STATE OF FLORIDA

Commissioners: J. Terry Deason, Chairman E. Leon Jacobs, Jr. Lila A. Jaber Braulio L. Baez



Patty Rouse: 863-802-7370

Division of Records & Reporting Blanca S. Bayó Director (850) 413-6770

Public Service Commission

\$1087.80

October 3, 2000

VIA FAX NO. 863-802-7814

The Ledger ATTN: Don Jenkins P.O. Box 408 Lakeland, Florida 33802

Re: Publication of notice of hearing concerning Docket 000442-EI

Dear Mr. Jenkins:

Attached is a notice for publication as a quarter-page display ad in the Sunday, October 8, 2000, edition of *The Ledger*. As we discussed, the ad should be placed in the <u>local section</u> of the newspaper. Further, I will call you on Wednesday morning to obtain *The Ledger's* <u>federal ID number</u> as well as an <u>estimate of the cost</u> for publishing this ad.

The <u>bill</u> for publication of the notice should be sent to our Division of Administration (ATTN: Fiscal Section) at the address printed below. The <u>proof of publication</u> should be sent directly to me.

Please <u>fax a copy of the notice to me for proofing</u> before it is published. My fax number is 850-413-7118.

Thank you for your assistance in this matter.

Sincerely,

Kay Flynn, Chief Bureau of Records

Enclosure

cc:

Rachael Isaac Bob Elias Schef Wright

DOCUMENT NO.

DIO20-01 2/16/10 TPSC - COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION NOTICE OF NEED DETERMINATION PROCEEDING ON PROPOSED ELECTRICAL POWER PLANT

TO

CALPINE CONSTRUCTION FINANCE COMPANY, L.P.

AND

ALL OTHER INTERESTED PERSONS DOCKET NO. 000442-EI

IN RE: PETITION FOR DETERMINATION OF NEED FOR THE OSPREY ENERGY CENTER BY CALPINE CONSTRUCTION FINANCE COMPANY, L.P.

ISSUED: October 8, 2000

NOTICE is hereby given that the Florida Public Service Commission will hold a hearing in the above docket at the time and place listed below.

9:30 a.m., Wednesday, November 29, 2000 Commission Hearing Room 148 Betty Easley Conference Center 4075 Esplanade Way Tallahassee, Florida

Thursday, November 30, 2000, and Friday, December 1, 2000, have also been reserved for continuation of the hearing, if necessary. All persons who wish to be heard are urged to be present at the beginning of the hearing on Wednesday, November 29, 2000. The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded.

Any person requiring some accommodation at the hearing or the prehearing conference because of a physical impairment should call the Division of Records and Reporting at (850) 413-6770 at least 48 hours prior to the hearing or prehearing conference. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

PURPOSE AND PROCEDURE

The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Sections 403.501-519, Florida Statutes, for the construction of a power plant and related facilities in Polk County, Florida. This proceeding shall allow Calpine Construction Finance Company, L.P., to present evidence and testimony in support of its petition for a determination of need for its proposed plant and related facilities in Polk County, Florida; to permit any intervenors to present testimony and exhibits concerning this matter; to permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and



for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

The proceedings will be governed by the provisions of Chapter 120, Florida Statutes, Section 403.519, Florida Statutes, and Chapters 25-22 and 28-106, Florida Administrative Code.

Under Section 403.519, the Commission is the sole forum for the determination of need for the electrical power plant and associated facilities. In making its determination, the Commission must take into account the need for electric system reliability and integrity, the need for adequate electricity at a reasonable cost, and whether the proposed plant is the most cost effective alternative available. The Commission must also expressly consider the conservation measures taken by or reasonably available to the applicants or its members which might mitigate the need for the proposed plant and other matters within the jurisdiction which it The Commission's determination of need for the deems relevant. Polk County facility shall create a presumption of public need and necessity and shall serve as the Commission's report required by Subsection 403.507(2)(a)(2), Florida Statutes. An order entered by the Commission pursuant to this hearing shall constitute final agency action.

Only issues relating to the need for the power plant will be heard at the November 29, 30, and December 1, 2000, hearing. Separate public hearings will be held before the Division of Administrative Hearings on a separate date to consider environmental and other impacts of the proposed plant and associated facilities.

