

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of nuclear outage
at Florida Power Corporation's
Crystal River Unit 3.

DOCKET NO. 970261-EI
ORDER NO. PSC-97-0639-PCO-EI
ISSUED: June 3, 1997

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By petition, dated May 23, 1997, Robert A. Butterworth, Attorney General, State of Florida, has requested permission to intervene in this proceeding. Counsel for the Attorney General has contacted all the parties to the proceeding and represented that no party is opposed to the intervention. The Attorney General, acting in his proprietary capacity on behalf of the State of Florida, as a significant purchaser of electricity from Florida Power Corporation, has a substantial interest in the pending proceeding. See the majority opinion expressed in State ex rel. Shevin v. Yarborough, 257 So.2d. 891 (Fla. 1972). Having considered the petition, we find that it should be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, the petitioner takes the case as he finds it.

Therefore, it is

ORDERED by the Florida Public Service Commission that the Petition to Intervene filed by Robert A. Butterworth, Attorney General, State of Florida, 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:

Michael A. Gross
Assistant Attorney General
Office of the Attorney General
PL-01, The Capitol
Tallahassee, Florida 32399-1050

DOCUMENT NUMBER-DATE

05518 JUN-35

FFSC-REPORTS/REPORTING

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By ORDER of the Florida Public Service Commission, this 3rd
day of June, 1997.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

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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.

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, 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.