

JAMES E. "JIM" KING, JR.
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JOHNNIE BYRD
Speaker



January 20, 2005

Ms. Blanca S. Bayó, Director
Division of the Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0870

RE: Progress Energy Florida, Inc.'s petition for approval of storm cost recovery clause for extraordinary expenditures related to Hurricanes Charley, Frances, Jeanne, and Ivan – FPSC Docket No. 041272-EI

Dear Ms. Bayó:

Enclosed for filing in the above-referenced docket are the original and fifteen copies of the Office of Public Counsel's Motion for Extension of Time to File Testimony in the above referenced docket.

Please indicate the time and date of receipt on the enclosed duplicate of this letter and return it to our office.

Sincerely,

A handwritten signature in black ink, appearing to read "Patricia A. Christensen".

Patricia A. Christensen
Associate Public Counsel

PC/pwd
Enclosures

DOCUMENT NUMBER-DATE
00696 JAN 20 05
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of storm cost recovery clause for recovery of extraordinary expenditures related to Hurricanes Charley, Frances, Jeanne, and Ivan, by Progress Energy Florida, Inc.

Docket No. 041272-EI
Filed: January 20, 2005

MOTION FOR EXTENSION OF TIME TO FILE TESTIMONY

The Citizens of the State of Florida ("Citizens"), by and through the undersigned attorney, the Office of Public Counsel, hereby files Citizens' Motion for Extension of Time to File Testimony, and as grounds for said Motion states as follows:

1. On November 18, 2004, the Commission issued Order No. PSC-04-1151-PCO-EI, Order Establishing Procedure, that set out the testimony filing dates for this proceeding. Currently, Intervenor testimony and exhibits are due to be filed on Tuesday, January 25, 2005.

2. Due to conflicts limiting the availability of Progress Energy Florida, Inc.'s (Progress) witnesses and the expedited nature of these proceedings, the depositions of Progresses' witnesses have been scheduled for January 24, 2005, one day before Intervenor testimony is due. Citizens would be disadvantaged without an extension of time for filing Intervenor testimony because Citizens would be unable to utilize the information from the depositions in Citizens' testimony.

3. On January 19, 2005, the parties met to discuss the identification of the issues in this proceeding. At this meeting, Citizens' intent to seek an extension of time for filing testimony was discussed. Progress, Commission staff, Florida Industrial Power Users Group (FIPUG), Mr. Twomey and Citizens agreed to the extension of the filing dates for a period of approximately one week provided that the dates for all remaining testimonies were also extended. Citizens suggest the following dates be used:

- | | |
|--|-------------------|
| 1) Intervenor testimony and exhibits (all) | January 31, 2005 |
| 2) Staff testimony and exhibits (if any) | February 14, 2005 |
| 3) Rebuttal testimony and exhibits (all) | February 28, 2005 |

The proposed testimony dates above would extend the current filing dates by six calendar days for each of the testimony deadlines.

4) Should the testimony dates be extended as agreed to by the parties, none of the parties would be prejudiced by the granting of the extension of time for filing all the remaining testimonies.

WHEREFORE, the Citizens of the State of Florida, respectfully requests that the Commission grant the Motion for Extension of Time for Filing Testimony and enter an Order consistent with the dates set forth in the body of the Motion.

Respectfully submitted,



Patricia A. Christensen
Associate Public Counsel
Florida Bar No. 0989789

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c/o The Florida Legislature
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(850) 488-9330

Attorney for Florida's Citizens

**CERTIFICATE OF SERVICE
DOCKET NO. 041272-EI**

I HEREBY CERTIFY that a copy of the foregoing Motion for Extension of Time to File Testimony has been furnished by U.S. Mail or hand-delivery to the following parties on this 20th day of January, 2005.

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Jennifer Rodan, Esquire
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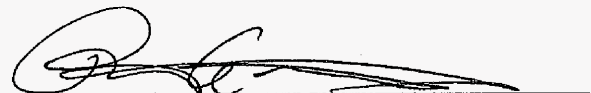
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