Members of the public who are not parties to the need determination proceeding will have an opportunity to present testimony regarding the need for the proposed plant and associated facilities. All members of the public who wish to offer testimony should be present at the beginning of the hearing. All witnesses will be sworn in and will be subject to cross-examination at the conclusion of their testimony.

Written comments regarding the need for the proposed plant and associated facilities may be sent to the Commission at the following address:

Blanca S Bayó, Director Division of Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0870 Re: Docket No. 000442-EI



Anyone wishing to become a party to the need determination proceeding should file an appropriate petition pursuant to Rule 25-22.039, Florida Administrative Code with the Director of the Commission's Division of Records and Reporting at the address listed above. Copies of the petition should be sent by mail to all parties. Those wishing to intervene in these proceedings, unless appearing on their own behalf, must be represented by an attorney other person who can be determined to be a qualified representative pursuant to Chapter 120, Florida Statutes, and Rule 28-106.106, Florida Administrative Code. Petitions for leave to intervene must be filed at least five (5) days before the final Rule 28-106.201(2), hearing, must conform with Administrative Code, and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the hearing.

GENERAL LOCATION AND PROJECT DESCRIPTION

The proposed electrical power plant is estimated to produce 527 MW of net generating capacity. The proposed plant is to be located in the City of Auburndale, Polk County, Florida. The Project site is located on approximately 19.5 acres situated approximately 1.5 miles southwest of downtown Auburndale and approximately 37 miles east of Tampa Bay. The proposed unit consists of two combustion turbine generators that include ductfiring capability, and one steam turbine generator, that has the ability to utilize steam for power augmentation to increase output, and associated facilities. The proposed plant is estimated to commence commercial operation in the second quarter of 2003.

PREHEARING CONFERENCE

The prehearing conference will be held at the following time and place:

8:00 a.m., Monday, November 20, 2000 Commission Hearing Room 152 Betty Easley Conference Center 4075 Esplanade Way Tallahassee, Florida

The purpose of this prehearing conference will be to: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters as may aid in the disposition of the

action.

JURISDICTION

Jurisdiction over this matter is vested in the Commission by Section 403.519, Florida Statutes.

APPLICATION

A copy of the Petition for Determination of Need and supporting exhibits is available for public inspection during normal business hours at the following location:

Florida Public Service Commission Division of Records and Reporting 4075 Esplanade Way Room 110 - Betty Easley Conference Center Tallahassee, Florida

By DIRECTION of the Florida Public Service Commission this $8 \, \text{th}$ day of October, 2000.

BLANCA S. BAYÓ, Director Division of Records and Reporting

(S E A L)

