

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of GridFlorida)
 Regional Transmission)
 Organization (RTO) Proposal)

Docket No. 020233-EI

Filed: March 10, 2006

**PROGRESS ENERGY FLORIDA'S SUPPLEMENTAL RESPONSE TO THE
GRIDFLORIDA COMPANIES' RESPONSE TO OPPOSITION OF
FLORIDA MUNICIPAL POWER AGENCY AND SEMINOLE
ELECTRIC COOPERATIVE TO GRIDFLORIDA COMPANIES'
MOTION TO WITHDRAW COMPLIANCE FILING
AND PETITION AND CLOSE DOCKET**

Progress Energy Florida ("PEF"), by and through undersigned counsel, hereby files its Supplemental Response to the GridFlorida Companies' Response to the Opposition of Florida Municipal Power Agency ("FMPA") and Seminole Electric Cooperative, Inc. ("Seminole") to the GridFlorida Companies' Motion to Withdraw Compliance Filing and Petition and Close Docket, and state as follows:

FMPA/Seminole assert that the GridFlorida Companies' Motion "is inconsistent with "unequivocal" comments made by PEF (Progress Energy Florida) in connection with its merger."¹ The GridFlorida Companies' Motion is entirely consistent with PEF's merger commitment. As explained in the Federal Energy Regulatory Commission's (FERC) order on February 7, 2001, PEF's merger commitment regarding RTOs was to file a RTO proposal by October 15, 2001. "Applicants must make a filing on or before October 15, 2000, as required

¹FMPA/Seminole Opposition, at par. 1 (footnote omitted).

DOCUMENT NUMBER DATE

02101 MAR 10 06

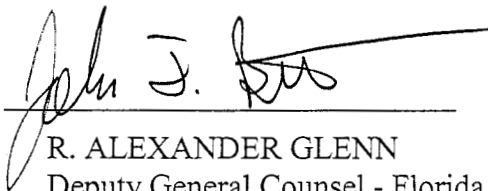
FPSC-COMMISSION CLERK

under Order No. 2000 (rather than 90 days after consummation of the merger as proposed by Applicants)...² PEF has fulfilled this merger commitment.

CP&L is a participant in the GridSouth RTO proposal filed by utilities located in SERC and Florida Power Corp is a participant in the GridFlorida RTO proposal filed by utilities located in Florida. Both proposals were filed by October 15, 2000 and in both Applicants propose to transfer operational control of their transmission facilities by December 15, 2001. **Therefore, Applicants have fulfilled their RTO commitment, as clarified in the July 12 order.**³ (Emphasis added).

WHEREFORE, PEF respectfully request that the Commission grant the GridFlorida Companies' Motion to Withdraw Compliance Filing and Petition and to close this docket.

Respectfully submitted,

By: 

R. ALEXANDER GLENN
Deputy General Counsel - Florida
JOHN T. BURNETT, ESQ.
Associate General Counsel - Florida
Progress Energy Service Company
Post Office Box 14042
St. Petersburg, FL 33733
Tel: 727-820-5184
Fax: 727-820-5519

² CP&L Holdings Inc., Order Denying Rehearing and Clarification 94 F.E.R.C. ¶61,096 (2001).

³ Id. PEF would like to point out that the FERC terminated the GridSouth dockets. See Order Terminating Proceeding Docket No. RT01-74, October 20, 2005.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by US Mail, this 10th day of March, 2006, to the following:

By:


John T. Burnett, Esq.

William Cochran Keating, IV
Jennifer S. Brubaker
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Office of Public Counsel
Jack Shreve/J. Roger Howe
111 W. Madison Street, #812
Tallahassee, FL 32399-1400

Lee L. Willis
James D. Beasley
Ausley & McMullen
Post Office Box 391
Tallahassee, FL 32302

Harry W. Long, Jr.
Assistant General Counsel
Tampa Electric Company
Post Office Box 111
Tampa, Florida 33601

Angela Llewellyn
Tampa Electric Company
Post Office Box 111
Tampa, FL 33601-0111

Michael J. Rustum
Dickstein Shapiro Morin & Oshinsky
2101 L Street N.W.
Washington, DC 20037-1526

Kendal Bowman, Esquire
Progress Energy
410 South Wilmington Street
Raleigh, NC 27601

Paul Lewis, Jr.
Progress Energy
106 East College Ave., Suite 800
Tallahassee, FL 32301-7740

Kenneth Hoffman, Esq.
Rutledge Law Firm
Post Office Box 551
Tallahassee, FL 32301

Bill Walker
Florida Power & Light Co.
215 South Monroe Street, Suite 810
Tallahassee, FL 32301-1859

R. Wade Litchfield, Esq.
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0429

Leslie J. Paugh, P.A.
Post Office Box 16069
Tallahassee, FL 32317-6069

Thomas W. Kaslow
Calpine Corporation
The Pilot House, 2nd Floor
Lewis Wharf
Boston, MA 02110

Lee E. Barrett
Duke Energy North America
5400 Westheimer Court
Houston, TX 77056-5310

Beth Bradley
Mirant Americas Development, Inc.
1155 Perimeter Center West
Atlanta, GA 30338-5416

