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April 15, 2002

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VIA FEDERAL EXPRESS

Ms. Blanca S. Bayó, Director
Division of Records and Reporting
Florida Public Service Commission
4075 Esplanade Way, Room 110
Tallahassee, FL 32399-0850

Re: DOCKET NO. 020262-EI and DOCKET NO. 020263-EI

Dear Ms. Bayó:

Enclosed for filing please find the original and fifteen (15) copies of Florida Power & Light Company's Objections to Reliant Energy Power Generation, Inc.'s Second Set of Interrogatories (Nos. 9-50) and Second Request for Production of Documents (Nos. 5-18) in the above referenced docket. An electronic copy is provided on a diskette.

Very truly yours,

Gabriel E. Nieto

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Florida Power & Light Company for a determination of need for a power plant proposed to be located in Martin County)
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Docket No. 020262-EI

In re: Petition of Florida Power & Light Company for a determination of need for a power plant proposed to be located in Manatee County)
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Docket No. 020263-EI

Dated: April 15, 2002

FLORIDA POWER & LIGHT COMPANY'S
OBJECTIONS TO RELIANT ENERGY POWER GENERATION, INC.'S
SECOND SET OF INTERROGATORIES (NOS. 9-50)
AND SECOND REQUEST FOR PRODUCTION OF DOCUMENTS (NOS. 5-18)

Florida Power & Light Company ("FPL") hereby submits the following objections to Reliant Energy Power Generation, Inc.'s ("Reliant Energy's") Second Set of Interrogatories and Second Request for Production of Documents (the "Reliant Energy Second Set").

I. Preliminary Nature of These Objections

The objections stated herein are preliminary in nature and are made at this time in anticipation that the Commission will follow its usual practice of requiring that objections be served within ten days of receipt of discovery requests. Should additional grounds for objection be discovered as FPL develops its responses, FPL reserves the right to supplement or modify its objections up to the time it serves its responses. Should FPL determine that a protective order is necessary regarding any of the requested information, FPL reserves the right to file a motion with the Commission seeking such an order at the time its response is due.

II. General Objections.

FPL objects to each and every one of the interrogatories and requests for documents that calls for information protected by the attorney-client privilege, the work product doctrine, the accountant-client privilege, the trade secret privilege, or any other applicable privilege or protection afforded by law, whether such privilege or protection appears at the time response is first made or is later determined to be applicable for any reason. FPL in no way intends to waive such privilege or protection.

FPL objects to providing information that is proprietary, confidential business information without provisions in place to protect the confidentiality of the information. FPL has not had sufficient time to make a final determination of whether the discovery requests call for the disclosure of confidential information. However, if it determines that any of the discovery requests would require the disclosure of confidential information, FPL will either file a motion for protective order requesting confidential classification and procedures for protection or take other actions to protect the confidential information requested. FPL in no way intends to waive claims of confidentiality.

FPL is a large corporation with employees located in many different locations. In the course of its business, FPL creates numerous documents that are not subject to Commission's or other governmental record retention requirements. These documents are kept in numerous locations and frequently are moved from site to site as employees change jobs or as business is reorganized. Therefore, it is possible that not every relevant document may have been consulted in developing FPL's response. Rather, FPL's responses will provide all the information that FPL

obtained after a reasonable and diligent search conducted in connection with this discovery request. To the extent that the discovery requests propose to require more, FPL objects on the grounds that compliance would impose an undue burden or expense on FPL.

FPL objects to the Reliant Energy Second Set to the extent that it calls for the creation of information, rather than the reporting of presently existing information, as purporting to expand FPL's obligation under the law.

FPL objects to providing information to the extent that such information is already in the public record before the Florida Public Service Commission or other public agency and available to Reliant Energy through normal procedures.

Reliant Energy requests that documents responsive to the requests for production of documents in the Reliant Energy Second Set be produced at the offices of Reliant Energy's counsel in Tallahassee. FPL objects to this request as beyond the scope of proper discovery. The responsive documents will be produced for inspection during regular business hours, 8:00 a.m. to 5:00 p.m., at Florida Power & Light & Light Company's General Office, 9250 West Flagler Street, Miami Florida, upon reasonable notice to FPL's counsel, Steel Hector & Davis, LLP.

Instruction 5 to the requests for production of documents in the Reliant Energy Second Set purports to require FPL to segregate documents responsive to a particular request into the different time periods with respect to which they are responsive. FPL objects to this instruction as vague and ambiguous, and as beyond the proper scope of discovery. If Reliant Energy wishes to have documents produced with respect to different time periods, it is Reliant Energy's duty to segregate those time periods into separate requests.

Numerous of the interrogatories and requests for production of documents in the Reliant Energy Second Set are not expressly limited to data or analyses performed in connection with the evaluation of the Martin and Manatee projects that are the subjects of these dockets. FPL assumes that, unless expressly stated to the contrary, the interrogatories and requests for production of documents in the Reliant Energy Second Set are intended to refer to data or analyses related to those projects and objects to the extent that any such discovery requests are not so limited, on the grounds that they would be overbroad, irrelevant and burdensome.

FPL incorporates by reference all of the foregoing general objections into each of its specific objections set forth below as though stated therein.

II. Specific Objections and Request for Clarification

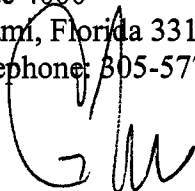
Request to Produce No. 7. The RSM spreadsheet model sought by this Request is the property of Sedway Consulting, Inc., and represents confidential trade secret information of Sedway. A copy is not in FPL's custody or control. FPL is negotiating with Sedway on the terms of arrangements pursuant to which Sedway would allow Reliant Energy to review or access the RSM model. Unless and until such arrangements are made, FPL cannot comply with this Request.

Additionally, the RSM model contains embedded confidential proprietary business information of FPL. Any review of the model must therefore be subject to a reasonable confidentiality agreement to protect such confidential information.

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Respectfully submitted,

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By: 

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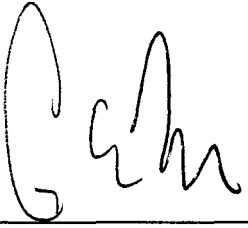
CERTIFICATE OF SERVICE
Docket Nos. 020262-EI and 020263-EI

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Florida Power & Light Company's Objections to Reliant Energy Power Generation, Inc.'s First Second of Interrogatories (Nos. 9-50) and Second Request for Production of Documents (Nos. 5-18) has been furnished by e-mail (*) and United States Mail this 15th day of April, 2002, to the following:

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By: 

Gabriel E. Nieto