

BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

DATE  
FILED

September 14, 1995

Docket No. 950110-EI

PANDA'S RESPONSE TO STAFF'S  
IDENTIFICATION OF PRELIMINARY ISSUES

Panda respectfully disagrees with all of the five preliminary issues identified by the Staff, but recognizes that the issues probably were identified prior to Panda's September 12, 1995, filing of its Motion to Stay or Abate Proceedings, Motion to Dismiss, and Supporting Memorandum.

Panda respectfully requests that no issues be determined and that no discovery or other prehearing events occur in this docket until Panda's initial Motion to Dismiss, regarding jurisdiction, is finally determined.

THE LAW OFFICES OF  
RAY G. BESING, P.C.

FOWLER, WHITE, GILLEN, BOGGS,  
VILLAREAL & BANKER, P.A.

ACK ✓  
AFA  
APP ✓  
CAF ✓  
CMU ✓  
CTR ✓  
EAG ✓  
LEG 1  
LIN 5  
OPC  
RCH  
SEC 1  
WAS  
OTH

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COUNSEL FOR PANDA

RECEIVED  
SEP 15 1995  
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PUBLIC SERVICE RECORDS

DOCUMENT NUMBER-DATE

09105 SEP 15 95

FPSC-RECORDS/REPORTING

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by facsimile to Donald R. Schmidt, Esq., Carlton, Fields, Ward, Emmanuel, Smith and Cutler, P.A., One Harbour Place, 777 South Harbour Island Drive, Tampa, Florida 33602, attorney for Florida Power Corporation, and Robert Vandiver, Esq., Florida Public Service Commission, 2450 Shumard Oak Blvd., Tallahassee, Florida 32399-0862, attorney for the Public Service Commission and by hand delivery to James A. McGee, Florida Power Corporation, Post Office Box 14042, St. Petersburg, Florida 33733-4042, attorney for Florida Power Corporation, and Martha Carter-Brown, Florida Public Service Commission, 2450 Shumard Oak Blvd., Tallahassee, Florida 32399-0862, attorney for the Public Service Commission, this 14th day of September, 1995.

  
Eric S. Haug, Esq.