

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Joint Petition to deter-) DOCKET NO. 920520-EQ
mine need for electric power) ORDER NO. PSC-92-0749-PCO-EQ
plant to be located in Okeechobee) ISSUED: 8-5-92
County by Florida Power & Light)
Company and Cypress Energy)
Partners, Limited Partnership.)
_____)

ORDER GRANTING INTERVENTION

By petition dated July 10, 1992, Ark Energy, Inc. (ARK), and CSW Development-I, Inc. (CSW), have requested permission to intervene in this proceeding. Both Florida Power and Light Company (FPL), and Cypress Energy Partners, L.P. (Cypress), have opposed the intervention of Ark and CSW.

Section 403.519, Florida Statutes directs the Commission, in a need determination proceeding, to consider whether the proposed plant is the most cost-effective alternative available. In order to make such a determination the Commission must be able to hear testimony regarding other alternatives and their relative cost-effectiveness. Here, cogenerators and independent power producers provide alternatives to the applicant's project which may (or may not) be more cost-effective. It is therefore incumbent upon such competing alternatives, who believe that their project is more cost-effective, to participate in the hearing, and attempt to demonstrate that they can provide the utility with power at a lower cost. In fact, it would be unfair for a competing alternative to be able to stand to the side and shoot holes in a proposal without having their own proposal subject to scrutiny as well.

We therefore find that cogenerators and independent power producers have standing to intervene in this proceeding in order to address the issue of whether the proposed plant is the most cost-effective alternative available. Therefore it is,

ORDERED by the Florida Public Service Commission that the Petition to Intervene filed by Ark and CSW is hereby granted. It is further

DOCUMENT NUMBER-DATE

08619 AUG -5 1992

FPCO-RECORDS/REPORTING

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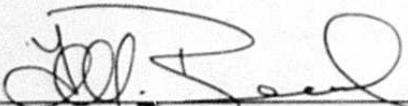
ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents which may hereinafter be filed in this proceeding, to:

Patrick K. Wiggins, Esquire
Robert S. Wright
Class B. Practitioner
Wiggins & Villacorta, P.A.
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William R. Stratton
CSW Development-I, Inc.
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William Siderewicz, P.E.
General Manager
Ark Energy, Inc.
1061 E. Indiantown Rd., Ste. 410
Jupiter, FL 33477

By ORDER of Chairman Thomas M. Beard, as Prehearing Officer,
this 5th day of August, 1992.


THOMAS M. BEARD, Chairman
and Prehearing Officer

(S E A L)

MAP:bmi