

IN RE: Fuel and purchase power)
cost recovery clause and generating)
performance incentive factor)

DOCKET NOS. 990001-EI; 990007-EI

FILED: October 8, 1999

IN RE: Environmental Cost)
Cost Recovery Clause)

**FLORIDA INDUSTRIAL POWER USERS GROUP'S
MOTION FOR EXTENSION OF TIME**

The Florida Industrial Power Users Group (FIPUG) hereby files this Motion for Extension of Time in which to pre-file its Intervenor testimony until October 18, 1999. In support of this request, FIPUG states:

1. By the Order Establishing Procedure entered in this Docket on April 20, 1999, the date of October 11, 1999 was established for the filing of Intervenor testimony. In the Order Establishing Procedure, the additional dates relating to the Docket were set forth, including the hearing dates of November 22 through November 24, 1999.

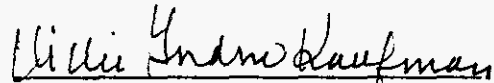
2. The utilities' testimony was due on October 4. However, since it was served by mail, FIPUG did not receive an entire set of all utility testimony until the afternoon of October 5, giving FIPUG any four business days to prepare its responsive testimony.

3. Given the length of the utility testimony and the numerous issues addressed, this short period of time is simply insufficient to permit FIPUG to prepare its responsive testimony. Even with an extension until October 18, FIPUG will only be able to generally identify the issues which the Commission should further consider. Further, because much of the utility information has been asserted to be confidential, it becomes especially difficult for FIPUG to conduct its analysis. Finally, it is FIPUG's position that the timeframe for filing Intervenor testimony of only four business days

is a violation of FIPUG's due process rights.

4. FIPUG has contacted the parties in regard to this Motion and is authorized to represent that Florida Power Corporation has no objection and Gulf Power has no objection (so long as it receives the same extension, which FIPUG opposes.) FIPUG received no response from Florida Power & Light. Tampa Electric Company opposes the motion.

WHEREFORE, for the reasons set forth herein, FIPUG requests an extension of time up to and including October 18 for the filing of its Intervenor testimony in this Docket.



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CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing Motion for Extension of Time has been furnished by *hand delivery, or U.S. Mail this 8th day of October, 1999, to the following:

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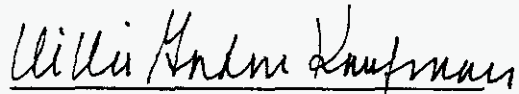
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