NO.	COMM.	PAGES	FILE	DURATION	X/R	IDENTIFICATION	DATE	TIME	DIAGNOSTIC
37	OK	001	593	00:00:31	RCV	904 222 7952	SEP-27	17:34	0502C00 0010 70
38	OK	001	594	00:00:44	RCV		SEP-27	18:20	04070000000070
39	420	000	595	00:00:42	RCV		SEP-28	08:11	00000000000000
40	OK	001	596	00:00:33	RCV	904 222 7952	SEP-28	09:09	050200001070
41	OK	001/001	597	00:00:14	XMT	2 94881388	SEP-28	09:31	C107A2008BCC0
42	OK	008	598	00:02:13	XMT	WIGGINS LAW	SEP-28	09:35	3107A2000A070
43	OK	001	600	00:00:29	RCU		SÉP-28	09:45	0407C0 0 008070
44	OK	004/004	599	00:00:38	XMT	617278205519	SEP-28	09:48	6107A2000BDB0
45	OK	001	601	00:00:24	RCU		SEP-28	09:55	0507C0000A070
46	OK	002	602	00:00:36	RCV	202 331 1024	SEP-28	10:01	0507C0000BC50
47	OK	001	603	00:00:45	RCV		SEP-28	10:08	040FC00000070
48	OK	001	604	00:00:45	RCV		SEP-28	10:11	040FC0000 0 070
49	OK	Ø29	605	00:14:07	XMT	615612791990	SEP-28	10:12	0007A20008050
50	OK	001/001	607	00:00:14	XMT	9 4881388	SEP-28	10:28	C107A2008BCC0
51	BUSY	000/028	606	00:00:00	XMT	61561279199 0	SEP-28	10:31	00000000000000
52	OK	028	608	00:07:55	XMT	6 15612791990	SEP-28	10:35	0007A20008070
53	OK	001	609	00:00:45	RCV	8504251942	SEP-28	10:46	0502000001030
54	OK	004	610	00:01:40	XMT	615612791990	SEP-28	10:50	0007A20008070
55	OK	002	611	00:00:28	RCV	8505616311	SEP-28	11:03	0507C0000ADD0
56	OK	002	612	00:00:24	RCV	+18502227139	SEP-28	11:05	0507C0000BCD0
57	OK	004	613	00:01:37	XMT	615612791990	SEP-28	11:07	0007A20008070
58	OK	006	614	00:02:36	XMT	92242032	SEP-28	11:30	0107A2000A070
59	OK	001/001	615	00:00:11	XMT	RECORDS CENTER	SEP-28	11:51	C107A200BBCC0
60	ΟK	005	616	00:03:29	XMT	& 617277258466	SEP-28	12:21	0000A20000030
61	OΚ	001	617	00:00:24	RCV	5616943832	SEP-28	12:42	0507C0000A070
62	OK	006	618	00:01:26	XMT	918002266886	SEP-28	12:53	2107A2000A070
63	OK	001	619	00:00:30	RCU	850 222 7510	SEP-28	14:06	0507000009070
64	OK	001/001	620	00:00:13	XMT	3 92228410 .	SEP-28	14:44	F107A2000ACC0
65	ΟK	001	621	00:00:30	RCV		SEP-28	14:52	0507C0000A030
66	OK	002	622	00:00:38	XMT	9 4136913	SEP-29	08:13	0107A20001070
67	OK	003	623	00:01:35	RCV		SEP-29	08:32	050FC00001070
68	OK	009	624	00:01:05	XMT	9 92228410	SEP-29	09:22	F107A2000ACB0
69	OK	001/001	625	00:00:13	XMT	9 4881388	SEP-29	10:40	C107A2008BCC0
70	OK	002	626	00:00:37	XMT	9 94136671	SEP-29	11:18	0107A20001070
71	OK	004/004	627	00:01:16	XMT	& 612024247645	SEP-29	11:52	6107A2000A070
72	0K	002	628	00:01:01	RCV	1 941 747 6219	SEP-29	13:30	050FC0000A030
73	OK	001	629	00:00:43	RCU	352 759 3479	SEP-29	14:46	0500000000030
74	OK	007	630	00:02:26	XMT	98783471	SEP-29	15:06	6107A2000A030
75	OK	001	631	00:00:24	RCV	850 681 9012	SEP-29	15:22	0507C0000A070
76	OK	001	632	00:00:31	RCV		SEP-29	15:40	0507C0000A030
77	OK	003	633	.00:00:48	XMT	9 4137224	SEP-29	16:09	0107A2000A070
78	OK	001	634	00:00:21	RCV	850 224 5595	OCT-02	09:10	050FC0000BCC0
79	OΚ	001	635	00:01:29	RCV	850 224 7197	OCT-Ø2	Ø9:48	0517C0000A070
80	OK	001	636	00:00:30	RCV.	727 820 5026	OCT-02	09:58	0507C0000A070
81	ok	002	637	00:00:51	RCV	850 224 8551	OCT-02	11:02	0507C0000A030
82	ΟK	001	638	00:00:25	RCV	847 498 2066	OCT-02	15:06	C407C0009A070
83	OK	001	639	00:00:28	RCV		OCT-02	16:18	0407C0000A030
84	OK	001	640	00:00:32	RCV	8502225606	OCT-Ø2	17:26	0507C0000A070
85	OK	012	641	00:02:27	XMT	6 16508558554	OCT-02	18:33	F107A2000A070
- 86	OK	006	642	00:01:45	XMT	618638027814	OCT-Ø3	08:11	2107A2000A070
1				Company of the Compan	-cr-ager 94500	Commission of the Commission o			

-FPSC RAR (850-413-6770) -

The Ledger

300 West Lime Street (33815) P.O. Box 408 Lakeland, FL 33802

(863) 802-7370

Please deliver the following pages to:
Name: Kay Hynn
Fax No.: 850 413 7118
From: Patti Rouse Phone No. (863) 802-7370
We are transmitting a total of pages including this cover letter.
Date: 10-5-00 Time: 9:25
Notes: Kay Dlease fax back. ASAP anto nelt deadline: Hank you
Cost Side 3x90 = 14 page
2nd page is Actual Size 3rd + 4th page are blown up for your
Proof Reading. Pating

268402_10/8_E607_Fla Public Evc 10/4/00 4:51 PM Dege 1

DEFORE THE FLORIDA PUBLIC SERVICE COMMIRMION NOTICE OF NEED DETERMINATION PROCEEDING ON PROPOSED ELECTRICAL POWER PLANT

CALPINE CONSTRUCTION FINANCE COMPANY, L.P.

