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**ORIGINAL
FILE COPY**

November 14, 1990

Mr. Steve Tribble
Division of Records and Reporting
Florida Public Service Commission
101 East Gaines Street
Tallahassee, FL 32399

RE: DOCKET NO. 900796-EI

Dear Mr. Tribble:

Enclosed please find the original and fifteen (15) copies of Florida Power & Light Company's Response In Opposition To Office Of Public Counsel's And Nassau Power Corporation's Motions To Postpone Hearing And Reschedule CASR Dates in the above referenced docket.

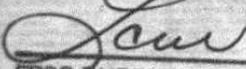
Respectfully submitted,



Matthew M. Childs, P.A.

- ACK
- AFA
- APP
- CAF
- CMU
- CTR
- EAG
- LEG
- LIN MMC/eg
- OPC cc: All Parties of Record
- RCH
- SEC
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- OTH

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
10187 NOV 14 1990
FPSC-RECORDS/REPORTING

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for inclusion of) DOCKET NO. 900796-EI
Scherer Unit No. 4 purchase in rate) FILED: November 14, 1990
base, including an acquisition)
adjustment by Florida Power & Light)
Company)

RESPONSE OF FLORIDA POWER & LIGHT COMPANY IN OPPOSITION TO
OFFICE OF PUBLIC COUNSEL'S AND NASSAU POWER CORPORATION'S
MOTIONS TO POSTPONE HEARING AND RESCHEDULE CASR DATES

FLORIDA POWER & LIGHT COMPANY ("FPL"), pursuant to Rule 25-22.037(2)(b), F.A.C., hereby responds in opposition to the Motion to Postpone Hearing and Reschedule CASR Dates filed by the Office of Public Counsel on November 9, 1990 and Nassau Power Corporation's Joinder in Public Counsel's Motion to Postpone Hearing and Reschedule CASR Dates filed on November 13, 1990 (the "Motions") and requests the Commission to deny the Motions. The grounds for this response are as follows:

1. FPL filed its petition initiating this proceeding on September 28, 1990. Accompanying the petition were the prepared testimonies and exhibits of five FPL witnesses. These accompanying materials provide detailed support and explanation for the Commission actions sought in FPL's petition -- a finding of fact that the purchase of a portion of Scherer Unit No. 4 by FPL is a reasonable and prudent investment, and authorization to include the price of that purchase, with the acquisition adjustment, in rate base as it is paid.

2. At the time Public Counsel and Nassau Power Corporation filed their Motions, FPL's petition and accompanying materials had been on file with the Commission for seven weeks. Public Counsel has had the filing in its hands for that same period of time, as FPL served a copy on Public Counsel contemporaneously with delivery to the Commission. Nassau Power Corporation did not petition to intervene in this proceeding until November 6, 1990. The hearing dates of which Public Counsel and Nassau Power Corporation complain are over eleven weeks after the filing date.

3. The schedule which has been established for this proceeding provides adequate time for parties to review FPL's filing, conduct discovery, file testimony and otherwise participate. There is no reason to postpone the hearing and revise the CASR dates as the Motions request.

4. FPL's opportunity to purchase an interest in Scherer Unit No. 4 is unique and valuable -- to FPL and to its customers -- and there is limited time available for FPL to take advantage of this opportunity. FPL respectfully requests that the Commission maintain the current Schedule so that this opportunity is not lost or impaired.

WHEREFORE, FPL opposes Public Counsel's and Nassau Power Corporation's Motions and respectfully requests that the

Commission deny the Motions. and maintain the schedule currently in effect for this proceeding.

Respectfully submitted

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Attorneys for Florida Power &
Light Company

By:

Matthew M. Childs
Matthew M. Childs, P.A.
John T. Butler

DATE:

11-13-90

TO:

Legal

The attached is sent to you for:

- Your Information
- Further Handling
- Necessary action
- Advice on Handling
- Response

Remarks:

10138-90

Division of Records & Reporting
PSC/R&R 9 (3/87)

TB

DATE:

11-9-90

TO:

Legal

The attached is sent to you for:

- Your Information
- Further Handling
- Necessary action
- Advice on Handling
- Response

Remarks:

10091-90

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TB

DOCUMENT INDEXED DATE
10082 NOV-9 1990
10-11-90 10:22 AM

CERTIFICATE OF SERVICE

DOCKET NO. 900796-EI

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Response In Opposition To Office Of Public Counsel's And Nassau Power Corporation's Motions To Postpone Hearing And Reschedule CASR Dates has been furnished to the following individuals by U. S. Mail* or Hand Delivery** this 14th day of November, 1990.

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