

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition To Determine Need For) Docket No. 020262 - EI
An Electrical Power Plant in Martin County)
By Florida Power & Light Company.) Dated: April 22, 2002
_____)

In re: Petition To Determine Need For) Docket No. 020263 - EI
An Electrical Power Plant in Manatee County)
By Florida Power & Light Company.) Dated: April 22, 2002
_____)

NOTICE OF FILING DECLARATION

Non-Party AES Coral hereby gives notice of filing the Declaration of Ed Cahill in support of its motion for protective order filed on April 22, 2002 with the Florida Public Service Commission.

Respectfully submitted,

HOGAN & HARTSON, L.L.P.
Attorneys for AES Coral
Barclays Financial Center
1111 Brickell Avenue, Suite 1900
Miami, Florida 33131
Tel: (305) 459-6500
Fax: (305) 459-6516

By: *Carol A. Licko*
Carol A. Licko, Esq.
Fla. Bar No. 435872

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COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing was furnished this ~~2~~ day of ~~April~~ ^{May}, 2002 via U.S. Mail to the following:

Martha Brown (via facsimile)
Lawrence Harris
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Charles A. Guyton
Steel Hector & Davis
215 South Monroe Street, Suite 601
Tallahassee, FL 32301

Joseph A. McGlothlin
McWhirter Reeves, McGlothlin, et al.
117 South Gadsden Street
Tallahassee, FL 32301

Robert Scheffel Wright
Diane K. Kiesling
John T. Lavia, III
Landers & Parsons, P.A.
310 West College Avenue
Tallahassee, FL 32301

John T. Butler
Steel Hector & Davis
200 S. Biscayne Blvd., Suite 4000
Miami, FL 33131-2398

Michael G. Briggs
Reliant Energy, Inc.
801 Pennsylvania Avenue, Suite 620
Washington, D.C. 20004

Joseph A. Regnery
Senior Counsel
2701 North Rocky Point Drive
Suite 1200
Tampa, FL 33607

Jack Shreve
Office of Public Counsel
111 West Madison Street, Room 812
Tallahassee, FL 32301

Bill Walker
215 South Monroe Street, Suite 810
Tallahassee, FL 32301

Suzannee Brownless, P.A.
1311-B Paul Russell Road, Suite 201
Tallahassee, FL 32301

Jon C. Moyle, Jr.
Cathy M. Sellers
Moyle, Flanigan, Katz, et al.
118 North Gasden Street
Tallahassee, FL 32301

Jay Molyneaux
700 Universe Blvd.
Juno Beach, FL 33408-0420

Beth Bradley
Mirant Corporation
1155 Perimeter Center West
Atlanta, GA 30338-5416

D. Bruce May, Jr.
Karen D. Walker
Holland & Knight LLP
P.O. Drawer 810
Tallahassee, FL 32302

Bonnie Davis
Florida Power & Light Co.
215 South Monroe Street, Suite 810
Tallahassee, FL 32301

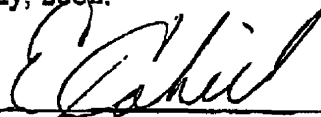
By: Carol A. Licko
Carol A. Licko

DECLARATION

Ed Cahill, Vice President of AES Coral, hereby states as follows:

1. I am the Vice President of AES Coral.
2. AES submitted bid proposals in response to FPL's request for proposals issued on August 13, 2001 ("RFP").
3. I have read AES' Motion for Protective Order. I can confirm that the factual matters asserted therein regarding the sensitive competitive nature of the confidential information that is the subject of the Motion, and the harm that AES would suffer if the confidential information is produced to any of the Intervenor in the FPL Need Determination dockets (Consolidated Docket Nos. 020262 - EI and 020263-EI).
4. I understand that FPL has issued a supplemental RFP last week (the "Supplemental RFP"). Presumably, many entities that submitted bid responses to the original RFP will submit bid proposals to the Supplemental RFP.
5. The issuance of the Supplemental RFP makes AES' need for a protective order even more compelling. Allowing Intervenor to have access to AES' bid proposals prior to submitting their responses to the Supplemental RFP puts Non-Intervenor such as AES at a significant competitive disadvantage.
6. Allowing Intervenor to have access to AES' confidential information at this time would severely harm AES and its ability to compete, not only in Florida, but also in its other global markets.

Dated this 2 day of May, 2002.



Ed Cahill
Vice President, AES Coral