

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Hearings on Load Forecasts,) Docket No. 900004-EU
Generation Expansion Plans and)
Cogeneration Prices for Peninsular) Filed: Sept. 10, 1990
Florida's Electric Utilities.)
_____)

PETITION TO INTERVENE

Indiantown Cogeneration, L.P. ("ICL") pursuant to Rule 25-22.039, F.A.C., hereby petitions the Commission to allow it to intervene in this proceeding. In support thereof, ICL states:

1. ICL's full name and address is Indiantown Cogeneration, L.P., 7475 Wisconsin Avenue, 10th Floor, Bethesda, Maryland 20814-3422.

2. All notices, pleadings and orders should be directed to the following ICL representative:

Richard D. Melson
Cheryl G. Stuart
Hopping Boyd Green & Sams
P.O. Box 6526
Tallahassee, FL 32314
(904) 222-7500

3. ICL is a Delaware limited partnership organized by subsidiaries of Pacific Gas & Electric Company and Bechtel Group, Inc. to develop a coal fired cogeneration project in Indiantown, Florida (the "Indiantown Project").

4. On May 21, 1990, ICL executed a negotiated "Agreement for the Purchase of Firm Capacity and Energy"

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which provides for ICL to sell and FPL to purchase, on a firm basis, the entire capacity and net electrical energy from the Indiantown Project.

5. On August 21, 1990, ICL and FPL filed with the Commission a joint petition for determination of need for the Indiantown Project pursuant to Section 403.519, F.S.

6. Order No. 23235, issued in this docket on July 23, 1990, establishes an industry-wide policy to prioritize qualifying facility contracts for purposes of applying a subscription limit. There are a number of motions for clarification of Order No. 23235 now pending before the Commission. It also appears that this docket may become the forum in which the relative priority of contracts between qualifying facilities and Florida utilities (including the ICL/FPL contract) will be considered by the Commission.

7. ICL, as a cogenerator and signatory to a negotiated cogeneration contract with FPL, will be directly and substantially affected by any orders and decisions in this docket that directly or indirectly establish the relative priority of cogeneration contracts.

WHEREFORE, ICL respectfully requests that it be given leave to intervene as a party to this proceeding.

RESPECTFULLY SUBMITTED this 10th day of September, 1990.

HOPPING BOYD GREEN & SAMS

By Richard D. Melson
Richard D. Melson
Cheryl G. Stuart
123 South Calhoun Street
Post Office Box 6526
Tallahassee, Florida 32314
(904) 222-7500

ATTORNEYS FOR INDIANTOWN
COGENERATION, L.P.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by U.S. Mail or hand-delivery this 10th day of September, 1990, to the following:

James A. McGee
Florida Power Corporation
P.O. Box 14042 (A5D)
St. Petersburg, FL 33733

James D. Beasley, Esq. (By Hand)
Lee Willis, Esq.
Ausley, McMullen, McGehee,
Carothers and Proctor
P.O. Box 391
Tallahassee, FL 32301

Matthew Childs, Esq. (By Hand)
Charles Guyton
Steel Hector & Davis
310 College Avenue
Tallahassee, FL 32301-1406

Roy Young, Esq. (By Hand)
Young Van Assenderp, Vanadoes
and Benton, P.A.
P.O. Box 1833
Tallahassee, FL 32302-1833

Richard A. Zambo
598 S.W. Hidden River Avenue
Palm City, FL 34990

Edison Holland, Jr., Esq.
Beggs and Lane
P.O. Box 12950
Pensacola, FL 32576

Michael Palecki (By Hand)
Public Service Commission
101 East Gaines Street
Tallahassee, FL 32301

Lee Rampey
General Counsel
Department of Energy
Southeastern Power Adm.
Elberton, GA 30635

Susan Delegal
Broward County General
Counsel
115 South Andrew Ave.
Suite 406
Ft. Lauderdale, FL 33301

Barney L. Capehart
1601 N.W. 35th Way
Gainesville, FL 32605

Yvonne Gsteiger
Florida Rural Electric
Cooperatives
P.O. Box 590
Tallahassee, FL 32302

Gail P. Fels, Esq.
Dade County Attorney's Office
Metropolitan Dade County
111 N.W. 1st Street
Suite 2810
Miami, FL 33128-1993

Jack Shreve
Stephen Burgess
Office of Public Counsel
Claude Pepper Building
Suite 810
111 West Madison Street
Tallahassee, FL 32399-1440

**Cogeneration Program Manager
Governor's Energy Office
301 Bryant Building
Tallahassee, FL 32301**

**John Blackburn
P.O. Box 905
Maitland, FL 32751**

**Gary Tipps
Seminole Electric Cooperative
P.O. Box 272000
Tampa, FL 33688-2000**

**Mike Peacock
Florida Public Utilities, Co.
P.O. Box 610
Marianna, FL 32446**

**Frederick M. Bryant (By Hand)
William J. Peebles
306 East College Avenue
P.O. Box 1169
Tallahassee, FL 32302**

**Ray Maxwell
Reedy Creek Improvement Dist.
P.O. Box 10170
Lake Buena Vista, FL 32830**

**E. M. Grant
Florida Keys Electric Coop.
P.O. Box 377
Tavernier, FL 33070**

**Ann Carlin
Gainesville Regional Utilities
P.O. Box 490, Station 52
Gainesville, FL 32602**

**Edward C. Tannen
Assistant Counsel
Jacksonville Electric Authority
1300 City Hall
Jacksonville, FL 32202**

**Quincy Municipal Electric
Light Department
P.O. Box 941
Quincy, FL 32351**

**City of Chattahoochee
Attn: Superintendent
115 Lincoln Drive
Chattahoochee, FL 32324**

**Alabama Electric Cooperative
P.O. Box 550
Andalusia, AL 37320**

**Paul Sexton (By Hand)
Richard A. Zambo, P.A.
211 South Gadsden Street
Tallahassee, FL 32301**

**Terry O. Brackett
1899 L Street, N.W.
Suite 501
Washington, D.C. 20036**

**Guyte P. McCord, III (By Hand)
MacFarlane Ferguson Allison
& Kelly
Suite 804
1st Fla. Bank Building
Post Office Box 82
Tallahassee, FL 32302**

**C.M. Naeve
Shaheda Sultan
Skadden Arps, et al.
1440 New York Ave., N.W.
Washington, D.C. 20005-2107**

**Patrick K. Wiggins (By Hand)
Wiggins & Villacorta
325 West Park Avenue
P.O. Drawer 1657
Tallahassee, FL 32302**

**Terry Cole (By Hand)
Oertel, Hoffman, et al.
2700 Blair Stone Road, Suite C
Tallahassee, FL 32301**

**Kerry Varkonda
AES Corporation
P.O. Box 26998
Jacksonville, FL 32218-0998**

Joseph A. McGlothlin (By Hand)
Vicki Gordon Kaufman
Lawson, McWhirter, Grandoff & Reeves
522 East Park Avenue, Suite 200
Tallahassee, FL 32301

Mr. Robert Yott, P.E.
Energy and Environment Division
2 Windsor Plaza
2 Windsor Drive, Suite 301
Allentown, PA 18195

D. Bruce May (By Hand)
Holland & Knight
P.O. Drawer 810
315 South Calhoun
Tallahassee, FL 32301

Richard B. Stephens, Jr.
Holland & Knight
P.O. Box 32092
Lakeland, FL 33801

Reed M.

Attorney