

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Petition for determination)	
of need for electric power plant)	DOCKET NO. 000289-EU
in St. Lucie County by Panda)	
Midway Power Partners, L.P.)	Filed: April 5, 2000
)	

PANDA MIDWAY POWER PARTNERS, L.P.'S
REQUEST FOR ORAL ARGUMENT

COMES NOW, PANDA MIDWAY POWER PARTNERS, L.P., pursuant to Rule 25-22.058, F.A.C., by and through its undersigned attorney, requests that it be granted oral argument on its Objection to Florida Power Corporation's Petition For Leave To Intervene filed in the above-styled docket, and in support thereof, states as follows:

1. As the Commission is well aware, this case follows close on the heels of the consideration by the Commission of the need determination petitions of two other Exempt Wholesale Generators (EWG): Duke New Smyrna and Okeechobee Generating. While many of the legal issues raised in this docket are the same as those presented before, the facts of this case are unique. Further, the regulatory and competitive environment in which this case is being litigated is not the same at either the state or federal levels as it was in the earlier cases.

2. EWG need determinations present a new challenge to the Commission. This area of the law, and the Florida electric wholesale market, is so rapidly changing that the Commission cannot afford not to take advantage of all potential parties' views on the complex issue of who should be allowed to participate in EWG need determinations.

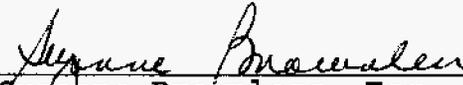
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3. Oral argument will allow the Commission to more fully appreciate and evaluate the competing interests of all the stakeholders in the case at hand.

WHEREFORE, Panda Midway Power Partners, L.P., requests that it be granted oral argument on its Objection to Florida Power Corporation's Petition For Leave To Intervene.

Respectfully submitted, this 5th day of April, 2000, by:



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_____)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Panda Midway Power Partners, L.P.'s Request For Oral Argument has been provided by U.S. Mail or (*) Hand Delivery to the following on April 5, 2000:

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