

981042-EM

The News-Journal

Published Daily and Sunday
Daytona Beach, Volusia County, Florida

State of Florida,
County of Volusia:

Before the undersigned authority personally appeared
Bryan P. Stephens

who, on oath says that he is.....
Classified Advertising Manager

of The News-Journal, a daily and Sunday newspaper, published
at Daytona Beach in Volusia County, Florida; that the
attached copy of advertisement, being a.....

Notice of Need Determination
Hearing and PreHearing Conference

in the matter of Proposed Electrical Power Plant

in theCourt, was published

in said newspaper in the issues.....
September 20, 1998

Affiant further says that The News-Journal is a newspaper
published at Daytona Beach, in said Volusia County, Florida,
and that the said newspaper has heretofore been continuously
published in said Volusia County, Florida, each day and
Sunday and has been entered as second-class mail matter at the
post office in Daytona Beach, in said Volusia County, Florida,
for a period of one year next preceding the first publication of
the attached copy of advertisement; and affiant further says
that he has neither paid nor promised any person, firm or
corporation any discount, rebate, commission or refund for the
purpose of securing this advertisement for publication in the
said newspaper.

Sworn to and subscribed before me
this 21st day of September

A.D. 1998

Notary Public, State of Florida
My Comm. Exp. Apr. 13, 1999
Comm. No. CC 452734



DOCUMENT NUMBER
10500 SEP 23
FPSC-RECORDS/REPORTING

LEGAL ADVERTISEMENT

BEFORE THE FLORIDA NOTICE OF NEED DETERMINATION PREHEARING CONFERENCE POWER

TO: UTILITIES COMMISSION, C
DUKE ENERGY NEW SMYRNA BEACH POWER CO
DOCK
IN RE: JOINT PETITION FOR DETERMINATION O
COUNTY BY THE UTILITIES COMMISSION, CITY O
SMYRNA BEACH POWER COMPANY LTD., L.L.P.

ISSUED
NOTICE is hereby given that the Florida Public Service
and place listed below. All persons who wish to be heard
1998.

9:30 a.m., Wednesday, December 2, 1998, Commission
4075 Esplanade Way, Tallahassee, Florida
*Thursday, December 3, 1998, and Friday, December 4,
The starting time of the next day's session will be announced
early if all testimony is concluded.

Any person requiring some accommodation at the hearing
should call the Division of Records and Reporting at (904) 497-
conference. Any person who is hearing or speech impaired should
Florida Relay Service, which can be reached at 1-800-955-8771.
PURPOSE AND PROCEDURE The purpose of this hearing is to
need, pursuant to Section 403.501-519, Florida Statutes, and
County, Florida. This proceeding shall allow the Utilities Commission
New Smyrna Beach Power Company Ltd., L.L.P., to determine the
determination of need for their proposed plant and related
present testimony and exhibits concerning this matter; and the
determination proceeding the opportunity to present testimony.
Commission may deem appropriate. All witnesses shall be sworn
The proceedings will be governed by the provisions of Chapter
Chapter 25-22, Florida Administrative Code, and Chapter 25-22,
Under Section 403.519, Florida Statutes, the Commission shall
power plant and associated facilities. In making its determination
system reliability and integrity, the need for adequate electrical
cost-effective alternative available. The Commission shall use
reasonably available to the petitioners which might impair their
jurisdiction which it deems relevant. The Commission's decision
presumption of public need and necessity and shall serve the
Florida Statutes. An order entered by the Commission pursuant to
Only issues relating to the need for the power plant and associated
hearing. Separate public hearings will be held before the hearing
other impacts of the proposed plant and associated facilities.