Thomas Cloud/W.C. Browder/P. Antonacci
Gray, Harris & Robinson, P.A. (Orl)
301 East Pine Street, Suite 1400
Orlando, FL 32801

Wayne Morris/Thomas Washburn
Orlando Utilities Commission
Post Office Box 3193
Orlando, FL 32802-3193

David L. Cruthirds
Dynege Inc.
1000 Louisiana Street, Suite 5800
Houston, TX 77002-5050

John Attaway
Publix Super Markets, Inc.
Post Office Box 32015
Lakeland, FL 33802-2018

Thomas J. Maida/N. Wes Strickland
Foley & Lardner Law Firm
106 East College Ave., Suite 900
Tallahassee, FL 32301-3369

William T. Miller
Miller Law Firm
1140 19th St., NW, Suite 700
Washington, DC 20036

Timothy Woodbury
Seminole Electric Cooperative, Inc.
16313 North Dale Mabry Highway
Tampa, FL 33688-2000

Michelle Hershel
2916 Apalachee Parkway
Tallahassee, FL 32301

Jon Moyle/Cathy Sellers/Dan Doorakian
Moyle Law Firm
The Perkins House, 118 N Gadsden St.
Tallahassee, FL 32301

CPV Atlantic, Ltd.
146 NW Central Park Plaza, Suite 101
Port Saint Lucie, FL 34986

Melissa Lavinson
PG&E National Energy Group Co.
7500 Old Georgetown Road
Bethesda, MD 20814

Timothy Perry, Esq.
McWhirter Law Firm
117 S. Gadsden Street
Tallahassee, FL 32301

Michael Briggs
Reliant Energy Power Generation, Inc.
801 Pennsylvania Ave., Suite 620
Washington, DC 20004

John McWhirter
McWhirter Law Firm
Post Office Box 3350
Tampa, FL 33601-3350

Daniel Frank
Sutherland Asbill & Brennan LLP
1275 Pennsylvania Ave., NW
Washington, DC 20004-2415

John Giddens
Reedy Creek Improvement District
Post Office Box 10000
Lake Buena Vista, FL 32830

Lee Schmudde
1375 Lake Buena Drive
Fourth Floor North
Lake Buena Vista, FL 32830

Frederick M. Bryant/Jody Lamar Finklea
FMPA
2061-2 Delta Way
Tallahassee, FL 32303

Cynthia Bogorad/David Pomper/J. Schwarz
Spiegel & McDiarmid
1350 New York Ave., NW, Suite 1100
Washington, DC 20005-4798

Robert C. Williams
Florida Municipal Power Agency
8553 Commodity Circle
Orlando, FL 32819-9002

Douglas John/Matthew Rick
John & Hengerer Law Firm
1200 17th Street, NW
Suite 600
Washington, DC 20036-3013

Pete Koikos
City of Tallahassee
100 West Virginia Street
Fifth Floor
Tallahassee, FL 32301

Paul Clark
City of Tallahassee
400 East Van Buren Street
Fifth Floor
Tallahassee, FL 32301

Ed Regan
Gainesville Regional Utilities
Post Office Box 147117, Station A136
Gainesville, FL 32614-7117

Robert Miller
Kissimmee Utility Authority 1701 West
Carroll Street
Kissimmee, FL 32746

Paul Elwing
Lakeland Electric
501 E. Lemon Street
Lakeland, FL 33801-5079

Suzanne Brownless, P.A.
1975 Buford Blvd.
Tallahassee, FL 32308-4466

P. G. Para
Jacksonville Electric Authority
21 West Church Street
Jacksonville, FL 32202-3139

Dick Basford & Associates, Inc.
5616 Fort Sumter Road
Jacksonville, FL 32210

Michael Wedner
117 West Duval Street, Suite 480
Jacksonville, FL 32202

Mark Sundback/Kenneth Wiseman
Andrews & Kurth Law Firm
1701 Pennsylvania Ave., NW, Suite 300
Washington, DC 20006

Linda Quick
SFHHA
6363 Taft Street
Hollywood, FL 33024

Ron LaFace/Seann M. Frazier
Greenberg, Traurig Law Firm
101 E. College Ave.
Tallahassee, FL 32301

Florida Retail Federation
100 E. Jefferson Street
Tallahassee, FL 32301

Bill Bryant, Jr.
Akerman Senterfitt Law firm
106 East College Avenue
12th Floor
Tallahassee, FL 32301

Alan J. Statman, Esq.
Trans-Elect, Inc.
1200 G Street NW, Suite 600
Washington, DC 20005

Richard Zambo, Esq.
598 SW Hidden River Ave.
Palm City, FL 34990

Dr. Marc C. Bruner
Solid Waste Authority
7501 North Jog Road
West Palm Beach, FL 33412

Susan Barfield
Florida Phosphate Council
1435 East Piedmont Drive, Suite 211
Tallahassee, FL 32308

Robert Scheffel Wright
John T. LaVia, III
Young van Assenderp, P.A.
225 S. Adams Street, Suite 200
Tallahassee, FL 32301

Michael Twomey
Sugarmill Woods Civic Assoc.
Post Office Box 5256
Tallahassee, FL 32314-5256