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STATE OF FLORIDA



OFFICE OF THE GENERAL COUNSEL  
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## Public Service Commission

December 19, 2007

### VIA ELECTRONIC FILING

The Honorable Kimberly D. Bose  
Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, DC 20426

**Re: Docket No. OA08-37-000, Southern Company Compliance Filing in Order No. 890 Attachment K**

Dear Ms. Bose:

Forwarded herewith is the Florida Public Service Commission Notice of Intervention in the above Docket.

Sincerely,

/ s/

Cindy Miller  
Senior Attorney

CBM:tf

cc: Chuck Gray, National Association of Regulatory Utility Commissioners

**UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION**

<b>In the Matter of:</b>	)	
	)	
<b>Order No. 890 Compliance Filing, Attachment K</b>	)	
	)	
<b>Southern Company Compliance Filing</b>	)	<b>Docket No. OA08-37-000</b>

**FLORIDA PUBLIC SERVICE COMMISSION  
NOTICE OF INTERVENTION**

Pursuant to Rule 214(a)(2), of the Federal Energy Regulatory Commission's (FERC) Rules of Practice and Procedure, the Florida Public Service Commission (FPSC) hereby files its Notice of Intervention in the above-captioned proceeding.

**COMMUNICATIONS**

Pursuant to Rule 203(b)(3) of the FERC's Rules of Practice and Procedure, the following persons are designated for receipt of communications and service on this proceeding:

Cindy Miller, Senior Attorney  
Office of the General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
cmiller@psc.state.fl.us

Tom Ballinger  
Division of Economic Regulation  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
tballing@psc.state.fl.us

The Florida Public Service Commission (FPSC) is a state public utility commission whose interests are not adequately represented by any other party in the proceeding. The FPSC, pursuant to Chapters 350, 366, and 403, Florida Statutes, is given the authority to regulate electric utilities within the State of Florida and to exercise the police power of the state for the protection of the public welfare. Section 366.015, Florida Statutes, encourages participation by the FPSC in Federal agency

proceedings which affect those utilities over which the FPSC has primary regulatory jurisdiction. The FPSC has primary regulatory jurisdiction over Gulf Power Company, one of the Southern Companies.

In Florida, the FPSC has broad authority under Chapter 366, Florida Statutes, over the planning, development, and maintenance of a coordinated electric grid throughout Florida. This includes establishing the provision for the sharing of energy reserves of all electric utilities in the state. To the extent a deficiency is determined to exist in the Florida grid, the FPSC is authorized, after appropriate evidentiary proceedings, to order utilities to correct the deficiency.

Accordingly, the FPSC respectfully has timely filed this Notice of Intervention.

Respectfully submitted,

/ s / Cindy B. Miller

Cindy B. Miller, Senior Attorney  
Office of the General Counsel

FLORIDA PUBLIC SERVICE COMMISSION  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
(850) 413-6082

DATED December 19, 2007

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that the foregoing Notice of Intervention will be served today by electronic mail upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated this 19<sup>th</sup> Day of December 2007.

/ s / Cindy B. Miller  
Cindy B. Miller, Senior Attorney  
Office of the General Counsel

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