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April 19, 2002

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-VIA HAND DELIVERY-

Ms. Blanca S. Bayó, Director
Division of the Commission Clerk and
Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

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COMMISSION
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Re: Docket Nos. 020262-EI and 020263-EI

Dear Ms. Bayó:

Enclosed for filing on behalf of Florida Power & Light Company are the original and seven (7) copies of Florida Power & Light Company's Response to Petitions for Leave to Intervene of CPV Cana, Ltd, together with a diskette containing the electronic version of same. The enclosed diskette is HD density, the operating system is Windows 2000, and the word processing software in which the document appears is Word 2000.

If there are any questions regarding this transmittal, please contact me at 305-577-2939.

Very truly yours,

John T. Butler, P.A.
John T. Butler, P.A.

Enclosures

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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))))) <hr/>	Docket No. 020262-EI
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In re: Petition of Florida Power & Light Company for a determination of need for a power plant proposed to be located in Manatee County))))) <hr/>	Docket No. 020263-EI Dated: April 19, 2002
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**FLORIDA POWER & LIGHT COMPANY'S RESPONSE TO
PETITIONS FOR LEAVE TO INTERVENE OF CPV CANA, LTD.**

Florida Power & Light Company ("FPL") hereby responds as follows to the petitions for leave to intervene that CPV Cana, Ltd. ("CPV") has filed in the above dockets. The grounds for FPL's response are as follows:

1. CPV alleges that it timely submitted a bid in response to FPL's August 2001 Request for Proposals ("RFP"). Without accepting CPV's characterization of the RFP process, FPL acknowledges that CPV was indeed a bidder. Accordingly, FPL has no objection to CPV's intervening in these dockets to participate in the evaluation of FPL's need-determination petitions consistent with Section 403.519, Florida Statutes, and Rule 25-22.082, Florida Administrative Code. However, two aspects of CPV's petitions to intervene raise concerns requiring comment.

2. CPV's petitions to intervene allege "ultimate facts" that FPL strongly disputes. It will be CPV's burden to prove these alleged "ultimate facts," which FPL is confident CPV will be unable to do.

3. The prayer for relief in CPV's petitions to intervene is inappropriately and insupportably overbroad. It contains four numbered paragraphs. While Paragraph 1 conventionally requests that CPV be granted intervenor status, Paragraphs 2-4 request relief that extends well beyond granting intervenor status, is premature and unsupported by CPV's pleadings (much less any evidence) and, in at least one instance, contemplates action that exceeds the Commission's authority. Accordingly, the Commission should deny as premature Paragraphs 2-4 of CPV's prayer for relief.

WHEREFORE, FPL respectfully requests that, if the Commission grants CPV intervenor status in these dockets, the Commission deny as premature Paragraphs 2-4 of CPV's prayer for relief.

Respectfully submitted,

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

I HEREBY CERTIFY that a true and correct copy or courtesy copy of Florida Power & Light Company's Response to Petitions for Leave to Intervene of CPV Cana, Ltd. was served by United States Mail this 19th day of April, 2002, to the following:

Martha Carter Brown, Esq.
Lawrence Harris, Esq.
Legal Division
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

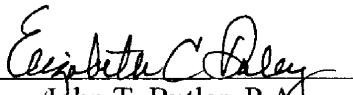
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