

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of revised
underground residential distribution tariffs, by
Progress Energy Florida, Inc. | DOCKET NO. 110293-EI
ORDER NO. PSC-11-0588-PCO-EI
ISSUED: December 21, 2011

The following Commissioners participated in the disposition of this matter:

ART GRAHAM, Chairman
LISA POLAK EDGAR
RONALD A. BRISÉ
EDUARDO E. BALBIS
JULIE I. BROWN

ORDER SUSPENDING UNDERGROUND RESIDENTIAL DISTRIBUTION TARIFFS

BY THE COMMISSION:

On October 14, 2011, Progress Energy Florida (PEF) filed a petition for our approval of a revision to its Underground Residential Distribution (URD) Tariff Sheet Nos. 4.113, 4.114, 4.115, and 4.122, and their associated charges. The URD tariffs apply to new residential developments and represent the additional costs PEF incurs to provide underground distribution service in place of overhead service.

Rule 25-6.078, Florida Administrative Code, requires investor-owned electric utilities (IOU) to file updated URD charges for our approval at least every three years, or sooner if a utility's underground cost differential for the standard low-density subdivision varies from the last approved charge by 10 percent of more.

We have jurisdiction over this matter pursuant to Sections 366.03, 366.04, 366.05, and 366.06, Florida Statutes.

Pursuant to Section 366.06(3), Florida Statutes, we may withhold consent to the operation of all or any portion of a new rate schedule, delivering to the utility requesting such increase a reason or written statement of good cause for doing so within 60 days. Suspension of the URD tariffs to allow staff sufficient time to review the petition and gather all pertinent information in order to present us with an informed recommendation on the tariff proposal is good cause consistent with the requirement of Section 366.03(3), Florida Statutes.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the revised underground residential distribution tariffs requested by Progress Energy Florida are hereby suspended in accordance with section 366.06(3), Florida Statutes. It is further

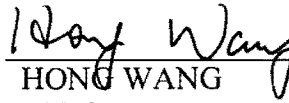
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FPSC-COMMISSION CLERK

ORDERED that this docket shall remain open pending our final decision on the proposed tariff revision.

By ORDER of the Florida Public Service Commission this 21st day of December, 2011.



HONG WANG
Chief Deputy Commission Clerk
Florida Public Service Commission
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Tallahassee, Florida 32399
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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NOTICE OF FURTHER PROCEEDINGS

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.

Any party adversely affected by this order, which is non-final 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. Citizens of the State of Florida v. Mayo, 316

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So.2d 262 (Fla. 1975), states that an order on interim rates is not final or reviewable until a final order is issued. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.