry Wahlen  
P. O. Box 391  
Tallahassee, FL 32302

Martha Carter Brown, Esq.  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Room 370  
Gerald L. Gunter Building  
Tallahassee, FL 32399-0850

  
\_\_\_\_\_  
KENNETH A. HOFFMAN, ESQ.