

## KATZ, KUTTER, HAIGLER, ALDERMAN, BRYANT & YON

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July 13, 2001

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COMMISSION

VIA HAND DELIVERY

Ms. Blanca S. Bayo, Director Division of Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

In re:

Review of Florida Power & Light Company's proposed merger with Entergy Corporation, the formation of a Florida transmission company("Florida Transco"), and their effect

on FPL's retail rates. Docket No. 001148-EI

In re:

Review of Florida Power Corporation's

Earnings, including effects of

proposed acquisition of Florida Power Corporation by Carolina Power & Light

Docket No. 000824-EI

In re:

Review of Tampa Electric Company and impact

of its Participation in GridFlorida, a Florida Transmission Company, on TECO's

retail ratepayers. DOCKET NO. 010577

Dear Ms. Bayo:

Enron Corporation is filing herewith an original, disc and fifteen (15) copies of its motion to intervene in the above-referenced docket.

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

08615 JUL 135

FPSC-RECORDS/PEPORTING

Comm 5 leg 1 Sec 1

### KATZ, KUTTER, HAIGLER, ALDERMAN, BRYANT & YON, P.A.

Blanca S. Bayo Docket Nos. 001148, 000824 and 010577 July 13, 2001 Page 2

If you or your Staff has any questions regarding this filing, please contact Bill Bryant or Natalie Futch at (850) 224-9634.

Sincerely,

Bill L. Bryant, Jr.

Natalie B. Futch

Enclosures

cc: Parties of Record
Interested Parties

NBF:pah:BLB

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of Florida Power & Light Company's proposed merger with Entergy Corporation, the formation of a Florida Transmission company ("Florida Transco"), and their effect on FPL's retail rates.	DOCKET NO.	001148-EI
In re: Review of Tampa Electric Company and impact of its participation in GridFlorida, a Florida transmission Company, on TECO's retail ratepayers	DOCKET NO.	010577-EI
In re: Review of Florida Power Corporation's earnings, including effects of proposed acquisition of Florida Power Corporation by	DOCKET NO.	000824-EI
Carolina Power & Light	Submitted for filing:	July 13, 2001

# NOTICE IN SUPPORT OF FPL AND TECO COMMENTS AND SUGGESTIONS REGARDING THE IDENTIFICATION OF ISSUES

Enron Corporation ("Enron") filed with this Commission on July 9, 2001, a motion to intervene on a limited basis in each of the three dockets referenced above. Enron has a substantial and immediate interest in the outcome of this proceeding as it relates to the prudence of forming a RTO. Although this Commission has not yet issued an order regarding Enron's status as an intervenor, Enron is participating in framing the issues this Commission will decide in Phase I of the above-referenced dockets.

Enron hereby files the following Notice in Support of the Comments and Suggestions Regarding the Identification of Issues filed on behalf of Florida Power & Light Company ("FPL") and Tampa Electric Company ("TECO"):

1. Enron supports the issues as framed by FPL and TECO. Enron believes the five issues as formulated by TECO and FPL are succinct statements of the basic

issues this Commission will consider and, as such, they will serve as useful guideposts for the hearing.

2. Enron believes the issues identified by all interested parties and persons are subsumed within the five primary issues presented on behalf of FPL and TECO. Enron notes and agrees with the position of Florida Power Corporation that the Commission will necessarily address the issues raised by other interested persons and parties, including PSC Staff and the Office of Public Counsel, in the course of its consideration of the five primary issues as formulated by FPL and TECO. Indeed, the "issues" that others identify appear to state their respective positions on the five primary issues, rather than stating additional primary issues that the Commission should consider in this expedited proceeding.

WHEREFORE, Enron Corporation respectfully requests that the Prehearing

Officer of the Florida Public Service Commission enter an order establishing the issues

for Phase I as set forth by FPL and TECO.

Respectfully submitted,

Enron Corporation 1400 Smith Street Houston, TX 77002-7361 Bill L. Bryant, Jr.

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**Attorneys for Enron Corporation** 

# **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing Notice In Support of FP&L and TECO Comments and Suggestions Regarding the Identification of Issues by Enron Corporation has been furnished by U.S. Mail or hand delivered to the following this 13th day of July, 2001.

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