

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to determine
need for an electrical power
plant in Martin County by
Florida Power & Light Company.

DOCKET NO. 020262-EI

In re: Petition to determine
need for an electrical power
plant in Manatee County by
Florida Power & Light Company.


DOCKET NO. 020263-EI
ORDER NO. PSC-02-0537-PCO-EI
ISSUED: April 18, 2002

ORDER GRANTING REQUEST FOR ORAL ARGUMENT

On April 11, 2002, Calpine Energy Services, L.P. (Calpine) and Reliant Energy Power Generation, Inc. (Reliant) filed a Joint Motion for Summary Final Order in these need determination dockets. By separate filing Calpine and Reliant also filed a Motion for Expedited Treatment of the Motion for Summary Final Order and a Request for Oral Argument. Florida Power & Light Company (FPL) has not yet filed its response to the Motion for Summary Final Order, but it has indicated through its attorney that it does not object to oral argument or to the expedited treatment of the motion.

Since FPL does not object, and since it appears that oral argument will assist the Commission in its review of the Motion for Summary Final Order, the Motion for Expedited Treatment and the Request for Oral Argument are granted. Oral argument has been scheduled for May 3, 2002.

By ORDER of Commissioner J. Terry Deason as Prehearing Officer, this 18th day of April, 2002.



J. TERRY DEASON
Commissioner and Prehearing Officer

(S E A L)

MCB

DOCUMENT NUMBER-DATE

04305 APR 18 02

FPSC-COMMISSION CLERK

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of the Commission Clerk and Administrative Services, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.