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November 8, 1990

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FILE COPY**

Honorable Steve Tribble, Director
Division of Records and Reporting
Public Service Commission
101 East Gaines Street
Tallahassee, Florida 32399-0850

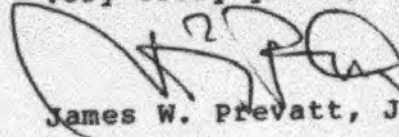
Re: Territorial Dispute Between the Petitioner, SUWANNEE VALLEY ELECTRIC COOPERATIVE, INC., and the Respondent, FLORIDA POWER & LIGHT COMPANY, (H. R. Driggers Property)
Docket No: 900825-EI

Dear Sir:

Enclosed is the original and 15 copies of Suwannee Valley Electric Cooperative, Inc.'s Response to Petition for Declaratory Statement in the above referenced matter. Please accept the same for filing.

Should you have any questions regarding the above, please do not hesitate to contact me. Your courtesies and cooperation are greatly appreciated.

Very truly yours,



James W. Prevatt, Jr.

- ACK
- AFA _____
- APP 1
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Enclosure

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Petition of FLORIDA)
POWER & LIGHT CORPORATION)
for a Declaratory Statement.)
_____)

DOCKET NO. 900825-EI

RESPONSE TO PETITION FOR DECLARATORY STATEMENT

COMES NOW, SUWANNEE VALLEY ELECTRIC COOPERATIVE, INC., and moves to dismiss FLORIDA POWER & LIGHT CORPORATION's Petition for Declaratory Statement and would show the Florida Public Service Commission as follows:

1. The factual circumstances described in the Petition which form the basis for the request for declaratory statement are actually the description of factual circumstances forming the basis of a territorial dispute between FLORIDA POWER & LIGHT CORPORATION and SUWANNEE VALLEY ELECTRIC COOPERATIVE, INC.

2. SUWANNEE VALLEY ELECTRIC COOPERATIVE, INC. has this date filed a Petition to Resolve territorial Dispute based on the foregoing facts.

3. FLORIDA POWER & LIGHT CORPORATION should not be allowed to try to resolve a territorial dispute by invoking the jurisdiction of the Commission to obtain a declaratory statement when more appropriate avenues are dictated by Florida Statutes.

WHEREFORE, SUWANNEE VALLEY ELECTRIC COOPERATIVE, INC. pray for an order of the Commission dismissing the Petition for Declaratory Statement filed herein.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been furnished by United States Mail to J. CHRISTIAN MEFFERT, Esquire, 201 South Monroe Street, Suite 500, Tallahassee, Florida 32301 and K. CRANDAL MCDUGALL, Esquire,

DOCUMENT NUMBER-DTE

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Post Office Box 029100, Miami, Florida 33102-9100 on this
November 8, 1990.

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Fla. Bar No. 047076

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