

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: PETITION FOR APPROVAL OF )  
"TAX SAVINGS" REFUND FOR 1989 BY )  
FLORIDA POWER & LIGHT COMPANY. )  
\_\_\_\_\_ )

DOCKET NO. 900478-EI  
ORDER NO. 23349-A  
ISSUED: 9-10-90

NOTICE OF PROPOSED AGENCY ACTION  
AMENDATORY ORDER SPECIFYING REFUND TIMING

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

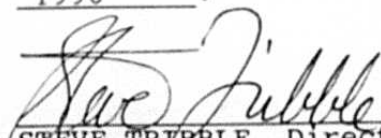
In Order No. 23349, issued on August 13, 1990, we ordered Florida Power & Light Company to refund tax savings of \$39,553,605, plus interest. We rejected the utility's proposal to begin its refund in April, 1991, and indicated that instead, the refund should be made promptly. This Amendatory Order specifies the timing of the refund, which shall be made over the six month period beginning with the first billing cycle in October, 1990.

In consideration of the above, it is

ORDERED by the Florida Public Service Commission that Florida Power & Light Company's 1989 tax savings refund, as ordered in Order No. 23349, shall be made over the six month period beginning with the first billing cycle in October, 1990. It is further

ORDERED that this docket shall remain open.

BY ORDER of the Florida Public Service Commission, this  
10th day of SEPTEMBER, 1990.

  
\_\_\_\_\_  
STEVE TRIBBLE, Director  
Division of Records and  
Reporting

( S E A L )  
(900478.MER)  
MER:bmi

DOCUMENT NUMBER-DATE

08083 SEP 10 1990

SC-RECORDS/REPORTING

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on October 1, 1990.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code, and as reflected in a subsequent order.

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.

If this order becomes final and effective on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the effective date of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of