

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Calculation of gains and appropriate regulatory treatment for non-separated wholesale energy sales by investor-owned electric utilities.

DOCKET NO. 010283-EI
ORDER NO. PSC-01-0859-PCO-EI
ISSUED: April 3, 2001

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By petition dated March 14, 2001, Florida Industrial Power Users Group ("FIPUG") has requested permission to intervene in this proceeding. In its petition, FIPUG states that it is an organization of large industrial consumers for which electricity represents a large variable cost. FIPUG asserts that because its members will bear the cost of any incentives permitted in this docket and the differential between wholesale and retail power costs, they have a substantial interest in the Commission's actions in this docket. Further, FIPUG notes that this docket includes consideration of FIPUG's protest of Order No. PSC-00-1744-PAA-EI.

Having reviewed the petition, it appears that FIPUG's substantial interests may be affected by this proceeding. There has been no response filed in opposition to this request. Therefore, the petition shall be granted.

Therefore, it is

ORDERED by the Florida Public Service Commission that the Florida Industrial Power Users Group's Petition to Intervene is granted. It is further

ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents which may hereinafter be filed in this proceeding, to:

DOCUMENT NUMBER-DATE

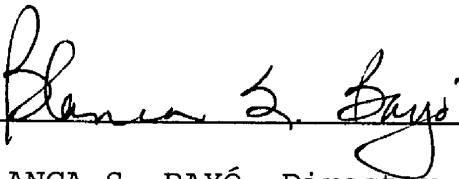
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FPSC-RECORDS/REPORTING

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The Florida Industrial Power Users Group
c/o John W. McWhirter, Jr.
McWhirter, Reeves, McGlothlin, Davidson,
Decker, Kaufman, Arnold & Steen, P.S.
400 North Tampa Street, Suite 2450
Tampa, Florida 33602

By ORDER of the Florida Public Service Commission, this 3rd
day of April, 2001.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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.

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Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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 25-22.0376, 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 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.