

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

020262-EI

In re: Petition To Determine Need For)
an Electrical Power Plant in Martin County)
by Florida Power & Light Company.)
_____)

Docket No. 02 -EI
Dated: March 22, 2002

020263-EI

In re: Petition To Determine Need For)
an Electrical Power Plant in Manatee County)
by Florida Power & Light Company.)
_____)

Docket No. ~~02~~ -EI
Dated: March 22, 2002

MOTION TO CONSOLIDATE
NEED DETERMINATION PROCEEDINGS

Florida Power & Light Company ("FPL"), pursuant to Rules 28-106.204 and 28-106.108, Florida Administrative Code, respectfully moves the Florida Public Service Commission ("Commission") to consolidate the two Determination of Need proceedings initiated today by the filing of need determination petitions for Martin Unit 8 and Manatee Unit 3. In support of this motion, FPL states:

1. FPL has filed on this day two separate petitions to determine the need for two power plants, Martin Unit 8 and Manatee Unit 3. Both power plants are four-on-one combined cycle units that will come into service in June 2005. Both power plants are necessary for FPL to achieve in the summers of 2005 and 2006 its Commission-approved reserve margin of 20%.

2. FPL decided to proceed with the licensing and construction of Martin Unit 8 and Manatee Unit 3 after soliciting and assessing proposals for 1750 MW of capacity, 1150 MW in 2005 and another 600 MW of capacity in 2006. FPL received some 81 proposals offering capacity. FPL analyzed 80 of those proposals, as well as 13 FPL construction options. Based

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upon that analysis, FPL concluded that Martin Unit 8 and Manatee Unit 3 are the most cost-effective alternatives to meet FPL's capacity needs in 2005 and 2006. FPL also determined that this portfolio consisting of Martin Unit 8 and Manatee Unit 3 had significant non-price advantages over other portfolios that FPL analyzed.

3. FPL has filed separate petitions seeking determinations of need for Martin Unit 8 and Manatee Unit 3. However, FPL used the same process and the same analysis as to each unit in order to reach the decision to add both units. Therefore, FPL has filed one supporting Need Study document with appendices and one set of supporting testimonies in support of both petitions. Although these documents could be presented in separate proceedings, such a presentation would unnecessarily waste the time and resources of the Commission, FPL and any interested parties.

4. The consolidation of these two need proceedings is appropriate because the two proceedings are pursuant to the same statute, Section 403.519, Florida Statutes, and involve the same factual and legal issues. Further, the proceedings are supported by common studies and testimony, which focus upon the same FPL need for capacity in the years 2005 and 2006. After subjecting each unit to the same evaluation process, FPL determined that the two units in question would constitute the most cost-effective portfolio available for FPL to meet its reliability needs and to provide adequate electricity at a reasonable cost.

5. Consolidation will promote the efficient handling of these two cases. Under the Uniform Rules of Procedure, an agency may order consolidation when separate proceedings involve similar issues of law or fact and it appears that consolidation would promote the just, speedy, and inexpensive resolution of the proceedings, and would not unduly prejudice the rights

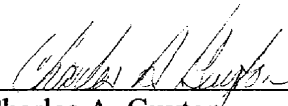
of a party. Rule 28-106.108, F.A.C. The present case is precisely the type of situation in which consolidation makes sense. Consolidation will advance the administration of justice, allow the Commission to harbor precious resources and work to the advantage of FPL and any other party that may choose to participate.

WHEREFORE, FPL respectfully moves the Commission to consolidate FPL's petitions to determine need for Martin Unit 8 and Manatee Unit 3.

Respectfully submitted,

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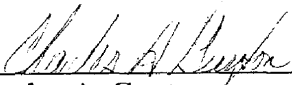
By: 
Charles A. Guyton

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion to Consolidate Need Determination Proceedings was served by hand delivery to the following this 22nd day of March, 2002.

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