



Public Service Commission
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TALLAHASSEE, FLORIDA 32399-0850

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COMMISSION CLERK

DATE: AUGUST 22, 2002

TO: DIRECTOR, DIVISION OF THE COMMISSION CLERK & ADMINISTRATIVE SERVICES (BAYO)

FROM: DIVISION OF ECONOMIC REGULATION (HAFF, MUNROE, SPRINGER) OFFICE OF THE GENERAL COUNSEL (JAEGER)

Handwritten initials and signatures: MHA, 723, (MHA), RS, 305, [Signature]

RE: DOCKET NO. 020725-EQ - PETITION OF TAMPA ELECTRIC COMPANY FOR APPROVAL OF NEW STANDARD OFFER CONTRACT FOR QUALIFYING COGENERATION AND SMALL POWER PRODUCTION FACILITIES, AND FOR WAIVER REQUIREMENT IN RULE 25-17.0832 (4) (E) 7, F.A.C., THAT STANDARD OFFER CONTRACTS HAVE A TEN-YEAR TERM.

AGENDA: 09/03/2002 - REGULAR AGENDA - TARIFF FILING - INTERESTED PERSONS MAY PARTICIPATE

CRITICAL DATES: 60-DAY SUSPENSION DATE: SEPTEMBER 13, 2002

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\ECR\WP\020725.RCM

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission suspend Tampa Electric Company's (TECO) proposed tariff revisions which were filed as part of TECO's petition for approval of its new Standard Offer Contract?

RECOMMENDATION: Yes. The Commission should suspend TECO's proposed Standard Offer Contract tariff revisions. (Haff, Munroe, Springer)

STAFF ANALYSIS: Pursuant to Rule 25-17.0832, Florida Administrative Code, TECO filed a petition on July 15, 2002 for approval of a new Standard Offer Contract and tariffs. Staff is recommending that the tariffs be suspended to allow sufficient time to review the petition.

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Pursuant to Section 366.06(3), Florida Statutes, the Commission may withhold consent to the operation of all or any portion of a new rate schedule, delivering to the utility requesting such increase, within 60 days, a reason or written statement of good cause for doing so. Staff believes that the reason stated above is good cause, consistent with the requirement of Section 366.06(3), Florida Statutes.

ISSUE 2: Should this docket be closed?

RECOMMENDATION: No. The docket should remain open pending a final decision on the petition. (Jaeger)

STAFF ANALYSIS: The docket should remain open pending a final decision on the petition.