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January 26, 1999

VIA HAND DELIVERY

Blanca S. Bayo, Director  
Florida Public Service Commission  
Division of Records and Reporting  
Gunter Building  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0870

Re: Docket No. 990037-EI

Dear Ms. Bayo:

Enclosed for filing and distribution are the original and fifteen copies of the Florida Industrial Power Users Group's Petition to Intervene in the above docket.

Please acknowledge receipt of the above on the extra copy enclosed herein and return it to me. Thank you for your assistance.

Sincerely,

ACK Willie Gndm Kaufman

AFA Vicki Gordon Kaufman

APP VGK/pw

CAF Encs.

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*Done 1/29/99*

[Signature]  
FPC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

01056 JAN 26 99

FPC-BUREAU OF RECORDS

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition of Tampa Electric )  
Company to Close Rate Schedules IS-3 )  
and IST-3. )  
\_\_\_\_\_ )

Docket No. 990037-EI

Filed: January 26, 1999

THE FLORIDA INDUSTRIAL POWER USERS GROUP'S  
PETITION TO INTERVENE

The Florida Industrial Power Users Group (FIPUG) hereby petitions to intervene in the above docket. As grounds therefor, FIPUG states:

- 1. All notices, orders and correspondence should be sent to the following:

John W. McWhirter, Jr.  
McWhirter, Reeves, McGlothlin,  
Davidson, Decker, Kaufman,  
Arnold & Steen, P.A.  
Post Office Box 3350  
Tampa, Florida 33601

Joseph A. McGlothlin  
Vicki Gordon Kaufman  
McWhirter, Reeves, McGlothlin,  
Davidson, Decker, Kaufman  
Arnold & Steen, P.A.  
117 South Gadsden Street  
Tallahassee, Florida 32301

- 2. In this docket, Tampa Electric Company (TECo) has petitioned the Commission to close TECo's IS-3 and IST-3 rates and to modify its SB1-3 rate. TECo alleges that the IS-3 and IST-3 rates are no longer cost-effective.

- 3. As consumers of large amounts of electricity, FIPUG has a substantial interest in this docket. Some FIPUG members are currently on the IS-3 and IST-3 rates and may seek to increase their loads on those rates. Other FIPUG members may seek service under those rates in the future.

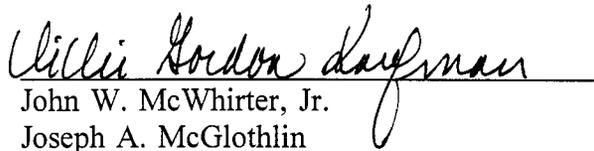
- 4. FIPUG's interests will be substantially affected by any action the Commission takes in this docket.

- 5. FIPUG disputes TECo's assertion that the IS-3 and IST-3 rates are no longer cost-

effective and further disputes TECo's contention that these rates should be closed. Interruptible rates offer many benefits which TECo has not taken into consideration.

6. TECo's tariff filing should be suspended to give affected parties the opportunity to challenge TECo's assertions.

**WHEREFORE**, FIPUG requests that the Commission suspend TECo's tariff filing and grant FIPUG's petition to intervene and accord it full party status in this docket.

  
\_\_\_\_\_

John W. McWhirter, Jr.  
Joseph A. McGlothlin  
Vicki Gordon Kaufman  
McWhirter, Reeves, McGlothlin,  
Davidson, Decker, Kaufman,  
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400 North Tampa Street  
Suite 2450 (33602-5126)  
Post Office Box 3350  
Tampa, Florida 33601-3350  
Telephone: (813) 224-0866

Attorneys for the Florida Industrial  
Power Users Group

CERTIFICATE OF SERVICE

**I HEREBY CERTIFY** that a true and correct copy of **FIPUG's** foregoing **Petition to Intervene** has been furnished by hand delivery (\*) or by U.S. Mail to the following parties of record this **26th** day of **January, 1999**:

Robert V. Elias\*  
Florida Public Service Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Gunter Building, Room 370N  
Tallahassee, Florida 32399-0850

James Beasley  
Ausley & McMullen  
227 South Calhoun Street (32301)  
Post Office Box 391  
Tallahassee, Florida 32302

  
Vicki Gordon Kaufman