

ORIGINAL

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CRYSTAL H. RINER
ADMINISTRATOR

October 9, 1998

Public Service Commission
Records and Reporting Department
2540 Shumard Oak Boulevard, Room 104
Tallahassee, Florida 32399

Re: Docket No. 980755
Agenda Date: November 17, 1998

Dear Sir or Madam:

Enclosed please find for filing the original and sixteen copies of the Petition to Intervene in the above-captioned matter. Please file the petition in your usual manner and return a stamped filed copy to our office in the enclosed envelope.

Thank you for your courtesy and cooperation. If you have any questions, please do not hesitate to contact our office.

Very truly yours,

Gina M. Schlegel
Gina M. Schlegel
Law Clerk

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[Signature]
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ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE:

Joint Petition of Florida
Power & Light Company and
Jacksonville Electric Authority
to approve a new territorial
agreement between the two
utilities.

DOCKET NO.: 980755

PETITION TO INTERVENE

Pursuant to Rule 25-22.039, Florida Administrative Code, CITIZENS AGAINST POWER EXCHANGE, INC., moves to intervene as a matter of right in this action and states as follows:

1. Intervenor, CITIZENS AGAINST POWER EXCHANGE, INC., is a non-profit Florida corporation, whose members consist of individuals living within the proposed territorial swap agreement.
2. On or about June 15, 1998, Florida Power & Light Company ("FPL") and Jacksonville Electric Authority ("JEA") filed a Joint Motion to Approve Territorial Agreement ("Agreement").
3. The Agreement proposes to transfer rate payers of JEA, including members of CITIZENS AGAINST POWER EXCHANGE, INC., to FPL.
4. CITIZENS AGAINST POWER EXCHANGE, INC. alleges that its members have a substantial interest in the above territorial agreement, as its members will be adversely affected by this territorial swap.
5. CITIZENS AGAINST POWER EXCHANGE, INC. further alleges that this substantial injury is of the type that the proceedings in this regard are designed to protect.

DOCUMENT NUMBER-DATE

12655 NOV 12 88

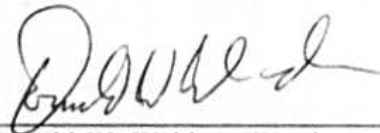
FPSC-RECORDS/REPORTING

WHEREAS, Intervenor, CITIZENS AGAINST POWER EXCHANGE, INC., has standing to intervene in this matter because Intervenor will suffer injury in fact as a result of the Agreement and that the proceedings are the proper forum to address the injuries to members of Intervenor.

Therefore, Intervenor respectfully requests that this Commission grant this Petition to Intervene.

Respectfully submitted this 5 day of November, 1998.

WEIDNER & WINICKI



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Attorneys for Intervenor, CITIZENS
AGAINST POWER EXCHANGE, INC.