Members of the public who are not parties to the need determination
regarding the need for the proposed plant and associated facilities
be present at the beginning of the hearing. All witnesses will
of their testimony.
Written comments regarding the need for the proposed plant and
following address:
Blanca S Bayo, Director, Division of Records and Reporting
Florida Public Service Commission, 2540 Shumard Oaks
Re: Docket No. 981042-EM
Anyone wishing to become a party to the need determination
25-22.039, Florida Administrative Code with the Director of
listed above. Copies of the petition should be sent by mail to
appearing on their own behalf, must be represented by a
representative pursuant to Chapter 120, Florida Statutes, and
to intervene must be filed at least five (5) days before the
Administrative Code, and must include allegations sufficient to
proceeding as a matter of constitutional or statutory right. If
intervenor are subject to determination or will be affected by the
GENERAL LOCATION AND PROJECT DESCRIPTION
MW of electricity and is to be located at the northwest corner of
Volusia County, Florida. The proposed unit consists of a steam
turbine generator, and associated facilities. The issue is the
PREHEARING CONFERENCE A prehearing conference will be held on
9:30 a.m., Thursday, November 5, 1998, Room 148, E. Esplanade
4075 Esplanade Way, Tallahassee, Florida
The purpose of this prehearing conference will be to discuss the
positions of the parties on the issues; (3) the possibility of
unnecessary proof; (4) the identification of exhibits; (5) the
may aid in the disposition of the action.

JURISDICTION Jurisdiction over this determination of need is
Florida Statutes. This proceeding will be governed by the provisions
and Chapter 28-106, Florida Administrative Code.
APPLICATION A copy of the Petition to Determine Need must be
normal business hours at the following location:
Florida Public Service Commission, Division of Records and Reporting
Room 110, Betty Easley Conference Center, 4075 Esplanade Way
By DIRECTION of the Florida Public Service Commission
BLANCA S. BAYO, Director
Legal L34063. Sept. 20, 1998, 11.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION
**NOTICE OF NEED DETERMINATION HEARING AND
 PREHEARING CONFERENCE ON PROPOSED ELECTRICAL
 POWER PLANT**

TO: UTILITIES COMMISSION, CITY OF NEW SMYRNA BEACH, FLORIDA
 DUKE ENERGY NEW SMYRNA BEACH POWER COMPANY, LTD., L.L.P., AND ALL OTHER INTERESTED PERSONS
 DOCKET NO. 981042-EM

IN RE: JOINT PETITION FOR DETERMINATION OF NEED FOR AN ELECTRICAL POWER PLANT IN VOLUSIA COUNTY BY THE UTILITIES COMMISSION, CITY OF NEW SMYRNA BEACH, FLORIDA, AND DUKE ENERGY NEW SMYRNA BEACH POWER COMPANY LTD., L.L.P.

ISSUED: September 20, 1998

NOTICE is hereby given that the Florida Public Service Commission will hold a public hearing in the above docket at the time and place listed below. All persons who wish to be heard are urged to be present at the beginning of the hearing on December 2, 1998.

9:30 a.m., Wednesday, December 2, 1998, Commission Hearing Room 148, Betty Easley Conference Center
 4075 Esplanade Way, Tallahassee, Florida

*Thursday, December 3, 1998, and Friday, December 4, 1998, have been reserved for continuation of the hearing, if necessary. The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded.

Any person requiring some accommodation at the hearing or the prehearing conference because of a physical impairment should call the Division of Records and Reporting at (850) 413-6770 at least 48 hours prior to the hearing or prehearing conference. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

PURPOSE AND PROCEDURE The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Section 403.501-519, Florida Statutes, for the construction of a power plant and related facilities in Volusia County, Florida. This proceeding shall allow the Utilities Commission, City of New Smyrna Beach, Florida, and Duke Energy New Smyrna Beach Power Company Ltd., L.L.P., to present evidence and testimony in support of their petition for a determination of need for their proposed plant and related facilities in Volusia County, Florida; to permit any intervenors to present testimony and exhibits concerning this matter; to permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

The proceedings will be governed by the provisions of Chapter 120, Florida Statutes, Section 403.519, Florida Statutes, Chapter 25-22, Florida Administrative Code, and Chapter 28-106, Florida Administrative Code.

Under Section 403.519, Florida Statutes, the Commission is the sole forum for the determination of need for the electrical power plant and associated facilities. In making its determination, the Commission must take into account the need for electric system reliability and integrity, the need for adequate electricity at a reasonable cost, and whether the proposed plant is the most cost-effective alternative available. The Commission must also expressly consider the conservation measures taken by or reasonably available to the petitioners which might mitigate the need for the proposed plant, and other matters within its jurisdiction which it deems relevant. The Commission's determination of need for the Volusia County facility shall create a presumption of public need and necessity and shall serve as the Commission's report as required by Section 403.507 (2) (a) (2), Florida Statutes. An order entered by the Commission pursuant to this hearing shall constitute final agency action.