AND
AND
AND
AND
AND
AND
AND
ALL OTHER INTERESTED PERSONS
DOOKET NO, 00044241
IN RE: PETITION FOR DETERMINATION OF NEED FOR THE OGPREY ENERGY CENTER BY CALPINE CONSTRUCTION FINANCE COMPANY, LP.

ISSUED: Dotoher 8, 2000

NOTICE is hereby given that the Florian Public Service Commission will hold a hearing in the above dacket at the time and place listed below.

9:30 a.m., Werhesday, November 29, 2000 Conmission Hearing Room 148 Serty Eastey Conference Center 4075 Explanagle Way Tallahassee, Florida

Thursday, Navember 30, 2000, and Fiday. December 1, 2000, have also been reserved for continuation of the heading. If necessary, All paisons who wish to be heard are urged to be present at the beginning of the hearing on Wednesday, Navember 29, 2000, The starting films of the next day is session will be arrounded at the pondusion of the prior day. The hearing may be adjourned early if all testimony is concluded.

Any person requiring some accommodallar of the hearing or the prehearing conference because of a physical impairment should call the Division of Records and Reporting at (850) 413-5170 at least 48 hours prior to the hearing or prehearing conference. Any person who is hearing or speech impaired should confect the Florida Public Bervice Commission by using the Florida Relay Service, which can be reached at 1-600-765-8771 (IDD).

PURPOSE AND PROCEDURE

The outpose of this nealing will be for the Commission to take final action to determine the need, pursuant to Seations 403.501-519. Florida Statutes, for the construction of a power plant and related (scilings in Polk County, Florida, This proceeding that allow Carpins Construction Finances Company. L.P., for present evidence, and testimony in support of its perhaps to acterminate of the proposed plant and related bodifies in Polk County, Floridat to permit any intervenors to present testimony and exhibits concerning this matter: to partial members of the public who are not parties to the need determination by proceeding the opportunity to instead testimony concerning this matter? and for such other purposes as the Commission may deem appropriate. All witnesses that be subject to cross-examination of their testimony.

The proceedings will be governed by the provisions of Chapter 120, Ratida Statutos, Section 403,519, Florida Statutos, and Chapters 26-22 and 28-105. Florida Administrative Code.

Under Section 403.319, the Commission is the sole forum for the determination of need for the electrical power plant and associated facilities, in making its determination, the Commission must loke into account the need for electric system reliability and integrity, the nited for adequate electricity of a reasonable cost, and whether the proposed plant is the most cost etterfive allocative ovalidate. The Commission must also expressly consider the conservation measures taken by or reasonably available to the applicants or its members which might mitigate the peed for the proposed plant and other matters within the jurisdiction which it deems relevant. The Commission's pellenthration of need for the Paix County facility shall areas a presumption of public need and necessity and shall serve as the Commission's report required by Subjection 403,507 (2) (a) (2), Florida Statutes. An order entered by the Commission pursuant to the hearing shall constitute final agency dation.

Only issues relating to the need for the power plant will be heard at the November 29, 30, and December 1, 2000, hearing, Separate public hearings will be held before the Division of Administrative Hearings on a separate date to consider environmental and other irreports of the proposed plant and associated facilities.

Members of the public who are not parties to the need determination proceeding will have an apportunity to present testimony regarding the need for the proposed plant and associated facilities. All mainbers of the public who wish to offer testimony should be present at the beginning of the hoaring. All withbers will be subject to cross-examination of the conclusion of their testimony.

