

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of revised
underground distribution tariffs, by Duke
Energy Florida, Inc. | DOCKET NO. 140067-EI
ORDER NO. PSC-14-0271-PCO-EI
ISSUED: May 29, 2014

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 TARIFFS

BY THE COMMISSION:

On April 1, 2014, Duke Energy Florida, Inc. (DEF) filed a petition for approval of revisions to its Underground Residential Distribution (URD) Tariffs and their associated charges. The URD tariffs apply to new residential developments and represent the additional costs DEF incurs to provide underground distribution service in place of overhead service. The current tariffs were approved in Order No. PSC-12-0348-TRF-EI.¹ The following order addresses the suspension of the proposed tariff revisions. We have jurisdiction over this matter pursuant to Section 366.06, Florida Statutes (F.S.).

Pursuant to Section 366.06(3), F.S., the Commission 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. We find that there is good cause pursuant to Section 366.06(3), F.S., to suspend the tariffs in order to allow our staff sufficient time to review the petition and gather all pertinent information to present an informed recommendation on the tariff proposals for our consideration.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the proposed tariffs shall be suspended in accordance with Section 366.06(3), Florida Statutes. It is further

ORDERED that this docket shall remain open pending our decision on the proposed tariffs.

¹ See Order No. PSC-12-0348-TRF-EI, issued July 5, 2012, in Docket No. 110293-EI, In re: Petition for approval of revised underground residential distribution tariffs, by Progress Energy Florida, Inc. As of April 29, 2013, Progress Energy Florida, Inc.'s name was changed to Duke Energy Florida, Inc.

By ORDER of the Florida Public Service Commission this 29th day of May, 2014.



CARLOTTA S. STAUFFER
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399
(850) 413-6770
www.floridapsc.com

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

CMK

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.

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 25-22.0376, 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. 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.