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**Public Service Commission**

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COMMISSION  
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070231-E1  
4/6/2010  
Agenda-Item #11

City of South Daytona (08)  
Joseph W. Yarbrough  
P.O. Box 214960  
South Daytona FL 32121



# FLORIDA PUBLIC SERVICE COMMISSION

## COMMISSION CONFERENCE AGENDA

**CONFERENCE DATE AND TIME:** Tuesday, April 6, 2010, 9:30 a.m.

**LOCATION:** Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148

**DATE ISSUED:** March 26, 2010

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### NOTICE

Persons affected by Commission action on certain items on this agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at this conference. These items are designated by double asterisks (\*\*) next to the agenda item number.

To participate informally, affected persons need only appear at the agenda conference and request the opportunity to address the Commission on an item listed on agenda. Informal participation is not permitted: (1) on dispositive motions and motions for reconsideration; (2) when a recommended order is taken up by the Commission; (3) in a rulemaking proceeding after the record has been closed; or (4) when the Commission considers a post-hearing recommendation on the merits of a case after the close of the record. The Commission allows informal participation at its discretion in certain types of cases (such as declaratory statements and interim rate orders) in which an order is issued based on a given set of facts without hearing.

See Rule 25-22.0021, F.A.C., concerning Agenda Conference participation and Rule 25-22.0022, F.A.C., concerning oral argument.

To obtain a copy of staff's recommendation for any item on this agenda, contact the Office of Commission Clerk at (850) 413-6770. There may be a charge for the copy. The agenda and recommendations are also accessible on the PSC Website, at <http://www.floridapsc.com>, at no charge.

Any person requiring some accommodation at this conference because of a physical impairment should call the Office of Commission Clerk at (850) 413-6770 at least 48 hours before the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD). Assistive Listening Devices are available in the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

Video and audio versions of the conference are available and can be accessed live on the PSC Website on the day of the Conference. The audio version is available through archive storage for up to three months after the conference.

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**ITEM NO.**

**CASE**

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11\*\*

**Docket No. 070231-EI** – Petition for approval of 2007 revisions to underground residential and commercial distribution tariff, by Florida Power & Light Company.

**Docket No. 080244-EI** – Petition for approval of underground conversion tariff revisions, by Florida Power & Light Company.

**Docket No. 080522-EI** – Petition and Complaint of the Municipal Underground Utilities Consortium, the Town of Palm Beach, the Town of Jupiter Inlet Colony, and the City of Coconut Creek for relief from unfair charges and practices of Florida Power & Light Company.

**Critical Date(s):** 07/20/2010 (8-Month Effective Date)

**Commissioners Assigned:** All Commissioners

**Prehearing Officer:** Edgar

**Staff:** ECR: Draper, Kummer

GCL: Saylor, Jaeger

**Issue 1:** Should the Commission approve FPL's proposed settlement agreement in Docket Nos. 070231-EI, 080244-EI, and 080522-EI and associated Tariff Sheet Nos. 6.100, 6.300, and 9.725?

**Recommendation:** Yes, the Commission should approved the proposed settlement agreement and associated tariff sheets. The Commission should also accept the report attached to the petition in this docket as satisfying the reporting requirement of Order No. PSC-09-0755-TRF-EI.

**Issue 2:** Should these dockets be closed?

**Recommendation:** Yes.