Written comments regarding the need for the proposed plant and associated (gallifles may be sent to the Commission of the tollowing address):

Signed S Bayo, Director Division of Records and Reporting Randar Public Service Commission 2540 Shumard Oak Boulevard Talamassies, Ronda 22399-0870 RE; Dacket No. 200442-EI

Anyone wishing to became a party to the need determination proceeding should tile an appropriate potition pursuant to Rule 26-22.089 Florida Administrative Code with the Circotor of the Commission's Division of Records and Reporting of the address listed above. Copies of the petition-should be sent by mall to all parties. Those withing to inferiors in their proceedings, unless appearing on their own behalf, must be represented by an afformer or other person who can be determined to be a qualified representative pursuant to Chapter 120. Florida Statuties, and Islaid 25-100. 100, Florida Administrative Code. Patitions for leave to intervene must be filled at least tive (8) days before the final hearing, must conform with Rule 28-100.201 (2). Florida Administrative Code, and must include allogations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a marter of contribution of statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the hearing.

GENERAL LOCATION AND PROJECT DESCRIPTION

The proposed electrical power plant is estimated to produce \$27 MW of net generating capacity. The proposed plant is to be incated in the City of Aubundate Polix Country, Florida, The Project site is located on approximately 13-6 cares situated approximately 1.5 miles southwest of downtown Aubundate and approximately 37 miles east of tampa Bay. The proposed unit constitution for butter generation frof include duct-fitting capability, and one steam husbrid peneration, that has the ability to affect or power culpmentation to increase output, and associated facilities. The proposed plant is estimated to commence commercial operation in the second quarter of 2003.

PREHEARING CONFERENCE

The preheating conference will be held at the following films and place:

8,00 a.m., Monday November 20, 2000 Commission Hearing Room 152 Bethy Eastey Conference Center 4076 Stplandase Way Tallichassee, Portda

The purpose of this preheating conference will be for (1) simplify the issues; (2) Identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid undecessary proof; (4) identify exhibit; (6) establish an order of witnesses; and (6) consider such other matters as may ald in the disposition of the coffien

JURISDICTION

Jurisdiction over this matter is vested in the Commission by Section 405 519. Horida Statutes.

APPLICATION

A copy of the Patition for Determination of Need and supporting exhibits is available for public inspection during normal business hours of all the following location:

Potica Public Service Commission Division of Records and Reporting 4075 Esplande Way Room 110 - Setty Earley Conterence Center Tallahasses, Flortda

By DIRECTION of the Florida Public Service Commission this 3th day of October, 2000,

BLANCA S BAYO, Director Division of Records cond Reporting

(SEAL)

E-607 10-8: 2000

DEFORE THE FLORIDA PUBLIC SERVICE COMMISSION NOTICE OF NEED DETERMINATION PROCEEDING ON PROPOSED ELECTRICAL POWER PLANT

CALPINE CONSTRUCTION FINANCE COMPANY, L.P.

AND
ALL OTHER INTERESTED PERSONS
DOCKET NO. 000442-EI

IN RE: PETITION FOR DETERMINATION OF NEED FOR THE OSPREY ENERGY CENTER BY CALPINE CONSTRUCTION FINANCE COMPANY, L.P.

ISSUED: October 8, 2000

NOTICE is hereby given that the Florida Public Service Commission will hold a hearing in the above docket at the time and place listed below

9:30 a.m. Wednesday November 29, 2000 Cornrilssion Hearing Room 148 Betty Easley Conference Center 4075 Esplanade Way Tollahassee, Flonda

Thursday November 30, 2000, and Friday. December 1, 2000, have also been reserved for continuation of the hearing, if recessory. All persons who wish to be heard are urged to be present at the beginning of the hearing on Wednesday, November 29, 2000, The starting fine of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded.

Any person requiring some accommodation at the hearing or the prehearing conference because of a physical impairment should call the Division of Records and Reporting at (850) 413-6770 at least 43 hours prior to the hearing or preheating conference. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD)

PURPOSE AND PROCEDURE

The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Sections 403.501-519, Florida Statutes, for the construction of a power plant and related facilities in Polk County, Florida. This proceeding shall allow Calpine Construction Finance Company, L.P., to present evidence and testimony in support of its petition for a determination of need for its proposed plant and related facilities in Polk County, Florida: to permit any interpends to present testimony and exhibits concerning this matter; to permit members of the public who are not parties to the need determination proceeding the apportunity to present testimony concerning this matter; and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

The proceedings will be governed by the provisions of Chapter 120, Florida Statutes, Section 403,519, Florida Statutes, and Chapters 25-22 and 28-106, Florida Administrative Code.

