

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Fuel and Purchased Power ) DOCKET NO. 940001-EI  
Cost Recovery Clause and ) ORDER NO. PSC-94-0214-PCO-EI  
Generating Performance Incentive ) ISSUED: February 23, 1994  
Factor. )  
\_\_\_\_\_ )

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By petition, dated January 18, 1994, United Mine Workers of America (UMWA) has requested permission to intervene in this proceeding. The UMWA was granted intervention in Docket No. 921155-EI on February 8, 1993. (Order No. PSC-93-0189-PCO-EI). Having reviewed UMWA's petition and the responses filed by Gulf Power Company and Florida Power and Light Company, I grant UMWA's petition to intervene but limit the extent of its intervention to the issues related to Docket No. 921155-EI, unless the UMWA can demonstrate that it is substantially affected by other issues in this docket. Therefore, it is

ORDERED by the Florida Public Service Commission that the Petition to Intervene filed by UMWA 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:

Suzanne Brownless  
Suzanne Brownless, P.A.  
2546 Blairstone Pines Dr.  
Tallahassee, FL 32301

Eugene M. Trisko, Esq.  
P.O. Box 596  
Berkeley Springs, WV 25411

By ORDER of Chairman J. Terry Deason, as Prehearing Officer, this 23rd day of February, 1994.

  
J. TERRY DEASON, Chairman and  
Prehearing Officer

( S E A L )  
DLC:bmi

DOCUMENT NUMBER-DATE

01785 FEB 23 1994

FPSC-RECORDS/REPORTING

ORDER NO.  
DOCKET NO. 940001-EI  
PAGE 2

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.

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 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) 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 Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, 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.