Only issues relating to the need for the power plant and its associated facilities will be heard at the December 2-4, 1998, hearing. Separate public hearings will be held before the Division of Administrative Hearings to consider environmental and other impacts of the proposed plant and associated facilities.

Members of the public who are not parties to the need determination proceeding will have an opportunity to present testimony regarding the need for the proposed plant and associated facilities. All members of the public who wish to offer testimony should be present at the beginning of the hearing. All witnesses will be sworn and will be subject to cross-examination at the conclusion of their testimony.

Written comments regarding the need for the proposed plant and associated facilities may be sent to the Commission at the following address:

Blanca S Bayo, Director, Division of Records and Reporting
 Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870
 Re: Docket No. 981042-EM

Anyone wishing to become a party to the need determination proceeding should file an appropriate petition pursuant to Rule 25-22.039, Florida Administrative Code with the Director of the Commission's Division of Records and Reporting at the address listed above. Copies of the petition should be sent by mail to all parties. Those wishing to intervene in these proceedings, unless appearing on their own behalf, must be represented by an attorney or other person who can be determined to be a qualified representative pursuant to Chapter 120, Florida Statutes, and Rule 28-106.106, Florida Administrative Code. Petitions for leave to intervene must be filed at least five (5) days before the final hearing, must conform with Rule 28-106.201 (2), Florida Administrative Code, and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the hearing.

GENERAL LOCATION AND PROJECT DESCRIPTION The proposed electric power plant is estimated to produce 514 MW of electricity and is to be located at the northwest corner of the intersection of State Road 44 and Interstate Highway 95 in Volusia County, Florida. The proposed unit consists of a combustion turbine generator, two heat recovery steam generators, a steam turbine generator, and associated facilities. The inservice date for the proposed unit is estimated to be November 1, 2001.

PREHEARING CONFERENCE A prehearing conference will be held at the following time and place:

9:30 a.m., Thursday, November 5, 1998, Room 148, Betty Easley Conference Center,
 4075 Esplanade Way, Tallahassee, Florida

The purpose of this prehearing conference will be to consider: (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as may aid in the disposition of the action.

JURISDICTION Jurisdiction over this determination of need is vested in the Commission by Chapter 366 and Section 403.519, Florida Statutes. This proceeding will be governed by the provisions of Chapter 120, Florida Statutes, as well as Chapter 25-22 and Chapter 28-106, Florida Administrative Code.

APPLICATION A copy of the Petition to Determine Need and supporting exhibits are available for public inspection during normal business hours at the following location:

Florida Public Service Commission, Division of Records and Reporting
 Room 110, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

By DIRECTION of the Florida Public Service Commission this 20th day of September, 1998.

BLANCA S. BAYO, Director, Division of Records and Reporting

UMBER
 SEP 20
 DS/REPORTING

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

(VIA FAX NO. 904-255-7840)

September 14, 1998

Daytona Beach News-Journal
ATTN: Anita Saunders
P.O. Box 2831
Daytona Beach, Florida 32120-2831

Re: Publication of notice of hearing concerning Docket No. 981042-EM

Dear Ms. Saunders:

Attached is a notice for publication as a quarter-page display ad in the **Sunday, September 20, 1998**, edition of the *Daytona Beach News-Journal*.

The **bill** for publication of the notice should be sent to our Division of Administration (ATTN: Fiscal Section) at the address printed below. The **proof of publication** should be sent directly to me.

Please fax a copy of the notice to me for proofing before it is published. My fax number is 850-413-7118. I understand I may expect a copy for proofing by Thursday afternoon, September 17.

Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in blue ink that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records

Attachment

cc: Docket File 981042-EM
Leslie Paugh, Division of Legal Services
Grace Jaye, Division of Legal Services

DOCUMENT NO. DATE
10500-98 2/16/10
PSC - COMMISSION CLERK

R123 send to proof

634082
 NAME: L. G. ...
 ADDRESS: ...
 PHONE: ...
 DATE: 9-20-98

LEGAL ADVERTISEMENT

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION
**NOTICE OF NEED DETERMINATION HEARING AND
 PREHEARING CONFERENCE ON PROPOSED ELECTRICAL
 POWER PLANT**

TO: UTILITIES COMMISSION, CITY OF NEW SMYRNA BEACH, FLORIDA
 DUKE ENERGY NEW SMYRNA BEACH POWER COMPANY, LTD., L.P., AND ALL OTHER INTERESTED PERSONS
 DUKERL NO. 981047-EM

IN RE: JOINT PETITION FOR DETERMINATION OF NEED FOR AN ELECTRICAL POWER PLANT IN VOLusia COUNTY BY THE UTILITIES COMMISSION, CITY OF NEW SMYRNA BEACH, FLORIDA, AND DUKE ENERGY NEW SMYRNA BEACH POWER COMPANY LTD., L.P.

ISSUED: September 20, 1998
 NOTICE is hereby given that the Florida Public Service Commission will hold a public hearing in the above captioned case at the time and place listed below. All persons who wish to be heard are urged to be present at the beginning of the hearing on December 2, 1998.

9:30 a.m., Wednesday, December 2, 1998, Commission Hearing Room 148, Betty Easley Conference Center
 4075 Esplanade Way, Tallahassee, Florida
 Thursday, December 3, 1998, and Friday, December 4, 1998, have been reserved for continuation of the hearing, if necessary. The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded.

Any person requiring some accommodation at the hearing or the prehearing conference because of a physical impairment should call the Division of Records and Reporting at (904) 413-6770 at least 48 hours prior to the hearing or prehearing conference. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-933-8777 (TDD).

PURPOSE AND PROCEDURE: The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Section 403.519, Florida Statutes, for the construction of a power plant and related facilities in Volusia County, Florida. This proceeding shall allow the Utilities Commission, City of New Smyrna Beach, Florida, and Duke Energy New Smyrna Beach Power Company, Ltd., L.P., to present evidence and testimony in support of their position for a determination of need for their proposed plant and related facilities in Volusia County, Florida; to permit any intervenor to present testimony and exhibits concerning this matter; to permit interested parties who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

The proceedings will be governed by the provisions of Chapter 120, Florida Statutes, Section 203.519, Florida Statutes, Chapter 25-22, Florida Administrative Code, and Chapter 28-106, Florida Administrative Code.
 Under Section 403.519, Florida Statutes, the Commission is the sole forum for the determination of need for the electrical power plant and associated facilities. In making its determination, the Commission must take into account the need for electric system reliability and security, the need for adequate electricity at a reasonable cost, and whether the proposed plant is the most cost effective alternative available. The Commission must also expressly consider the conservation measures taken by or reasonably available to the public, which might mitigate the need for the proposed plant, and other matters within its jurisdiction which it deems relevant. The Commission's determination of need for the Volusia County facility shall create a presumption of public need and necessity and shall serve as the Commission's report as required by Section 403.207 (2) (a) (2), Florida Statutes. An order entered by the Commission pursuant to this hearing shall constitute final agency action.

Only issues relating to the need for the power plant and its associated facilities will be heard at the December 2nd, 1998, hearing. Separate public hearings will be held before the Division of Administrative Hearings to consider environmental and other impacts of the proposed plant and associated facilities.

Members of the public who are not parties to the need determination proceeding will have an opportunity to present testimony regarding the need for the proposed plant and associated facilities. All members of the public who wish to offer testimony should be present at the beginning of the hearing. All witnesses will be sworn and will be subject to cross-examination at the conclusion of their testimony.

