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April 23, 1999

Ms. Blanca Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0950

RE: Docket No.: 971004-EG, Adoption of conservation goals for Florida Power & Light

Dear Ms. Bayo:

Enclosed, for filing in the docket referenced above, are the original and ten copies of LEAF's Objections, Motion for Protective Order, and Written Response to Florida Power and Light Company's ("FPL's) Second Set of Interrogatories to LEAF.

Please document this filing by stamping the attached copy of this letter and returning it to me. Thank you for your assistance in this matter. If you have questions, please let me know.

Sincerely,

*Debra Swim*

Debra Swim  
Senior Attorney  
Energy Advocacy Project

Enclosures

- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG *Mitrell*
- LEG *1*
- MAS *5*
- OPC \_\_\_\_\_
- RRR \_\_\_\_\_
- SEC *1*
- WAW \_\_\_\_\_
- OTH \_\_\_\_\_

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DOCUMENT NUMBER-DATE  
05301 APR 26 1999  
FPSC-RECORDS/REPORTING

Public Interest Law Firm

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Adoption of Numeric Conservation  
Goals for Florida Power & Light Company

DOCKET NO.: 971004-EG

Filed: 4/23/99

LEAF'S OBJECTIONS, MOTION FOR PROTECTIVE ORDER, AND WRITTEN RESPONSE  
TO FPL'S SECOND SET OF INTERROGATORIES

Intervenor, Legal Environmental Assistance Foundation, Inc., ("LEAF"), pursuant to the Commission's Prehearing Order in this docket, files the following Objections, Motion for Protective Order, and Written Response to Florida Power and Light Company's ("FPL's) Second Set of Interrogatories to LEAF.

RESERVATION OF RIGHTS

The objections stated herein are preliminary in nature and are made at this time for the purpose of complying with the ten day notice requirement set for in the Order Establishing Procedure in this docket. Should additional grounds for objection be discovered as LEAF reviews its responses to interrogatories, LEAF reserves the right to supplement, or revise or modify its objections at or before the time it serves answers to interrogatories. Should LEAF determine that a protective order is necessary with respect to any of the information requested by FPL, LEAF reserves the right to file a motion with the Commission seeking such an order.

GENERAL OBJECTIONS

LEAF raises a general objection to any interrogatory, to the extent that it calls for information that is privileged, not relevant or calculated to lead to discovery of admissible evidence, or is otherwise exempt from discovery under applicable laws. LEAF raises a general objection to any interrogatory, to the extent that it is vague, ambiguous, overly broad, imprecise, or uses terms that are subject to multiple interpretations and are not properly defined or explained. LEAF raises a general objection to any interrogatory that seeks to impose obligations on LEAF which exceed the requirements of the Florida Rules of Civil Procedure or Florida law. LEAF raises a general objection to any interrogatory to the extent that responding to it would be unduly burdensome, expensive, oppressive, or excessively time consuming.

MOTION FOR PROTECTIVE ORDER

To the extent that LEAF's objections to FPL's interrogatories require, by virtue of the authority contained in Slatnick v. Leadership Housing Systems of Florida, Inc., 368 So.2d 79 (Fla. 3rd DCA 1979), a Motion for Protective Order, LEAF's objections are to be construed as a request for a Protective Order.

### OBJECTIONS TO SPECIFIC INTERROGATORIES

Subject to, and without waiver of the foregoing rights and general objections, LEAF makes the following specific objections to FPL's Second Set of Interrogatories:

20. LEAF will respond regarding analyses performed or planned when filing its answer to this interrogatory. To the extent this question asks LEAF to now provide information about analyses that are not planned or have not been performed, LEAF objects to the question as unduly burdensome.
22. LEAF's position for purposes of this case is being developed and will be presented in its testimony and exhibits. LEAF will state its position, to the extent known, in its answer to this interrogatory. To the extent this question would have LEAF develop and present its testimony and exhibits before they are prepared, or describe matters not addressed in said testimony and exhibits, LEAF objects to this question as unduly burdensome.
23. LEAF's position for purposes of this case is being developed and will be presented in its testimony and exhibits. LEAF will state its position, to the extent known, in its answer to this interrogatory. To the extent this question would have LEAF develop and present its testimony and exhibits before they are prepared, or describe matters not presented in said testimony and exhibits, LEAF objects to this question as unduly burdensome.
24. LEAF's position for purposes of this case is being developed and will be presented in its testimony and exhibits. LEAF will state its position, to the extent known, in its answer to this interrogatory. To the extent this question would have LEAF develop and present its testimony and exhibits before they are prepared, or describe matters not addressed in said testimony and exhibits, LEAF objects to this question as unduly burdensome.
25. LEAF's position for purposes of this case is being developed and will be presented in its testimony and exhibits. LEAF will state its position, to the extent known, in its answer to this interrogatory. To the extent this question would have LEAF develop and present its testimony and exhibits before they are prepared, or describe matters not addressed in said testimony and exhibits, LEAF objects to this question as unduly burdensome.
26. LEAF's position for purposes of this case is being developed and will be presented in its testimony and exhibits. LEAF will state its position, to the extent known, in its answer to this interrogatory. To the extent this question would have LEAF develop and present its testimony and exhibits before they are prepared, or describe matters not presented in said testimony and exhibits, LEAF objects to this question as unduly burdensome.
27. LEAF's position for purposes of this case is being developed and will be presented in its testimony and exhibits. LEAF will state its position, to the extent known, in its answer to this interrogatory. To the extent this question would have LEAF develop and present its testimony and exhibits before they are

prepared, or describe methods not addressed in said testimony and exhibits, LEAF objects to this question as unduly burdensome.

28. LEAF's position for purposes of this case is being developed and will be presented in its testimony and exhibits. LEAF will state its position, to the extent known, in its answer to this interrogatory. To the extent this question would have LEAF develop and present its testimony and exhibits before they are prepared, or describe matters not addressed in said testimony and exhibits, LEAF objects to this question as unduly burdensome.

29. LEAF's position for purposes of this case is being developed and will be presented in its testimony and exhibits. LEAF will state its position, to the extent known, in its answer to this interrogatory. To the extent this question would have LEAF develop and present its testimony and exhibits before they are prepared, or describe matters not addressed in said testimony and exhibits, LEAF objects to this question as unduly burdensome.

By: Debra Swim  
Debra Swim, Esquire  
Legal Environmental  
Assistance Foundation, Inc.  
1114 Thomasville Road, Suite E  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that true and correct copies of LEAF's Objections, Motion for Protective Order, and Written Response to Florida Power and Light Company's ("FPL's) Second Set of Interrogatories to LEAF was mailed this 23rd day of April, 1999 to:

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