

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Gulf Power Company for approval of purchased power arrangement regarding Smith Unit 3 for cost recovery through recovery clauses dealing with purchased capacity and purchased energy.

DOCKET NO. 010827-EI  
ORDER NO. PSC-01-1587-PCO-EI  
ISSUED: July 31, 2001

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By petition, dated July 13, 2001, the Florida Industrial Power Users Group (FIPUG), requests permission to intervene in this proceeding. FIPUG is a group of industrial customers, some of whom take service from Gulf Power Company (Gulf). In its petition, FIPUG states that electricity represents one of the largest variable costs for its members. Therefore, FIPUG alleges its members will be substantially affected by any action the Commission takes in this docket.

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. Pursuant to Rule 25-22.039, Florida Administrative Code, FIPUG takes the case as it finds it.

Therefore, it is

ORDERED by the Florida Public Service Commission that the Florida Industrial Power Users Group's Petition to Intervene is hereby 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

09309 JUL 31 5

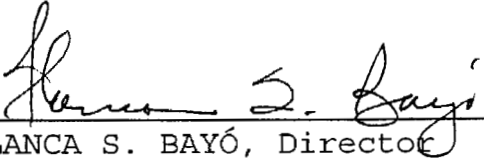
FPSO-COMMISSION CLERK

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Joseph A. McGlothlin  
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117 South Gadsden  
Tallahassee, Florida 32301

By ORDER of the Florida Public Service Commission this 31st  
Day of July, 2001.

  
\_\_\_\_\_  
BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

( S E A L )

MKS

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 the Commission Clerk and Administrative Services, 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.