

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for Declaratory Statement) Docket No. 980283-EQ
 that Commission's Approval of Negotiated)
 Contract for Purchase of Firm Capacity) Submitted for
 and Energy between Florida Power) Filing: March 23, 1998
 Corporation and Metropolitan Dade County,)
 Order No. 24734, Together with Order)
 Nos. PSC-97-1437-FOF-EQ, Rule)
 25-17.0832, F.A.C., and Order No.)
 24989, Establish that Energy Payments)
 thereunder, including when Firm or As-)
 Available Payment is Due, Are Limited)
 to Analysis of Avoided Costs based upon)
 Avoided Unit's Contractually-Specified)
 Characteristics.)

METROPOLITAN DADE COUNTY'S AND MONTENAY DADE, LTD.'S
 SECOND UNOPPOSED MOTION FOR ENLARGEMENT OF
 TIME TO FILE A MOTION TO DISMISS FLORIDA
 POWER CORPORATION'S PETITION FOR
DECLARATORY STATEMENT

Metropolitan Dade County ("Dade County") and Montenay-Dade,
 Ltd. ("Montenay"), pursuant to Rule 25-22.037, Florida

ACK _____ Administrative Code ("F.A.C.") hereby request an enlargement of time

AFA _____
 APP *Bellah* to file a motion to dismiss Florida Power Corporation's ("FPC")

CAF _____ Petition for Declaratory Statement and in support thereof state:

CMU _____

CTR _____ 1. On February 24, 1998, FPC initiated the instant docket by

EAG *2* filing a Petition for Declaratory Statement.

LEG _____

LIN _____

OPC _____

RCH _____

SEC *1*

WAS _____

OTH _____

DOCUMENT NUMBER-DATE

03433 MAR 23 98

97

FILED IN OFFICE/REPORTING

2. On March 11, 1998, Dade County and Montenay filed an unopposed motion for enlargement of time, up to and including March 27, 1998, to file a motion to dismiss FPC's Petition for Declaratory Statement. As of the date of this motion, the Commission has not issued an Order in response to Dade County and Montenay's first request for enlargement of time.

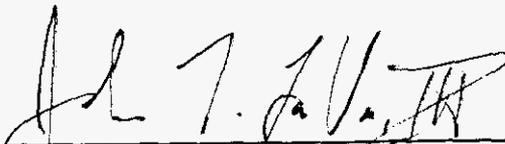
3. Montenay's lead counsel, Schef Wright, will, unexpectedly, be out of the office for much of this week and, thus, he will not have adequate time to assist in the preparation of Dade County's and Montenay's motion to dismiss FPC's Petition for Declaratory Statement within the time initially requested by Dade County and Montenay in the first request for enlargement of time. Accordingly, Dade County and Montenay request that the Commission grant an additional enlargement of time up to and including the close of business on Monday, April 6, 1998 for the filing of a joint motion to dismiss FPC's Petition for Declaratory Statement.

4. Montenay's counsel has discussed this requested enlargement of time with FPC's counsel and is authorized to represent that FPC does not object to this request.

WHEREFORE, Dade County and Montenay respectfully request that the Commission enlarge the time up to and including the close of business on April 6, 1998, for the filing of Dade County's and

Montenay's joint motion to dismiss FPC's Petition for Declaratory Statement.

Respectfully submitted this 23rd day of March, 1998.

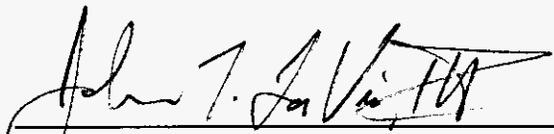


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COUNSEL FOR METROPOLITAN DADE
COUNTY AND MONTENAY-DADE, LTD.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been furnished this 23rd day of March, 1998, by regular U.S. Mail to Chris S. Coutroulis, Esquire and Robert L. Ciotti, Esquire, Carlton, Fields, Ward, Emmanuel, Smith & Cutler, Post Office Box 3239, 777 S. Harbour Island Blvd, Tampa, Florida 33602 and James A. McGee, Esquire, Office of the General Counsel, Florida Power Corporation, 3201 34th Street South, Post Office Box 14042, St. Petersburg, Florida 33733-4042 and by hand-delivery to David E. Smith, Esquire, Director of Appeals, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Third Floor, Gunter Building, Tallahassee, Florida 32399-0850.



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