

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received the petition for declaratory statement of Duke Energy New Smyrna Beach Power Company, L.L.P. The petitioner inquires as to whether it is entitled to apply for a determination of need for an electric power plant pursuant to Commission Rules 25-22.080-.081, Florida Administrative Code and the Florida Electrical Power Plant Siting Act or alternatively whether no determination of need is required for its proposed merchant power plant project.

Docket No. 971446-EU

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