

**REQUEST FOR CHANGE TO AGENDA CONFERENCE
HAND DELIVER**

Date of Request: 2/18/2009 Date of Agenda Conference: 3/3/2009 Item No. _____

Docket No.: 090079-EI Brief Title: PEF petition for rate increase

Requested by: Staff Other _____ Bennett, Brown
(Name)

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

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

RECEIVED-FPSC
09 FEB 19 AM 9:29
COMMISSION
CLERK

ACTION REQUESTED [see APM 2.11]

- Defer Item to Agenda Scheduled Date: _____
- 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 the Commission Clerk 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):

Legal staff requests an extension of time until 3:00 Monday, February 23, 2009, to file its recommendation addressing PEF's emergency petition for waiver of the 60 day notice requirement in Rule 25-6.140, F.A.C., which was filed February 12, 2009. Intervenors OPC and the Attorney General filed an response to the petition on Monday, February 16, 2009. Staff is researching the legal requirements for emergency rule waiver petitions.

COM | | | | | | | | | |
ECR | | | | | | | | | |
GCL | | | | | | | | | |
OPC | | | | | | | | | |
RCP | | | | | | | | | |
SSC | | | | | | | | | |
SGA | | | | | | | | | |
ADM | | | | | | | | | |
CLK | | | | | | | | | |
Wandy
Pyrus
Macelo
Williams

Signature (Technical Staff): John Slubawicz

Initials (Division Director or Designee): [Signature]

Signature (Legal Staff): Lisa Bennett

Initials (General Counsel or Designee): BT

EXECUTIVE DIRECTOR:

Recommendation to the Chairman's Office
Initials: MAB
Comments:

Approve Request Deny Request
Date: 2/18/09

CHAIRMAN'S OFFICE:

Initials: [Signature]

Approve Request Deny Request
Date: 2/19/09

Executive Suite will send the original to the Office of Commission Clerk 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.

01381 FEB 19 8