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PLEASE REPLY TO:

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TALLAHASSEE OFFICE:
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(850) 222-2525
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October 24, 2002

VIA HAND DELIVERY

Blanca S. Bayo, Director
Division of Records and Reporting
Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida 32399-0870

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COMMISSION
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Re: Docket No.: 020898-EQ

Dear Ms. Bayo:

On behalf of Cargill Fertilizer, Inc. (Cargill), enclosed for filing and distribution are the original and 15 copies of the following:

- ▶ Cargill Fertilizer, Inc.'s Response to Tampa Electric Company's Motion to Hold Procedural Schedule in Abeyance.

Please acknowledge receipt of the above on the extra copy of each and return the stamped copy to me. Thank you for your assistance.

Sincerely,

Vicki Gordon Kaufman

Vicki Gordon Kaufman

VGK/bae
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MCWHIRTER, REEVES, MCGLOTHLIN, DAVIDSON, DECKER, KAUFMAN & ARNOLD, P.A.

DOCUMENT NUMBER-DATE
11665 OCT 24 02
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Cargill Fertilizer, Inc.
for permanent approval of self-service
wheeling to, from, and between points
within Tampa Electric Company's
service area.

Docket No. 020898-EQ

Filed: October 24, 2002

**CARGILL FERTILIZER, INC.'S
RESPONSE TO TAMPA ELECTRIC COMPANY'S
MOTION TO HOLD PROCEDURAL SCHEDULE IN ABEYANCE**

Cargill Fertilizer, Inc. (Cargill), pursuant to rule 28-106.204, Florida Administrative Code, files this Response to Tampa Electric Company's (TECo) Motion to Abate the Procedural Schedule.

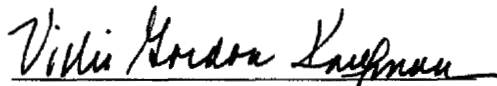
1. Cargill has no objection to extending all currently scheduled procedural dates by 120 days from the date the motion is approved. TECo agrees that during the suspension of procedural dates, the self-service wheeling (SSW) program will remain in place pursuant to Commission Order No. PSC-02-1451-PCO-EQ.

2. TECo declines to mediate a resolution of this proceeding¹ until the Federal Energy Regulatory Commission (FERC) acts upon TECo's request to restrict the ancillary and services provisions of its Open Access Transmission Tariff on file with FERC. The restrictions are to ensure that Cargill receives back-up service only from TECo. Cargill will support TECo's request in this regard, although its support should not be construed to be a concession that the Florida Commission lacks authority to compel retail SSW. As Cargill stated in correspondence to Staff member, Michael Haff, it is this Commission that has statutory authority over retail SSW and that jurisdiction has not been ceded to the FERC.

¹ Cargill requested mediation of this matter on October 9th and again on October 16th.

3. Cargill respectfully suggests that should FERC act upon TECo's tariff amendment before the conclusion of the 120-day procedural abatement that the parties be authorized to proceed with mediation to resolve the disputed issues in this matter.

4. Further, to the extent it becomes necessary to reschedule the hearing in this matter, Cargill requests that such rescheduling provide sufficient time for Cargill to receive and review all responses to discovery served on TECo.² Cargill further respectfully requests that it be protected against any hearing date during the first three weeks in June 2003 as Cargill's counsel has conflicting commitments during that time period.



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Attorneys for Cargill Fertilizer, Inc.

² Cargill currently has pending discovery as well as a motion requesting that such discovery be expedited.

CERTIFICATE OF SERVICE

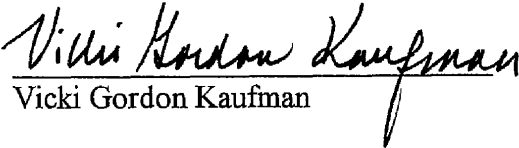
I HERBY CERTIFY that a true and correct copy of the foregoing Cargill Fertilizer, Inc.'s Response to Tampa Electric Company's Motion to Hold Procedural Schedule in Abeyance has been furnished by (*) hand delivery or U.S. Mail on this 24th day of October, 2002 to the following:

(*) Rosanne Gervasi
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399

(*) Michael Haff
Florida Public Service Commission
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Gunter Building
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Harry W. Long, Jr.
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