

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
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DIVISION OF APPEALS  
DAVID SMITH  
DIRECTOR  
(850) 413-6245

Public Service Commission

June 19, 2000

HAND DELIVER

Mr. Carroll Webb  
Joint Administrative Procedures  
Committee  
Room 120 Holland Building  
Tallahassee, Florida 32399-1300

Re: Docket No. 000533-PU - Proposed Repeal of Rule 25-22.036(3), F.A.C., Initiation of Formal Proceedings

Dear Mr. Webb:

The Commission has approved the repeal of Rule 25-22.036(3), without changes.

We plan to file the rule for adoption on June 27, 2000.

Sincerely,

Mary Anne Helton  
Associate General Counsel

- APP \_\_\_\_\_
  - CAF \_\_\_\_\_
  - CMP \_\_\_\_\_
  - COM \_\_\_\_\_
  - CTR \_\_\_\_\_
  - ECR \_\_\_\_\_
  - LEG \_\_\_\_\_
  - OPC \_\_\_\_\_
  - PAI \_\_\_\_\_
  - RGO \_\_\_\_\_
  - SEC \_\_\_\_\_
  - SER \_\_\_\_\_
  - OTH \_\_\_\_\_
- ADT22036.MAH  
Enclosure  
cc: Division of Records & Reporting

DOCUMENT NUMBER-DATE

07460 JUN 198

FPSC-RECORDS/REPORTING

1 25-22.036 Initiation of Formal Proceedings.

2 (1) Application. An application is appropriate when a person  
3 seeks authority from the Commission to engage in an activity  
4 subject to Commission jurisdiction.

5 (2) Complaints. A complaint is appropriate when a person  
6 complains of an act or omission by a person subject to Commission  
7 jurisdiction which affects the complainant's substantial interests  
8 and which is in violation of a statute enforced by the Commission,  
9 or of any Commission rule or order.

10 ~~(3) Orders and Notices. Upon its own motion, the Commission~~  
11 ~~may issue an order or notice initiating a proceeding. Such order~~  
12 ~~or notice shall be served upon all persons named therein. The~~  
13 ~~Commission may also transmit notice of its action to other persons~~  
14 ~~requesting such notice, and may publish such notice in appropriate~~  
15 ~~newspapers of general circulation and the Florida Administrative~~  
16 ~~Weekly.~~

17 (3)(4) Form and Content.

18 (a) Application. An application shall be governed by the  
19 statute or rules applicable to applications for authority. In the  
20 absence of a specific form and content, the application shall  
21 conform to this rule.

22 (b) Complaint. Each complaint, in addition to the  
23 requirements of paragraph (a) above shall also contain:

- 24 1. The rule, order, or statute that has been violated;

25  
CODING: Words underlined are additions; words in ~~struck~~  
~~through~~ type are deletions from existing law.

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2. The actions that constitute the violation;
3. The name and address of the person against whom the complaint is lodged;
4. The specific relief requested, including any penalty sought.

Specific Authority: 350.01(7), 350.127(2), F.S.

Law Implemented: 120.569, 120.57, 350.123, 364.035, 364.05, 364.057, 364.058, 364.335, 364.337, 366.04, 366.06, 366.071, 366.076, 366.8255, 367.031, 367.045, 367.071, 367.081, 367.0814, 367.0817, 367.082, 367.0822, 367.091, 367.101, 367.171, F.S.

History--New 12-21-81, Formerly 25-22.36, Amended 05-03-99,\_\_\_\_\_.

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