Written comments regarding the need for the proposed plant and associated facilities may be sent to the Commission at the following address:
 Blanca S. Dayo, Director, Division of Records and Reporting
 Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870
 Re: Docket No. 981047-EM

Anyone wishing to become a party to the need determination proceeding should file an appropriate petition pursuant to Rule 25.77(5)(9), Florida Administrative Code with the Director of the Commission's Division of Records and Reporting at the address listed above. Copies of the petition should be sent by mail to all parties. Those wishing to intervene in these proceedings, unless appearing in their own behalf, must be represented by an attorney or other person who can be determined to be a qualified representative pursuant to Chapter 120, Florida Statutes, and Rule 28.106, Florida Administrative Code. Petitions for leave to intervene must be filed at least five (5) days before the final hearing, must conform with Rule 28.106(2)(7), Florida Administrative Code, and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, is that the substantial interests of the intervenor are subject to determination or will be affected through the hearing.

GENERAL LOCATION AND PROJECT DESCRIPTION: The proposed electric power plant is estimated to produce 514 MW of electricity and is to be located at the northwest corner of the intersection of State Road 40 and Interstate Highway 95 in Volusia County, Florida. The proposed unit consists of a combustion turbine generator, two heat recovery steam generators, a steam turbine generator, and associated facilities. The in-service date for the proposed unit is estimated to be November 1, 2001.

PREHEARING CONFERENCE: A prehearing conference will be held at the following time and place:
 9:30 a.m., Thursday, November 5, 1998, Room 148, Betty Easley Conference Center,
 4075 Esplanade Way, Tallahassee, Florida

The purpose of this prehearing conference will be to consider: (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of exhibits; (5) the establishment of an order of witness; and (6) such other matters as may aid in the disposition of the action.

JURISDICTION: Jurisdiction over this determination of need is vested in the Commission by Chapter 366 and Section 403.519, Florida Statutes. This proceeding will be governed by the provisions of Chapter 120, Florida Statutes, as well as Chapter 25-22 and Chapter 28-106, Florida Administrative Code.

APPLICATION: A copy of the Petition to Determine Need and supporting exhibits are available for public inspection during normal business hours at the following location:
 Florida Public Service Commission, Division of Records and Reporting
 Room 104, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida
 By DIRECTION of the Florida Public Service Commission the 30th day of September, 1998.
 BLANCA S. DAYO, Director, Division of Records and Reporting

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION
**NOTICE OF NEED DETERMINATION HEARING AND
PREHEARING CONFERENCE ON PROPOSED ELECTRICAL
POWER PLANT**

TO: UTILITIES COMMISSION, CITY OF NEW SMYRNA BEACH, FLORIDA
DUKE ENERGY NEW SMYRNA BEACH POWER COMPANY LTD., L.P., AND ALL OTHER INTERESTED PERSONS
DUCKET NO. 88101-EM
IN RE: JOINT PETITION FOR DETERMINATION OF NEED FOR AN ELECTRICAL POWER PLANT IN VOLUSIA
COUNTY BY THE UTILITIES COMMISSION, CITY OF NEW SMYRNA BEACH, FLORIDA, AND DUKE ENERGY NEW
SMYRNA BEACH POWER COMPANY LTD., L.P.

ISSUED: September 20, 1998

NOTICE is hereby given that the Florida Public Service Commission will hold a public hearing in the above docket at the time
and place listed below. All persons who wish to be heard are urged to be present at the beginning of the hearing on December 2,
1998.

9:30 a.m., Wednesday, December 2, 1998, Commission Hearing Room 148, Betty Easley Conference Center
4075 Esplanade Way, Tallahassee, Florida

*Thursday, December 3, 1998, and Friday, December 4, 1998, have been reserved for continuation of the hearing, if necessary.
The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned
early if all testimony is concluded.

Any person requiring some accommodation at the hearing or the prehearing conference because of a physical impairment
should call the Division of Records and Reporting at (904) 413-6770 at least 48 hours prior to the hearing or prehearing
conference. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the
Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

PURPOSE AND PROCEDURE. The purpose of this hearing will be for the Commission to take final action to determine the
need, pursuant to Section 403.501-519, Florida Statutes, for the construction of a power plant and related facilities in Volusia
County, Florida. This proceeding shall allow the Utilities Commission, City of New Smyrna Beach, Florida, and Duke Energy
New Smyrna Beach Power Company Ltd., L.P. to present evidence and testimony in support of their petition for a
determination of need for their proposed plant and related facilities in Volusia County, Florida; to permit any intervenor; to
present testimony and exhibits concerning this matter; to permit members of the public who are not parties to the need
determination proceeding the opportunity to present testimony concerning this matter; and for such other purposes as the
Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

The proceedings will be governed by the provisions of Chapter 120, Florida Statutes, Section 403.519, Florida Statutes,
Chapter 25-22, Florida Administrative Code, and Chapter 28-106, Florida Administrative Code.

