

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

NOTICE OF ORAL ARGUMENT

TO

ALL PARTIES OF RECORDS

AND

ALL OTHER INTERESTED PERSONS

RE: DOCKET NO. 981042-EM - 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: January 12, 1999

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission will hear Oral Argument in the above-referenced docket regarding the issues raised by Commissioners at the conclusion of the evidentiary hearing. The issues to be argued include the legal issues relative to the Motions to Dismiss filed in this case.

Oral Argument will be held at the following time and place:

9:30 a.m., Thursday, January 28, 1999  
Room 148, Betty Easley Conference Center  
4075 Esplanade Way  
Tallahassee, Florida

PURPOSE

The purpose of this oral argument is to provide parties the opportunity to present argument regarding the issues raised by Florida Power & Light Company's and Florida Power Corporation's Motions to Dismiss, Joint Petitioners' Responses in Opposition thereto, and any other matters raised in the briefs of the parties.

Any person requiring some accommodation at this oral argument because of a physical impairment should call the Division of Records and Reporting at (850) 413-6770 at least 48 hours prior to the oral argument. Any person who is hearing or speech impaired

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should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

JURISDICTION

This Commission is vested with jurisdiction over the subject matter of this proceeding by the provisions of Chapter 366 and Section 403.519, Florida Statutes. This proceeding will be governed by said Chapters as well as Chapter 120, Florida Statutes, and Chapters 25-6, 25-17, 25-22, and 28-106, Florida Administrative Code.

By DIRECTION of the Florida Public Service Commission, this 12th day of January, 1999.

  
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BLANCA S. BAYO, Director  
Division of Records and Reporting

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