GREENBERG ATTORNEYS AT LAV TRAURIG

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September 29, 2003

Via Hand Delivery

Blanco S. Bayo, Director Division of Records and Reporting Florida Public Service Commission 4075 Esplanade Way Easley Building, Room 110 Tallahassee, FL 32399

Re: Docket No. 030001-EI

Dear Ms. Bayo:

Enclosed is an original and fifteen (15) copies of Florida Retail Federal's Petition to Intervene in the above-referenced docket.

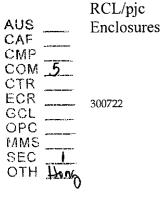
We have also enclosed a copy of the document on diskette, prepared in Microsoft Word 200 compatible.

Thank you in advance for your assistance.

Sincerely yours,

Ruldchitore

Ronald C. LaFace



COCLARTAL ALARPEREDATE 0 9 3 2 6 SEP 29 8 FPSC-COMMISSION CLERK

GREENBERG TRAURIC, P.A. L. 101 EAST COLLEGE AVENUE POST OFFICE DRAWER 1838 TALLAHASSEE, FLORIDA 32302 850-222-6891 FAX 850-681-0207 www.gtlaw.com MIAMI NEW YORK WASHINGTON, D.C. ATLANTA PHILADELPHIA TYSONS CORNER CHICAGO BOSTON PHOENIX WILMINGTON LOS ANGELES DENVER FORT LAUDERDALE BOCA RATON WEST PALM BEACH ORLANDO TALLAHASSEE

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Fuel and Purchased Power 030001-El Cost Recovery Clause With Generating Performance Incentive Factor DOCKET NO. 030001-EI DATED: September 29, 2003

PETITION TO INTERVENE BY FLORIDA RETAIL FEDERATION

Florida Retail Federation ("FRF") petitions to intervene in Docket No. 030001-EI pursuant to Chapter 366, Florida Statutes and Rules 25-22.039 and 28-106.205, Florida Administrative Code. In support of this Petition, FRF states:

1. FRF is an association of retail operators, a substantial portion of which pay for power at rates approved by the Florida Public Service Commission ("PSC"). The Federation is a "person" as defined by §1.01 and §120.52(13), Florida Statutes. The Federation is authorized to monitor the basis for fuel adjustment factors of electrical companies such as exist in this docket and to challenge such components.

2. The Federation maintains offices at 100 E. Jefferson Street, Tallahassee, Florida 32301, telephone number (850) 222-3461. However, for the purposes of this Petition, the Federation may be contacted through its counsel, Ronald C. LaFace and Seann M. Frazier, Greenberg Traurig, P.A., 101 East College Avenue, Tallahassee, FL 32301, telephone number (850) 222-6891.

3. The agency affected by this Petition is the State of Florida, Public Service Commission ("PSC"), located at 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, telephone number (850) 413-6248. However, this docket concerns fuel adjustment petitions by various entities all of which affect the members of the Florida Retail Federation.

4. Various electric entities petitioned the PSC to approve the increases to be recovered in 2003 through its Fuel and Purchased Power Cost Recovery ("FCR") Clause.

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5. The Federation is an organization of large retail consumers. A substantial portion of the Federation's members are customers of the entities petitioning. As consumers of large amounts of electricity, the Federation and its members will be substantially affected by actions taken in this docket.

6. Disputed issues of fact include, but are not limited to, all facts related to fuel adjustment factors described in this docket.

7. As a matter of ultimate fact and law, the PSC should investigate fuel adjustment factors and appropriate relief should be afforded to retail consumers.

For the foregoing reasons, FRF requests that the Commission grant the FRF's Petition to Intervene and accord it full party status in this docket.

> GREENBERG TRAURIG, P.A. 101 East College Avenue (32301) Post Office Drawer 1838 Tallahassee, FL 32302 (850) 222-6891 (Telephone) (850) 681-0207 (Facsimile)

RONALD C. LAFACE SEANN M. FRAZIER

and

FLORIDA RETAIL FEDERATION 227 South Adams Street Tallahassee, Florida 32301 (850) 222-4082 (Telephone) (850)561-6625 (Facsimile) JOHN A. ROGERS Sr. Vice President and General Counsel

Co-Counsel for Florida Retail Federation

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by facsimile and United States Mail on this 29th day of September, 2003, to the following:

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1. Chipman By: **RONALD C. LAFACE**

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