Under Section 403.519, Florida Statutes, the Commission is the sole forum for the determination of need for the electrical
power plant and associated facilities. In making its determination, the Commission must take into account the need for electric
system reliability and integrity, the need for adequate electricity at a reasonable cost, and whether the proposed plant is the most
cost effective alternative available. The Commission must also expressly consider the conservation measures
taken by or reasonably available to the petitioners which might mitigate the need for the proposed plant, and other matters within
its jurisdiction which it deems relevant. The Commission's determination of need for the Volusia County facility shall create a
presumption of public need and necessity and shall serve as the Commission's report as required by Section 403.507 (2) (a) (2),
Florida Statutes. An order entered by the Commission pursuant to this hearing shall constitute final agency action.

Only issues relating to the need for the power plant and its associated facilities will be heard at the December 2-4, 1998
hearing. Separate public hearings will be held before the Division of Administrative Hearings to consider environmental and
other impacts of the proposed plant and associated facilities.

Members of the public who are not parties to the need determination proceeding will have an opportunity to present testimony
regarding the need for the proposed plant and associated facilities. All members of the public who wish to offer testimony should
be present at the beginning of the hearing. All witnesses will be sworn and will be subject to cross-examination at the conclusion
of their testimony.

Written comments regarding the need for the proposed plant and associated facilities may be sent to the Commission at the
following address:

Blanca S. Bayo, Director, Division of Records and Reporting
Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870
Re: Docket No. 88101-EM

Anyone wishing to become a party to the need determination proceeding should file an appropriate petition pursuant to Rule
25.27.039, Florida Administrative Code with the Director of the Commission's Division of Records and Reporting at the address
listed above. Copies of the petition should be sent by mail to all parties. Those wishing to intervene in these proceedings, unless
appearing in their own behalf, must be represented by an attorney or other person who can be determined to be a qualified
representative pursuant to Chapter 120, Florida Statutes, and Rule 28.106.106, Florida Administrative Code. Petitions for leave
to intervene must be filed at least five (5) days before the final hearing, must conform with Rule 28.106.201 (7), Florida
Administrative Code, and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the
proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the
intervenor are subject to determination or will be affected through the hearing.

GENERAL LOCATION AND PROJECT DESCRIPTION. The proposed electric power plant is estimated to produce 514
MW of electricity and is to be located at the southwest corner of the intersection of State Road 16 and Interstate Highway 95 in
Volusia County, Florida. The proposed unit consists of a combustion turbine generator, two heat recovery steam generators, a
steam turbine generator, and associated facilities. The in-service date for the proposed unit is estimated to be November 1, 2001.

PREHEARING CONFERENCE. A prehearing conference will be held at the following time and place:
9:30 a.m., Thursday, November 5, 1998, Room 148, Betty Easley Conference Center,
4075 Esplanade Way, Tallahassee, Florida

The purpose of this prehearing conference will be to consider: (1) the simplification of the issues; (2) the identification of the
positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid
unnecessary proof; (4) the identification of exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as
may aid in the disposition of the action.

JURISDICTION. Jurisdiction over this determination of need is vested in the Commission by Chapter 366 and Section 403.519,
Florida Statutes. This proceeding will be governed by the provisions of Chapter 120, Florida Statutes, as well as Chapter 25-22
and Chapter 28-106, Florida Administrative Code.

APPLICATION. A copy of the Petition to Determine Need and supporting exhibits are available for public inspection during
normal business hours at the following location:

Florida Public Service Commission, Division of Records and Reporting
Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida
By DIRECTION of the Florida Public Service Commission the 20th day of September, 1998.
BLANCA S. BAYO, Director, Division of Records and Reporting

advised her (Anita) 20th
of corrections 9/18 at 10:25. She
will correct. Ad will run on Sunday
9/20. Kf