

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Determination )  
of Need of Hines Unit 2 Power Plant. )  
\_\_\_\_\_ )

Docket No.: 001064-EI

Submitted for Filing: October 24, 2000

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**FLORIDA POWER CORPORATION'S  
REQUEST FOR ORAL ARGUMENT**

Florida Power Corporation ("FPC" or the "Company"), through its undersigned attorneys and pursuant to Rule 25-22.0376 and Rule 25-22.058, F.A.C., requests oral argument on FPC's Motion for Reconsideration of the Prehearing Officer's Order Granting its Motion to Strike Staff's Preliminary Issue Number 6 and Denying its Motion to Strike the Direct Testimony of Billy R. Dickens before the full panel of the Commission at the outset of the final hearing in this proceeding scheduled for October 26-27, 2000 or, if need be, after the final hearing but before the Commission rules on FPC's petition in this proceeding, at some later, mutually agreeable date and time.

FPC believes that oral argument on its motion will assist the Commissioners in understanding the nature of the policy and jurisdictional issues raised by Staff's preliminary issue number 6 and Mr. Dickens' corresponding proposal such that the reasons for FPC's position that its Motion to Strike should have been granted in its entirety will become evident. Simply put, this issue and Mr. Dickens' corresponding proposal have nothing to do with the issues properly before the Commission in this proceeding. Further, the Prehearing Officer in her Order

overlooked the fact that Staff's issue 6 is a separate and distinct issue from the other issues in this proceeding, that Mr. Dickens offered testimony only on issue 6 and not on any other issue in this proceeding, and that to the extent Mr. Dickens addressed the issues in this proceeding in his

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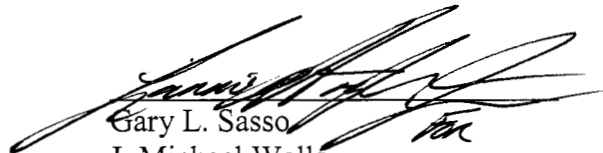
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FPSC-RECORDS/REPORTING

deposition he agreed with FPC that its proposed Hines 2 power plant was the most cost-effective alternative available to FPC to meet its reliability need and that FPC had met all the requirements of Section 403.519, Florida Statutes necessary for the Commission to grant FPC's petition for a determination of need with respect to its Hines 2 plant. For all of these reasons, FPC believes that oral argument before the Commission panel would assist the Commissioners and is warranted.

Respectfully submitted this 24th of October, 2000.



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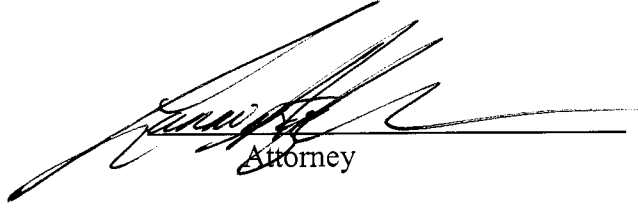
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### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY THAT a true and correct copy of the foregoing has been furnished by facsimile and U.S. Mail to Deborah Hart, Esq., as counsel for the Public Service Commission, and by U.S. Mail to all other interested parties of record as listed below on this 24th day of October, 2000.



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