REQUEST FOR CHANGE TO AGENDA CONFERENCE HAND DELIVER



Date of Request: June 13, 2002 Date of Agend	da Conference: June 18, 2002 Item No. 6
Docket No.: 020262-EI and 020263-EI Brie	ef Title: FPL Need Determination
Requested by: Staff	X Other CPV-Cana (party requesting rule waiver has requested a Que
Please attach a copy of the written documentation fa	iled (if other) (Name)
STAFF's Recommendation to Executive Suite (IF OTH ACTION REQUESTED [see APM 2.11 and SOP 16	
x Defer Item to Agenda Scheduled	Date: July 9, 2002
Change Order of Item or Take Up at Time	Certain
Withdraw Item	
	d no later than 3:00 p.m. on the date approved for late filing) A copy of the front provided to CCA by 12 noon on the regular filing date for use as a place-holder
Add Item to Published Agenda [see Section	on 120.525(2), F.S.] - Issue an ADDENDUM and give Legal NOTICE
Add Emergency Item to Published Agenda	a [see Section 120.525 (3), F.S.] - Issue an ADDENDUM and Give Fair NOTICE
Concise explanation, justification or con	nments (attach additional sheet if necessary):
The Chairman granted this request for dedeferral.	eferral on Friday, June 14, 2002. No other parties objected to the
Signature (OPR Staff):	Initials (OPR Division Director or Designee):
Signature (Legal Staff): Marka Carler?	Sinux Initials (Legal Division Director or Designee):
EXECUTIVE DIRECTOR:	
Recommendation to the Chairman's Office	Approve Request Deny Request
Initials: 19193	Date: 4/18/02
Comments:	
CHAIRMAN's OFFICE: Initials:	Approve Request Date: (0/18/0)
Executive Suite will send the original to the Division of Cor	mmission Clerk and Administrative Services and return a copy to the requesting staff after the g staff should distribute copies to the Division Directors (OPR & OCR) and Attorney assigned to
the docket.	
	DOCUMENT NUMBER-DATE
BlancePSC/EXD-1 (03/02)	
	06325 JUN 198
T BIANCAPSC/EXD-1 (03/02) SAND Y ROSE	

MOYLE, FLANIGAN, KATZ, RAYMOND & SHEEHAN, P.A.

ATTORNEYS AT LAW

The Perkins House 118 North Gadsden Street Tallahassee, Florida 32301

Telephone: (850) 681-3828 Facsimile: (850) 681-8788

JON C. MOYLE, JR.

E-mail: jmoylejr@moylelaw.com

June 13, 2002

West Palm Beach Office (561) 659-7500

By Telefax

Chairman Lila A. Jaber
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: FPL Need Determinations; Florida Public Service Commission Docket Nos. 020262-EI and 020263-EI

Dear Chairman Jaber:

Please accept this letter as my request for a deferral of Agenda Item No. 6, CPV Cana, Ltd.'s Petition for Waiver of Rule 25-22.080, Florida Administrative Code, currently scheduled to be heard before the Commission on Tuesday, June 18, 2002, at 9:30 a.m. I make this request for the following reason: A portion of the relief sought by my client, CPV Cana, Ltd., is that FPL not be permitted to change the numbers associated with its self-build options during the Request for Proposal process. On or about July 2, 2002, FPL is scheduled to announce its decision as to whether it is moving forward with its self-build option or options, or selecting one or more of the competing proposals. The PSC has until July 23, 2002 to make its decision on CPV Cana's Petition for Waiver. The PSC has an Agenda Conference scheduled for July 9, 2002. CPV Cana's request that FPL not be allowed to alter its cost figures may be moot if FPL: (1) selects one or more competing proposals submitted by bidders to fulfill its need; or (2) declares itself the winner, but does not change its cost figures.

Accordingly, to potentially preserve Commission resources, CPV Cana respectfully requests that Agenda Item No. 6, CPV Cana's Petition for Waiver, be deferred until the July 9, 2002 Agenda Conference.

Thank you for your attention to this matter.

Sincerely,

Jon C. Moyle,

JCMJ/fr

cc: All Parties of Record