

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Review of Florida Power & Light Company's : Docket No. 001148-EI
proposed merger with Entergy Corporation, the :
formation of a Florida transmission company : Filed July 6, 2001
("Florida Transco"), and their effect on Florida :
Power & Light Company's retail rates :
:

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FLORIDA MUNICIPAL POWER AGENCY's
PETITION TO INTERVENE

FLORIDA MUNICIPAL POWER AGENCY ("FMPA" and/or "Petitioner"),
Homer Bryant and Steven McElhaney ("Petitioners"), hereby petition to intervene
in Docket No. 001148-EI, pursuant to Chapter 366, Florida Statutes, and Rules 25-
22.039 and 28-106.205, Florida Administrative Code. In support of this Petition,
Petitioners state:

- 1. The names, addresses and telephone numbers of Petitioners are:

FLORIDA MUNICIPAL
POWER AGENCY
8553 Commodity Circle
Orlando FL 32819-9002
407 / 355 - 7767

Homer O. Bryant
3740 Ocean Beach Boulevard
Unit 704
Cocoa Beach FL 32931
407 / 355 - 7767

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**Steven H. McElhaney
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407 / 355 - 7767**

2. For purposes of this Petition, Petitioners may be contacted through their attorney, Frederick M. Bryant, Florida Municipal Power Agency, 2061-2 Delta Way, Tallahassee, Florida 32303, Telephone 850 / 297 - 2011.

Pleadings should also be served on Mr. Robert C. Williams, P. E., Director of Engineering, FLORIDA MUNICIPAL POWER AGENCY, 8 5 3 Commodity Circle, Orlando FL 32819 - 9002. Telephone 407 / 355 - 7767.

3. Petitioners Homer Bryant and Steven McElhaney are residential retail customers of FLORIDA POWER & LIGHT COMPANY ("FPL"), taking electric service at their respective addresses listed in paragraph 1. The cost of electricity represents one of the larger variable costs in Petitioners' household budgets. Therefore, Petitioners will be substantially affected by any action the Commission takes in this Docket, which, among other things, will necessarily include a Commission decision to lower, raise, or leave unchanged FPL's retail rates charged Petitioners.

4. Petitioner FMPA is a wholesale power and wholesale transmission customer of FPL. Certain of FMPA member municipal electric systems have transmission facilities that are interconnected with FPL transmission facilities. FMPA utilizes FPL transmission facilities, in addition to its member transmission facilities, to supply wholesale power to its member systems.

FPL has been a primary party in the formation of GridFlorida, a Florida for-profit Transco, and FPL is seeking approval of GridFlorida before the Federal Energy Regulatory Commission (“FERC”).

The reliability of FMPA’s power supply will be directly affected by the Commission’s decision as to FPL’s participation in GridFlorida. The Commission’s exercise of its jurisdiction pursuant to Section 366.04 (2)(5), Florida Statutes, and Section 366.055, Florida Statutes, in this Docket will substantially affect FMPA and its members.

The Commission’s proceedings in this Docket will affect FPL’s decision to participate in GridFlorida which, in turn, will affect FMPA’s wholesale power rates and transmission rates, and the terms and conditions of its service from FPL.

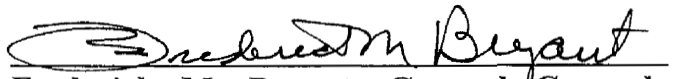
5. In its June 28, 2001 comments, in FERC Docket ER01-2205, this Commission stated that the determinations to be made by the Federal Energy Regulatory Commission in Docket ER01-2205 “would benefit from the information to be developed in the FPSC dockets,” and this Commission requested FERC to consider the outcome of these PSC proceedings. FMPA is a party to FERC Docket ER01-2205. Thus, the proceedings in this Docket will also substantially affect FMPA’s interest in FERC Docket ER01-2205.

6. In this Docket, the Commission is reviewing the prudence of FPL’s proposed formation of GridFlorida, and FPL’s proposed divestiture of its transmission assets to GridFlorida, and the resulting effect of FPL’s GridFlorida parti-

icipation on FPL's retail rates. This Docket directly affects Petitioners Homer Bryant and Steven McElhaney.

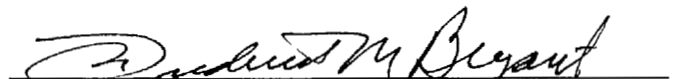
For the foregoing reasons, Petitioners request the Commission grant their Petition to Intervene and accord them full party status in this Docket.

RESPECTFULLY SUBMITTED on this 6th day of July, 2001.


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CERTIFICATE OF SERVICE

I CERTIFY that the original and fifteen copies of the foregoing Petition to Intervene was furnished by hand-delivery to the Florida Public Service Commission, Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee FL 32399-0850, and that a copy was furnished to each of the parties on the attached service list, by United States mail, on this 6th day of July, 2001.


Frederick M. Bryant, General Counsel
FLORIDA MUNICIPAL POWER AGENCY

**SERVICE LIST FOR FPSC
DOCKET 001148 EI**
Review of Florida Power & Light
Company's proposed merger, etc.

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