BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2004-219-E - ORDER NO. 2005-111

MARCH 14, 2005

IN RE: Petition of Progress Energy Carolinas, Inc. to Terminate Service.	))	ORDER GRANTING CONTINUANCE

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Motion of Mrs. Beatrice Weaver to continue the March 10, 2005, hearing in this Docket, due to a diagnosis of a carcinoma, and due to Mrs. Weaver being in Durham, North Carolina on the hearing date to receive radiation treatment for the condition. Pursuant to Order No. 2005-96, the Commission Staff prepared a letter seeking further details with regard to the nature of Mrs. Weaver's illness and its treatment so that the Commission could give every consideration to the merits of her Motion.

Although complete details were not provided, a reply to the Commission Staff's letter was received from Alan Green, MSW, LCSW of the Duke University Health System. With Mrs. Weaver's permission, Mr. Green confirmed that Mrs. Weaver was undergoing radiation treatment for carcinoma at Duke University and had been since December, 2004. Further, Mr. Green noted that this treatment would end on or about May 2, 2005, but that on the hearing date set herein, Mrs. Weaver would still be a radiation treatment patient at Duke.

Further, in a document submitted by Mrs. Weaver on or about March 4, 2005, Mrs. Weaver requested that the hearing be continued for some ninety (90) days, to on or about June 10, 2005, or preferably to the second part of June, 2005, due to the medical prognostications filed with the Commission.

Considering these submissions, we agree that the "exigent circumstances" standard set by us in Order No. 2004-595 has been met, and the hearing should be continued until some time in June, as suggested by Mrs. Weaver. However, because of the many delays in adjudication of this case, we believe that further continuances will only be granted under further exigent circumstances.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Mrs. Beatrice Weaver has filed a Motion for Continuance of the hearing in this case.

2. Pursuant to a letter sent by Commission Staff, a letter was received from Duke University Hospital personnel, which states *inter alia* that Mrs. Weaver will be in Durham undergoing radiation therapy for a carcinoma on March 10, 2005, the hearing date.

3. This meets the "exigent circumstances" standard for a continuance, set by us in Order No. 2004-595.

4. As per Mrs. Weaver's request, the hearing shall be continued past March 10, 2005, and shall be set for some appropriate time in June 2005.

5. Further continuances will only be granted under further "exigent circumstances," because of the delays in the adjudication of this case.

ORDER

The March 10, 2005 hearing is continued until a time to be set by the Commission Staff in June, 2005. No further continuances shall be granted absent further exigent circumstances. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

/s/
Randy Mitchell, Chairman

ATTEST:

/s/
G. O'Neal Hamilton, Vice Chairman

(SEAL)