

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Commission review of numeric conservation goals (Florida Power & Light Company).	DOCKET NO. 080407-EG
In re: Commission review of numeric conservation goals (Progress Energy Florida, Inc.).	DOCKET NO. 080408-EG
In re: Commission review of numeric conservation goals (Tampa Electric Company).	DOCKET NO. 080409-EG
In re: Commission review of numeric conservation goals (Gulf Power Company).	DOCKET NO. 080410-EG
In re: Commission review of numeric conservation goals (Florida Public Utilities Company).	DOCKET NO. 080411-EG
In re: Commission review of numeric conservation goals (Orlando Utilities Commission).	DOCKET NO. 080412-EG
In re: Commission review of numeric conservation goals (JEA).	DOCKET NO. 080413-EG ORDER NO. PSC-09-0398-PCO-EG ISSUED: June 2, 2009

ORDER GRANTING FLORIDA PUBLIC UTILITIES COMPANY'S
MOTION FOR EXTENSION OF TIME TO FILE DIRECT TESTIMONY

By Order No. PSC-08-0816-PCO-EG, issued December 18, 2008, Docket Nos. 080407-EG, 080408-EG, 080409-EG, 080410-EG, 080411-EG, 080412-EG, and 080413-EG were consolidated for purposes of hearing and controlling dates were established. By Order No. PSC-09-0152-PCO-EG, issued March 12, 2009, the controlling dates were revised, requiring the utilities to file direct testimony and exhibits on June 1, 2009.

On May 29, 2009, Florida Public Utilities Company (FPUC) filed its motion requesting that it be granted to file the testimony and exhibits on June 4, 2009. FPUC states that in preparing its testimony for filing, some questions arose with respect to the exhibits and tables which require additional review and consultation. In its motion, FPUC states that Florida Power & Light Company, Gulf Power Company, Progress Energy Florida, Inc., Tampa Electric Company, Orlando Utilities Commission, and the Energy Office have no objection to the

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FPSC-COMMISSION CLERK

ORDER NO. PSC-09-0398-PCO-EG

DOCKET NOS. 080407-EG, 080408-EG, 080409-EG, 080410-EG, 080411-EG, 080412-EG,
080413-EG

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granting of the motion. FPUC further stated that it did not receive a response from the Southern Alliance for Clean Energy (SACE) and the Natural Resources Defense Council (NRDC) and was unable to contact the Florida Solar Coalition (FSC). Staff has contacted counsel for SACE, NRDC, and FSC and they do not object to the motion.

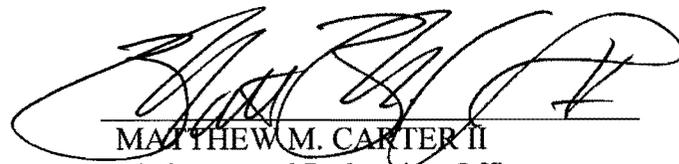
Accordingly, FPUC's request for extension of time to file direct testimony and exhibits is hereby granted. FPUC shall file its direct testimony and exhibits on June 4, 2009. All other controlling dates will remain the same.

Based on the foregoing, it is

ORDERED by Chairman Matthew M. Carter II, as Prehearing Officer, that Florida Public Utilities Company Motion for Extension of Time to file direct testimony and exhibits on June 4, 2009, is granted. It is further

ORDERED that Order Nos. PSC-09-0152-PCO-EG and PSC-08-0816-PCO-EG are reaffirmed in all other respects.

By ORDER of Chairman Matthew M. Carter II, as Prehearing Officer, this 2nd day of
June, 2009.


MATTHEW M. CARTER II
Chairman and Prehearing Officer

(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.

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.