

REQUEST FOR CHANGE TO AGENDA CONFERENCE
HAND DELIVER

ORIGINAL

Date of Request: 5/20/2005 Date of Agenda Conference: 5/31/2005 Item No. 15

Docket No.: 050060-EI Brief Title: Progress Energy Outage Exclusion Request

Requested by: Staff Other Progress Energy
(Name)

Please attach a copy of the written documentation filed (IF OTHER)

STAFF's Recommendation to Executive Suite (IF OTHER) Approve Request Deny Request

ACTION REQUESTED [see APM 2.11]

Defer Item to Agenda Scheduled Date: 6/14/2005

Change Order of Item or Take Up at Time Certain

Withdraw Item (not expected to return to Agenda)

Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) **A copy of the front page of the recommendation must be provided to CCA by 12 noon on the regular filing date for use as a place-holder during agenda preparation.**

MP
OM

Add Item to Published Agenda [see Section 120.525(2), F.S.] – Issue an ADDENDUM and give Legal NOTICE

Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] – Issue an ADDENDUM and Give Fair NOTICE

Concise explanation, justification or comments (attach additional sheet if necessary):

CL
IPC
IMS
ICA
ICR
EC

As indicated on the attached letter, Progress Energy has requested that Item 15 on the May 31, 2005, Agenda be deferred to allow it "an opportunity to evaluate the effect on its pending request of several related recent developments . . ." Progress states that "the outcome of its evaluation has the potential to facilitate the orderly and efficient disposition of this proceeding." Because there is no critical date associated with this item and no pressing need to have it resolved at this time, staff supports the company's request.

JTH Bayo, Thompson, Wang

Signature (Technical Staff): James E. Bayo

Initials (Division Director or Designee): JTB

Signature (Legal Staff): W. Keefe

Initials (General Counsel or Designee): TRON

EXECUTIVE DIRECTOR:

Recommendation to the Chairman's Office

Approve Request Deny Request

Initials: MAB

Date: 5/24/05

Comments:

CHAIRMAN's OFFICE:

Approve Request Deny Request

Initials: BBW

Date: 5/24/05

Executive Suite will send the original to the Division of Commission Clerk & Administrative Services and return copy to the requesting staff after the Chairman's Office takes action on this request. Requesting staff should distribute copies to the Division Directors (OPR & OCR) and Attorney assigned to the docket.

DOCUMENT NUMBER - DATE

15051 MAY 24 05



JAMES A. MCGEE
ASSOCIATE GENERAL COUNSEL
PROGRESS ENERGY SERVICE COMPANY, LLC

May 20, 2005

VIA ELECTRONIC MAIL TRANSMITTAL

Wm. Cochran Keating IV, Esquire
Office of General Counsel
Economic Regulation Section
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 050060-EI; Progress Energy Florida's Request
to Exclude December 26, 2004 Outage Event.

Dear Mr. Keating:

The Commission is currently scheduled to consider the subject outage exclusion request at its May 31, 2005 Agenda Conference. By this letter, Progress Energy respectfully asks that this matter be deferred to a subsequent Agenda Conference. This deferral will provide the Company an opportunity to evaluate the effect on its pending request of several related recent developments, including the comments and concerns discussed at Staff's May 18th meeting with the utilities and interested parties regarding the Commission's outage exclusion rule. Progress Energy believes the outcome of its evaluation has the potential to facilitate the orderly and efficient disposition of this proceeding.

Progress Energy understands it is Staff's desire to schedule the Company's pending request in tandem with the outage exclusion request of Tampa Electric Company in Docket No. 050058-EI regarding the same December 26, 2004 outage event. I have therefore discussed Progress Energy's deferral request with counsel for Tampa Electric and have been authorized to represent that his client concurs with the deferral of its pending request as well. It is the intention of Progress Energy and Tampa Electric to use the deferral period in order to meet with the other investor-owned utilities for the purpose of addressing the issues discussed at Staff's May 18th meeting.

Wm. Cochran Keating, IV, Esquire

May 20, 2005

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Your efforts to see that this deferral request is presented to and coordinated with the appropriate senior Staff and the Chairman's office will be greatly appreciated. Please feel free to contact me if you should have any questions regarding this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "James A. McGee". The signature is fluid and cursive, with a long horizontal stroke at the end.

James A. McGee

JAM/scc

cc: James D. Beasley, Esquire
Mr. Robert Trapp
Mr. William McNulty