

ORIGINAL

Matilda Sanders

From: BURNS.DANA [BURNS.DANA@leg.state.fl.us]
Sent: Tuesday, September 27, 2005 2:58 PM
To: Filings@psc.state.fl.us
Cc: Marlene Stern; garyp@hgslaw.com; paul.lewisjr@pgnmail.com; alex.glenn@pgnmail.com; schef@landersandparsons.com; McGLOTHLIN.JOSEPH; CHRISTENSEN.PATTY
Subject: Docket No. 050316-EI
Attachments: interventionnotice(efile).pdf

On behalf of Harold McLean, Office of Public Counsel
 111 W. Madison Street, Room 812
 Tallahassee, FL 32399-1400
 Email: mclean.harold@leg.state.fl.us
 Phone: (850) 488-9330
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1. This filing is to be made in Docket Number: 050316-EI, In Re: Petition for approval of integrated Clean Air Regulatory Compliance Program for cost recovery through Environmental Cost Recovery Clause, by Progress Energy Florida, Inc.
2. Attached for filing on behalf of Office of Public Counsel is Citizens' Notice of Intervention.
3. There are a total of three (3) pages for filing

Dana S. Burns

CMP _____
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 OTH Kim P. _____

DOCUMENT NUMBER-DATE
 09198 SEP 27 05
 FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for approval of integrated
Clean Air Regulatory Compliance Program
For cost recovery through Environmental
Cost Recovery Clause, by Progress Energy
Florida, Inc.

Docket No. 050316-EI
Filed: September 27, 2005

CITIZENS' NOTICE OF INTERVENTION

The Citizens of the State of Florida, through their attorney, the Public Counsel, pursuant to Section 350.0611, Florida Statutes, and Rule 25-22.039, Florida Administrative Code, hereby give notice of intervention in the above-referenced docket.

The Citizens submit:

1. The docket number is 050316-EI and the name of the agency is the Florida Public Service Commission.

2. The Intervenor is the Office of Public Counsel, 111 West Madison Street, Room 812, Tallahassee, Florida 32399-1400. The Office of Public Counsel is entitled to participate in this proceeding as a matter of statutory right under Section 350.0611(1), which authorizes the Public Counsel "to appear in the name of the state or its citizens, in any proceeding or action before the commission...."

3. Pleadings and other communications should be addressed to the Intervenor
as:

Harold McLean
Public Counsel
Joseph A. McGlothlin
Associate Public Counsel
Office of Public Counsel
111 West Madison Street, Room 812
Tallahassee, Florida 32399-1400

DOCUMENT NUMBER-DATE

09198 SEP 27 05

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4. The Intervenor became aware of this docket in the normal course of its monitoring of PSC proceedings.

5. The Citizens are unable to identify disputed issues of material fact in this docket at this time.

WHEREFORE, the Citizens of the State of Florida hereby give notice of intervention into the above-referenced docket.

Respectfully submitted,

s/ Harold McLean
HAROLD MCLEAN
Public Counsel

Joseph A. McGlothlin
Associate Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400

(850) 488-9330

Attorneys for the Citizens of the
State of Florida

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and exact copy of the above and foregoing
CITIZENS' NOTICE OF INTERVENTION has been furnished by e-mail and U.S. Mail
to the following party of record this 27th day of September, 2005:

Marlene Stern, Esquire
Office of the General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Robert Scheffel Wright
John T. LaVia
Landers & Parsons, P.A.
310 West College Avenue
Tallahassee, Florida 32301

Gary V. Perko, Esquire
Hopping Law Firm
P.O. Box 6526
Tallahassee, FL 32314

R. Alexander Glenn
Progress Energy Service Company, LLC
100 Central Avenue
St. Petersburg, FL 33701-3324

Mr. Paul Lewis, Jr.
Progress Energy Florida, Inc.
106 East College Avenue, Suite 800
Tallahassee, FL 32301-7740

s/ Joseph A. McGlothlin
Joseph A. McGlothlin
Associate Public Counsel