

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to determine  
need for an electrical power  
plant in Martin County by  
Florida Power & Light Company.

DOCKET NO. 020262-EI  
ORDER NO. PSC-02-1281-PCO-EI  
ISSUED: September 19, 2002

ORDER GRANTING LEAVE TO AMEND PETITIONS  
FOR DETERMINATION OF NEED


On July 16, 2002 Florida Power & Light Company (FPL) filed a Motion for Leave to Amend Petitions for Determination of Need in these need determination dockets, to reflect the results of the Supplemental Request for Proposals (RFP) that it conducted while these proceedings were held in abeyance pursuant to Order No. PSC-02-0571-PCO-EI. There has been no response to the Motion by any of the intervening parties.

The information developed from the Supplemental RFP process and contained in the amended testimony and exhibits is central to the issues in these proceedings, and FPL's motion for leave to amend its petitions is therefore granted.

Based on the foregoing, it is

ORDERED by Commissioner J. Terry Deason as Prehearing Officer, that the Motion for Leave to Amend Petitions for Determination of Need filed by Florida Power & Light Company is granted.

By ORDER of Commissioner J. Terry Deason as Prehearing Officer, this 19th day of September, 2002.

  
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J. TERRY DEASON  
Commissioner and Prehearing Officer

( S E A L )

LDH

DOCUMENT NUMBER-DATE

10045 SEP 19 8

FPSC-COMMISSION CLERK

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, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) 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 Director, Division of the Commission Clerk and Administrative Services, in the form prescribed by Rule 25-22.060, 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.