Under Section 403.519, the Commission is the sole forum for the determination of need for the electrical power plant and associated todilities, in making its determination, the Commission must take into account the need for electric system reliability and integrity, the need for adequate electricity at a reasonable cost, and whether the proposed plant is the most cost effective alternative available. The Commission must also expressly consider the conservation measures taken by or reasonably available to the applicants of its members which might mitigate the need for the proposed plant and other matters within the jurisdiction which it deems relevant. The Commission's determination of need for the Palk County facility shall areate a presumption of public need and necessity and shall serve as the Commission's report required by Subsection 403.507 (2) (a) (b). Fiorido Statutes. An order entered by the Commission pursuant to this hearing shall constitute that agency action.

Only listues relating to the need for the power plant will be heard at the November 29, 30, and December 1, 2000, hearing. Separate public hearings will be held before the Division of Administrative Hearings on a separate date to consider environmental and other impacts of the proposed plant and associated facilities.

Members of the public who are not parties to the need determination proceeding will have an opportunity to present testimony regarding the need for the proposed plant and associated facilities. All members of the public who wish to offer testimony should be present at the beginning of the hearing. All withesses will be swom in and will be subject to cross-examination at the conclusion of their testimony.

Written comments regarding the need for the proposed plant and associated facilities may be sent to the Commission of the following address:

Blanca & Baye, Director Division of Records and Reporting Florida Public Services Commission 2640 Shumard Oak Boulevard Tallahassee, Rorlda 32399-0870 RE: Docket No. 000442-El

Anyone wishing to become a party to the need determination proceeding should file an appropriate petition pursuant to Rule 25-22.039. Planda Administrative Code with the Director of the Commission's Division of Records and Reporting at the address listed above. Copies of the petition should be sent by mail to all parties. Those wishing to intervene in these proceedings, unless appearing on their own behalf must be represented by an attorney or other person who can be determined to be a qualified representative pursuant to Chapter 120, Fiorida Statutes, and Rule 28-106, 106, Florida Administrative Code. Petitions for leave to intervene must be filed at least five (5) days before the final hearing, must conform with Rule 28-106,201 (2). Florida Administrative Code, and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the hearing.

GENERAL LOCATION AND PROJECT DESCRIPTION

The proposed electrical power plant is estimated to produce \$27 MW of net generating capacity. The proposed plant is to be located in the City of Aubumdale, Polk County, Florida, The Project site is located on approximately 19.5 acres situated approximately 1.5 miles southwest of downtown Aubumdale and approximately 37 miles east of Tampa Bay. The proposed unit consists of two combustion furbine generator, that is clude duct-fishing capability, and one steam furbine generator, that has the ability to utilize steam for power augmentation to increase output, and associated tacilities, The proposed plant is estimated to commence commercial operation in the second quarter of 2003.

PREHEARING CONFERENCE

The preheading conference will be held at the following time and place:

8:00 a.m., Monday, November 20, 2000 Commission Hearing Room 152 Batty Easley Conference Center 4075 Esplanade Way Tallahassee, Fiorda

The purpose of this preheating conference will be to: (1) simplify the Issues. (2) identify the positions of the porties on the Issues: (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unrecessary proof; (4) identify exhibits; (6) establish an order of witnesses; and (6) consider such other matters as may add in the disposition of the action.

JUPISPICTION

Jurisaliation over this matter is vested in the Commission by Section 403-519, Rorida Statutes.

to be read the another of the petit string of the hearing on wednesday. November 29, 2000. The starting finne of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded.

Any person requiring some accommodation at the hearing or the preheating conference because of a physical impairment should call the Division of Records and Reporting at (850) 413-6770 at least 49 hours prior to the hearing or preheating conference. Any person who is hearing or speech impaired should contact the Horida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

PURPOSE AND PROCEDURE

The purpose of this hearing will be for the Cornmission to take find action to determine the need, pursuant to Sections 403,503-519. Florida Statutes, for the construction of a power plant and related facilities in Polk County, Florida. This proceeding shall allow Calpine Construction Findinge Company, L.P. to present evidence and testimony in support of its petition for a determination of need for its proposed plant and related facilities in Polk County, Florida; to permit any intervenors to present testimony and exhibits concerning this matter; to permit members of the public who are not parties to the need determination proceeding the apportunity to present testimony concerning this matter; and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

The proceedings will be governed by the provisions of Chapter 120, Roida Statutes, Section 403,619. Florida Statutes, and Chapters 25-22 and 28-106, Roida Administrative Code.

