

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Charles B. Curtis, Chairman;
Matthew Holden, Jr., and George R. Hall.

Florida Power & Light)
Company) Docket No. EL78-4

ORDER TERMINATING PROCEEDING
(Issued November 8, 1979)

On June 12, 1978, the Commission issued an order in the above-captioned proceeding requiring the Florida Power & Light Company (FP&L) to respond through an answer showing cause, if any there be, why the Commission should not find and conclude that FP&L has violated its existing tariff and the Federal Power Act by having refused to provide service to the Fort Pierce Utilities Authority (FPUA).

In light of our decision in Florida Power & Light Company, Opinion No. 57, August 3, 1979, we conclude that the issues raised by FPUA in this proceeding have been resolved. Indeed, in the application for rehearing of Opinion No. 57, FP&L has now informed us that it no longer contests FPUA's right to service under its tariff. */ Thus, the issues raised by FPUA in its complaint have been resolved and, accordingly, we shall terminate this proceeding.

The Commission orders:

This complaint proceeding, initiated by order issued January 24, 1978, is hereby terminated.

By the Commission.

Kenneth F. Plumb,
Secretary.

DC-A-10

*/ See Florida Power & Light Company, Opinion No. 57-A, October 4, 1979.

Attachment 5

Florida Cities v. Florida Power & Light
Company, FERC Docket No. EL78-4, "Order to
Show Cause", June 12, 1978