

REQUEST FOR CHANGE TO AGENDA CONFERENCE
HAND DELIVER

ORIGINAL

Date of Request: 7/19/2005 Date of Agenda Conference: 7/19/2005 Item No. 6

Docket No.: 050045-E1 Brief Title: FPL Rate Case

Requested by: Staff Other South Florida Hospital & Healthcare Assn
(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: 8/2/2005
- Change Order of Item or Take Up at Time Certain
- Withdraw Item (not expected to return to Agenda)

RECEIVED - FPSC
JUL 19 AM 8:20
COMMISSION CLERK

- 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.
- 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):

Item 6 on the July 19, 2005, Agenda Conference addresses separate petitions filed by the Florida Retail Federation (FRF) and the South Florida Hospital and Healthcare Association (SFHHA) to conduct rate cases for FPL. On June 23, 2005, staff filed a recommendation to deny both petitions. At the request of both parties, staff's recommendation was deferred from the July 5 agenda to the July 19 agenda. On July 15, FRF withdrew its petition. On July 18, SFHHA requested a two week deferral of Item 6 to determine what action it will take in light of FRF's withdrawal. There are no time deadlines governing this item. Staff recommends that SFHHA's request for deferral be granted because it may ultimately eliminate the need to address SFHHA's pending petition.

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FLYNN
WANG
THOMPSON

Signature (Technical Staff): Mark Weller

Initials (Division Director or Designee): TJG

Signature (Legal Staff): Wick

Initials (General Counsel or Designee): RBR

EXECUTIVE DIRECTOR:

Recommendation to the Chairman's Office
Initials: CA

Approve Request Deny Request
Date: 7/19/05

Comments:

CHAIRMAN's OFFICE:

Initials: BB

Approve Request Deny Request
Date: 7-19-05

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

06854 JUL 19 05

July 18, 2005

VIA ELECTRONIC MAIL

Commissioner Braulio L. Baez, Chairman
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: *Request for Deferral of Agenda Item 6 from the July 19, 2005 Agenda Conference*

Dear Chairman Baez:

On behalf of the South Florida Hospital and Healthcare Association ("SFHHA"), I am requesting that you defer the Commission's consideration of Item 6 (Docket Nos. 050045-EI and 050188-EI) from the Commission's agenda conference from next Tuesday, July 19, until the Commission's agenda conference on Tuesday, August 2. This is the second request for deferral of the Commission's consideration of this item. I am making make this second request because SFHHA is still considering alternatives that may moot its pending petition to conduct a general rate case and associated request for a hearing, which is the subject of your Staff's recommendation in Docket No. 050045-EI. The purpose of the requested deferral is to allow us two weeks' additional time to further evaluate alternatives, as well as the implications of the Florida Retail Federation's recent notice voluntarily dismissing its similar request for a hearing. SFHHA believes that an additional two week deferral may eliminate the need for the Commission to spend its time addressing the pending petition and request unnecessarily.

Thank you very much for your consideration. If you have any questions, please give me a call at (202) 662-2715.

Respectfully submitted,

/s/ Kenneth L. Wiseman
Kenneth L. Wiseman
Counsel for the South Florida
Hospital and Healthcare Association

cc: Commissioner J. Terry Deason
Commissioner Rudolph "Rudy" Bradley
Commissioner Lisa Polak Edgar
Richard Melson, Esquire, General Counsel
W. Cochran Keating, Esquire, Senior Attorney
Blanca S. Bayo, Commission Clerk and Director of
Administrative Services

ALL PARTIES OF RECORD IN DOCKET NO. 050045-EI AND
DOCKET NO. 050188-EI