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Steel Hector & Davis LLP
215 South Monroe, Suite 601
Tallahassee, Florida 32301-1804
850.222.2300
850.222.8410 Fax
www.steelhector.com

Charles A. Guyton
850.222.3423

November 9, 1998

Blanca S. Bayó, Director
Records and Reporting
Florida Public Service Commission
4075 Esplanade Way, Room 110
Tallahassee, Florida 32399-0850

By Hand Delivery

**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.
Docket No. 981042-EM**

Dear Ms. Bayo:

Enclosed please find the original and fifteen (15) copies of Florida Power & Light Company's Objections to Petitioners' First Request for Production of Documents (Nos. 1-9) to Florida Power & Light Company in Docket No. 981042-EM.

If you or your Staff have any questions regarding this filing, please contact me.

Very truly yours,

Charles A. Guyton
Charles A. Guyton

- ACK _____
- AFA 2
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG Dutrell
- LEG 3 Enc.
- LIN 5 cc: Counsel for all parties of record
- OPC _____
- RCH _____
- SEC 1
- WAS _____
- OTH _____

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DOCUMENT NUMBER-DATE
12602 NOV-98
FPSC-RECORDS/REPORTING

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Joint Petition for Determination of Need)
for an Electrical Power Plant in Volusia County) DOCKET NO. 981042-EM
by the Utilities Commission, City of New Smyrna)
Beach, Florida, and Duke Energy New Smyrna) DATE: November 9, 1998
Beach Power Company Ltd., L.L.P.)

Florida Power & Light Company's
Objections to Petitioners' First Request For Production
Of Documents to Florida Power & Light Company

Florida Power & Light Company ("FPL"), pursuant to the Order Establishing Procedures issued in this docket on September 4, 1998, hereby respectfully submits its objections to Petitioner's First Request for production of Documents to FPL which were served on FPL on October 30, 1998.

8. FPL objects to this request for production. Any and all gas supply and transportation contracts for FPL's proposed Ft. Myers repowering project are irrelevant and immaterial to this proceeding and are not reasonably calculated to leading to the discovery of admissible evidence. Any and all such contracts are confidential and proprietary to FPL, constitute trade secrets to FPL and their disclosure to a potential competitor of FPL would be injurious to FPL.

9. FPL objects to this request for production. Any and all gas supply and transportation contracts for FPL's proposed Sanford repowering project are irrelevant and immaterial to this proceeding and are not reasonably calculated to leading to the discovery of admissible evidence.

DOCUMENT NUMBER-DATE

12602 NOV-98

FPSC-RECORDS/REPORTING

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Any and all such contracts are confidential and proprietary to FPL, constitute trade secrets to FPL and their disclosure to a potential competitor of FPL would be injurious to FPL.

Respectfully submitted,

Steel Hector & Davis LLP
Suite 601, 215 S. Monroe St.
Tallahassee, Florida 32301

Attorneys for Florida Power &
Light Company

By: Charles A. Guyton
Charles A. Guyton

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Objections to Petitioner's First Request for Production of Documents to FPL in Docket No. 981042-EM was served by Hand Delivery (when indicated with an *) or mailed this 9 day of November, 1998 to the following:

Leslie J. Paugh, Esq.
Legal Division
Florida Public Service Commission
2540 Shumard Oak Boulevard
Room 370
Tallahassee, FL 32399-0850

Lee L. Willis, Esq.
James D. Beasley, Esq.
Ausley & McMullen
P.O. Box 391
Tallahassee, FL 32302

James A. McGee, Esq.
Florida Power Corp.
P.O. Box 14042
St. Petersburg, FL 33733

Robert Scheffel Wright, Esq. *
John T. LaVia, III, Esq.
Landers & Parsons, P.A.
310 West College Avenue
Tallahassee, FL 32301

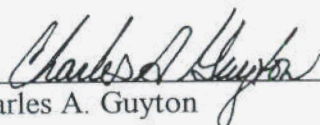
William Willingham, Esq.
Michelle Hershel, Esq.
FECA
P.O. Box 590
Tallahassee, FL 32302

Mr. Ronald L. Vaden
Utilities Director
Utilities Commission
City of New Smyrna Beach
Post Office Box 100
New Smyrna Beach, FL 32170-0100

Ms. Gail Kamaras
Debra Swim, Esq.
LEAF
1114 Thomasville Road, Suite E
Tallahassee, FL 32303

Kelly J. O'Brien, Manager
Structured Transactions
Duke Energy Power Services LLC
5400 Westheimer Court
Houston, TX 77056

Gary L. Sasso, Esq.
Carlton Fields, et al.
P.O. Box 2861
St. Petersburg, FL 33733

By: 
Charles A. Guyton