Under Section 403,519, the Commission is the sola forum for the determination of need for the electrical power plant and associated facilities. In making its determination, the Commission must take into account the need for electric system reliability and integrity, the need for adequate electricity at a reasonable cost, and whether the proposed plant is the most cost effective alternative available. The Commission must also expressly consider the consecutary taken by or reasonably ovallable to the applicants or its members which might in the need for the proposed plant and other matters within the jurisdiction which it deems relevant. The Commission's determination of need for the Polk County facility shall create a presumption of public need and necessity and shall serve as the Commission's report required by Subsection 403.507 (2) (a) (2), Rorida Statutes. An order entoned by the Commission pursuant to this hearing shall constitute final agency action.

Only liques relating to the need for the power plant will be heard at the November 29, 30, and December 1, 2000, hearing. Separate public hearings will be held before the Division of Administrative Hearings on a separate date to consider environmental and other impacts of the proposed plant and associated facilities.

Members of the public who are not parties to the need determination proceeding will have an apparaint to present testimony regarding the need for the proposed plant and associated facilities. All members of the public who wish to offer testimony should be present at the beginning of the hearing.

All witnesses will be sworm in and will be subject to cross-examination at the concludion of their jestimony.

Written comments regarding the need for the proposed plant and associated facilities may be sent to the Commission of the following address:

Blanca & Bayo, Director Division of Records and Reporting Horida Public Service Commission 2540 Shumara Oak Boulevard Tallahassee, Rorlda 32399-0870 RE. Docket No. 000442-El

Anyone wishing to become a party to the need determination proceeding should file an appropriate petition pursuant to Rule 25-22,039. Floridal Administrative Code with the Director of the Commission's Division of Records and Reporting at the address listed above. Copies of the petition should be sent by mail to all parties. Those wishing to intervene in these proceedings, unless appearing on their own behalf, must be represented by an afformery or ather person who can be determined to be a qualified representative pursuant to Chooser 120, Florida Statutes, and Rule 28-106, 106, Floridal Administrative pursuant to the person for the final heading, must conform with Rule 28-106, 201 (2). Floridal Administrative Code, and must include allegations sufficient to demonstrate that the Intervenor is entitled to participate in the proceeding as a matter of constitution or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected. ed through the hearing.

GENERAL LOCATION AND PROJECT DESCRIPTION

The proposed electrical power plant is estimated to produce 527 MW of net generating capacity. The proposed plant is to be located in the City of Aubumdale, Polk County, Florida. The Project site is located on approximately 19.5 acres situated approximately 1.5 miles southwest of downtown Aubumdale and approximately 97 miles east of Tampa Bay. The proposed unit consists of two combustion furbine generators that include duct-fiting capability, and one steam turbine generator, that has the ability to utilize steam for power clugmentation to increase output, and associated fucilities. The proposed plant is estimated to commence commercial operation in the second quarter of 2003.

PREHEARING CONFERENCE

The preheating conference will be held at the following time and place:

8:00 a.m., Monday, November 20, 2000 Commission Hearing Room 152 Betty Easley Conference Center 4075 Esplanade Way Tallehassee, Florida

The purpose of this prehearing conference will be to: (1) simplify the issues: (2) Identify the positions of the parties on the Issues; (3) consider the pos-sibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits: (5) establish an arcter of witnesses; and (6) consider such other matters as may add in the disposition of the action.

Juriscilation over this matter is vested in the Cornmission by Section 403,519. Florida Statutes.

APPLICATION

A copy of the Petition for Determination of Need and supporting exhibits is available for public inspection during normal business hours of the following location:

Florida Public Service Commission Division of Records and Reporting 4075 Espirancide Way Room 110 - Beity Easley Conforence Center Taliahassee Florida

By DIRECTION of the Florida Public Service Commission this 3th day of October, 2000.

BLANCA 5, BAYO, Cirector Division of Records and Reporting

(SEAL)

E-607 10-3: 2000