

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for increase in rates by Progress
Energy Florida.

DOCKET NO. 090079-EI
ORDER NO. PSC-09-0122-PCO-EI
ISSUED: March 2, 2009

ORDER GRANTING INTERVENTION

By petition, filed February 12, 2009, Bill McCollum, Attorney General, State of Florida has requested permission to intervene in this proceeding. No parties have responded to the petition within the time provided for in Rule No. 28-106.204(1), Florida Administrative Code. The Attorney General, acting in his proprietary capacity on behalf of the State of Florida, has a substantial interest in the pending proceeding. See the majority opinion expressed in State ex rel. Shevin v. Yarborough, 257 So. 2d 891 (Fla. 1972). Having considered the petition, I find that it should be granted.

Therefore, it is,

ORDERED by Commissioner Nathan A. Skop, as Prehearing Officer, that the petition to intervene filed by Bill McCollum, Attorney General of the State of Florida, is hereby granted . It is further

ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents which may hereinafter be filed in this proceeding to:

Bill McCollum, Attorney General
Cecilia Bradley, Sr. Asst. Attorney General
Office of the Attorney General
The Capitol – PL01
Tallahassee, Florida 32399-1050
Phone: (850) 414-3300
Fax: (850) 488-4872

DOCUMENT NUMBER-DATE

01660 MAR-28

FPSC-COMMISSION CLERK

By ORDER of Commissioner Nathan A. Skop, as Prehearing Officer, this 2nd day of March, 2009.



NATHAN A. SKOP
Commissioner and Prehearing Officer

(S E A L)

JEH

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.