

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Approval of Demand-Side) DOCKET NO. 950448-EG
Management Plan of the City of) ORDER NO. PSC-96-0047-PCO-EG
Tallahassee.) ISSUED: January 12, 1996

ORDER GRANTING MOTION FOR EXTENSION OF TIME

The City of Tallahassee (City) was granted an extension of time to file its DSM plan in Order No. PSC-95-0841-PCO-EG. That Order required the City to file its DSM plan on February 1, 1996, and provide the Commission with a status report concerning its Integrated Resource Plan (IRP) progress.

On December 28, 1995, the City filed another Motion for Extension of Time in Docket No. 950448-EG. The City requests that the Commission extend the date that it must file its Demand-Side Management Plan (DSM), up to and including March 1, 1996.

Order No. PSC-95-0461-FOF-EG, issued April 10, 1995, established numeric demand-side management (DSM) goals for the electric utilities subject to the Florida Energy Efficiency and Conservation Act (FEECA), Sections 366.80 - 366.85 and 403.519, Florida Statutes. Pursuant to Rule 25-17.0021 (4), Florida Administrative Code, each utility must submit a DSM plan designed to meet the utility's numerical goals within 90 days of a final order establishing or modifying goals.

Rule 25-17.0021 (4), Florida Administrative Code, allows the Commission the discretion to extend the period of time in which a utility must file its demand-side management plans. The City maintains that it must wait until its IRP process is complete. The City's IRP simulations that were scheduled to be available for public review and inspection on November 17, 1995, will not be available until late February. As a result, the City maintains that it is unable to file a DSM plan on February 1, 1996, that has been approved by the Tallahassee City Commission. The City has provided a calendar reflecting mandatory steps and the anticipated time needed to file a Tallahassee City Commission approved DSM plan.

In the interim, the City proposes to provide a summary of its basecase Integrated Resource Plan to the Commission on February 15, 1996. The City argues that this extension of time will provide an adequate amount of time in which to prepare its DSM plan.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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Based on the foregoing, it is therefore

ORDERED by Commissioner Joe Garcia, as Prehearing Officer, that the City of Tallahassee's Demand-Side Management Plan shall be filed no later than March 1, 1996. It is further

ORDERED that the City of Tallahassee will provide a summary of its basecase Integrated Resource Plan to the Commission on February 15, 1996. It is further

ORDERED that this docket shall remain open pending consideration by the Commission.

By ORDER of Commissioner Joe Garcia, as Prehearing Officer, this 12th day of January, 1996.


JOE GARCIA, 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

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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 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.