

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request by Florida Power Corporation to close Real Time Pricing Rate Schedule RTP-1.

DOCKET NO. 990050-EI
ORDER NO. PSC-99-0486-FOF-EI
ISSUED: March 8, 1999

The following Commissioners participated in the disposition of this matter:

JOE GARCIA, Chairman
J. TERRY DEASON
SUSAN F. CLARK
JULIA L. JOHNSON
E. LEON JACOBS, JR.

ORDER APPROVING FLORIDA POWER CORPORATION'S REQUEST TO CLOSE REAL TIME PRICING RATE SCHEDULE RTP-1

BY THE COMMISSION:

BACKGROUND

Florida Power Corporation (FPC) received Commission approval for its optional experimental Real Time Pricing (RTP-1) rate schedule effective on May 8, 1996 (Order No. PSC-96-0717-FOF-EI). Under the RTP rate, customers are provided 24 hourly energy prices by 4:00 p.m. of the day before they are applicable. The rate was intended to allow FPC to gauge customers' reactions to the hourly price signals, and was to be open to a maximum of ten customers whose maximum monthly demands exceeded 1,000 kilowatts.

On November 7, 1997, the Commission approved a modification to the RTP-1 rate which changed the method by which the hourly prices were determined. FPC requested this change in order to reduce the volatility of the hourly prices. At that time, three customers had signed agreements for service under the rate, but had not yet taken service. FPC indicates that these customers were never billed under the revised rate.

Pursuant to the availability section of the approved tariff, customers were required to begin service under the rate no later than December 31, 1998. By letter dated January 6, 1999, FPC has

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indicated that no customers began taking service under the rate prior to the expiration date. FPC is thus requesting a modification to their tariffs to cancel the sheets containing the RTP-1 rate. Staff recommends that the proposed amendment be approved.

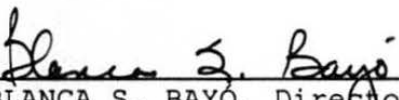
Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Florida Power Corporation's petition to close real time pricing schedule RTP-1 is granted, effective February 16, 1999.

ORDERED that if a protest is filed in accordance with the requirement set forth below, the tariff shall remain in effect with any increase in revenues held subject to refund pending resolution of the protest. It is further

ORDERED that if no protest is filed in accordance with the requirements set forth below, this docket shall be closed.

By ORDER of the Florida Public Service Commission this 8th day of March, 1999.



BLANCA S. BAYO, Director
Division of Records and Reporting

(S E A L)

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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.

The Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the proposed action files a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on March 29, 1999.

In the absence of such a petition, this Order shall become final on the day subsequent to the above date.

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 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 wastewater 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 date this Order becomes final, 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 Appellate Procedure.