

RADEY | THOMAS | YON | CLARK

Attorneys & Counselors at Law

POST OFFICE BOX 10967 (32302)
313 NORTH MONROE STREET, SUITE 200
TALLAHASSEE, FLORIDA 32301
www.radeylaw.com

850-425-6654 phone
850-425-6694 fax

May 6, 2004

KAREN ASHER-COHEN
DONNA E. BLANTON
SUSAN F. CLARK
EDWARD B. COLE
BERT L. COMBS
JEFFREY L. FREHN
TONI A. FUNARO
NATALIE B. FUTCH
CHRISTOPHER B. LUNNY
ELIZABETH McARTHUR
TRAVIS L. MILLER
JOHN RADEY
HARRY O. THOMAS
DAVID A. YON

Ms. Blanca S. Bayó, Director
Division of Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Petition to Determine Need for Turkey Point Unit 5 Electrical Power
Plant by Florida Power and Light Company - FPSC Docket No. 040206-EI

Dear Ms. Bayó:

Enclosed for filing are the original and fifteen (15) copies of Toshiba International Corporation's Notice of Appearance, Motion for Protective Order with attached original Affidavit of Hiroshi Kasagi, and Motion for Oral Argument.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and return same to this writer.

Thank you for your assistance.

Sincerely,



Donna E. Blanton

Enclosures

cc: Prehearing Officer Rudolph Bradley (w/enc.)
All Parties of Record (w/enc.)

DOCUMENT NUMBER-DATE

05304 MAY-06

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to Determine Need)
for Turkey Point Unit 5 Electrical)
Power Plant by Florida Power and)
Light Company)
_____)

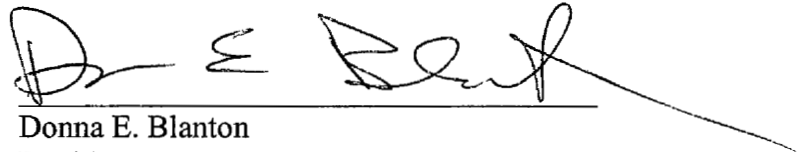
DOCKET NO. 040206-EI

NOTICE OF APPEARANCE

Pursuant to rule 28-106.105(1), Florida Administrative Code, the undersigned files this Notice of Appearance of behalf of Toshiba International Corporation ("TIC"). TIC filed a Motion for Protective Order and Motion for Oral Argument in the above-styled docket on today's date.

Respectfully submitted this 6th day of May, 2004.

TOSHIBA INTERNATIONAL CORPORATION



Donna E. Blanton
Florida Bar No. 948500
Radey Thomas Yon & Clark, P.A.
313 N. Monroe Street, Suite 200
Tallahassee, FL 32301
(850) 425-6654 (phone)
(850) 425-6694 (fax)

DOCUMENT NUMBER-DATE

05304 MAY-6 8

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I certify that a true copy of the foregoing was served by U.S. Mail this ^{CSH} 6 day of May

2004, on the following:

R. Wade Litchfield
Natalie F. Smith
Florida Power & Light Company
Law Department
700 Universe Boulevard
Juno Beach, FL 33408

Jon C. Moyle, Jr.
Cathy M. Sellers
Moyle Flanigan Katz Raymond &
Sheehan, P.A.
The Perkins House
118 North Gadsden Street
Tallahassee, FL 32301

Charles A. Guyton
Steel Hector & Davis LLP
215 S. Monroe Street, Suite 601
Tallahassee, FL 32301

Myron Rollins
Black & Veatch Corporation (KS)
11401 Lamar Avenue
Overland Park, KS 66211

Jennifer Brubaker
Florida Public Service Commission
Gerald L. Gunter Building
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

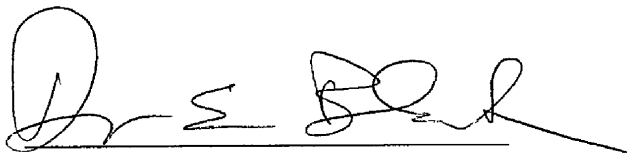
Buck Oven
Department of Environmental Protection
Siting Coordination Office
2600 Blairstone Road, MS 48
Tallahassee, FL 32301

Paul Darst
Department of Community Affairs
Strategic Planning
2555 Shumard Oak Boulevard
Tallahassee, FL 32399-2100

Bruce May
Holland & Knight LLP
P.O. Drawer 810
Tallahassee, FL 32302-0810

William Walker
Florida Power & Light Company
215 South Monroe Street, Suite 810
Tallahassee, FL 32301-1859

Calpine Energy Services, L.P.
2701 North Rocky Point Drive, Suite 10
Tampa, FL 33607



Donna E. Blanton