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October 25, 2004

-VIA HAND DELIVERY -

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

RECEIVED - FPSC
04 OCT 25 PM 4: 37
COMMISSION
CLERK

Re: Docket No. 040001-EI

Dear Ms. Bayó:

I am enclosing for filing in the above docket the original and seven (7) copies of Florida Power & Light Company's ("FPL") Notice of Serving Response to Staff's Fifth Set of Interrogatories (Nos. 35-45 only), together with a diskette containing the electronic versions of both documents. The enclosed diskette is HD density, the operating system is Windows XP, and the word processing software in which the documents appear is Word 2000.

If there are any questions regarding this transmittal, please contact me at 305-577-2939.

CMP _____
COM _____
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____

Enclosures

cc: Counsel for Parties of Record (w/encl.)

RCA _____
SCR _____
SEC _____
OTH _____

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W/Hr.

Miami

West Palm Beach

Tallahassee

Naples

Key West

London

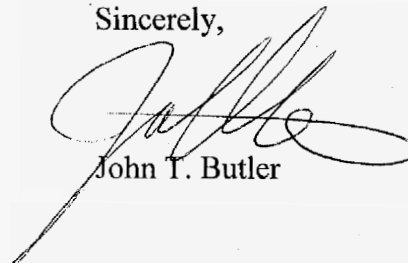
Caracas

São Paulo

Rio de Janeiro

Santo Domingo

Sincerely,



John T. Butler

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

11544 OCT 25 04

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

**In re: Fuel and purchased power
cost recovery clause with
generating performance incentive
factor.**

**Docket No. 040001-EI
Dated: October 25, 2004**

**FLORIDA POWER & LIGHT COMPANY'S
NOTICE OF SERVING RESPONSE TO STAFF'S
FIFTH SET OF INTERROGATORIES (NOS. 35-45 ONLY)**

Florida Power & Light Company hereby gives notice of serving its Response to Staff's Fifth Set of Interrogatories (Nos. 35-45 only) to Adrienne E. Vining, Esq., counsel for the Staff, on October 25, 2004.

Respectfully submitted,

R. Wade Litchfield, Esq.
Senior Attorney
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By:



John T. Butler
Fla. Bar No. 283479

DOCUMENT NUMBER - DATE

11544 OCT 25 3

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE
Docket Nos. 040001-EI

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Notice of Serving Response to Staff's Fifth Set of Interrogatories (Nos. 35-45 only) has been furnished by hand delivery (*) or United States Mail on this 25th day of October, 2004, to the following:

Adrienne E. Vining, Esq.(*)
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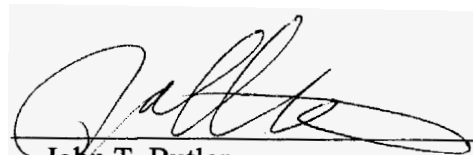
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