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FILE COPY

September 27, 1996

HAND DELIVERY

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Prudency Review to Determine Regulatory
Treatment of Tampa Electric Company's
Polk Unit; FPSC Docket No. 960409-EI

Dear Ms. Bayo:

Enclosed for filing in the above docket on behalf of the Office of Public Counsel, Florida Industrial Power Users Group and Tampa Electric Company are the original and fifteen (15) copies of a Stipulation amending the Stipulation that was filed on September 25, 1996 in this docket.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same to this writer.

Thank you for your assistance in connection with this matter.

Sincerely,


James D. Beasley

- ACK _____
- NFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- SAO _____
- LEG 1 _____
- LIN 5 _____
- OPC _____
- RCH _____
- SEC 1 _____
- WAS _____
- OTH _____

JDB/pp
Enclosures

cc: All Parties of Record (w/encls.)

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

10431 SEP 27 96

FPSC-RECORDS/REPORTING

ORIGINAL
FILE COPY

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 960409-EI
FILED: 9/27/96

In re: Prudency Review to Determine
Regulatory Treatment of Tampa Electric
Company's Polk Unit.

STIPULATION

The Office of Public Counsel ("OPC"), Florida Industrial Power Users Group ("FIPUG") and Tampa Electric Company ("Tampa Electric" or "the company"), (collectively referred to as the "parties"), enter into this amendment to the stipulation which was filed on September 25, 1996 (the "second stipulation") in the above-styled docket. The parties have agreed as follows:

1. Paragraph 5F of the Second Stipulation is hereby amended to add the following sentence: The Parties agree that if Tampa Electric makes an off-system sale priced based on the unit incremental fuel cost of the Polk IGCC Unit, the Commission shall not be precluded from determining the appropriate separation treatment of the Polk IGCC Unit for that specific sale.
2. The Second Stipulation is hereby ratified except as specifically modified herein.

IN WITNESS WHEREOF, this Amendment to the Second Stipulation has been executed on the 27th day of September, 1996 by the undersigned counsel of record for the Parties hereto and/or by the Parties themselves in counter parts each of which shall be deemed an original.

DOCUMENT NUMBER-DATE
10431 SEP 27 96
FPSC-RECORDS/REPORTING

CERTIFICATE OF SERVICE

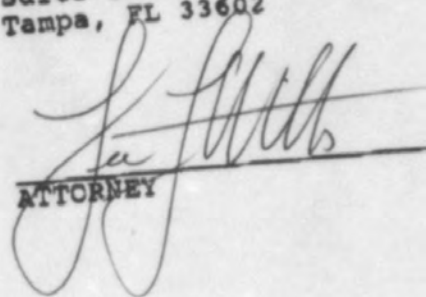
I HEREBY CERTIFY that a true copy of the foregoing Amendment to Second Stipulation has been furnished by U. S. Mail or hand delivery (*) on this 27th day of September, 1996 to the following:

Mr. Robert V. Elias*
Staff Counsel
Division of Legal Services
Florida Public Service
Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

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ATTORNEY