

ORIGINAL

STEELE
HECTOR
& DAVIS™

Steel Hector & Davis LLP
200 South Biscayne Boulevard
Miami, Florida 33131-2398
305.577.7000
305.577.7001 Fax
www.steelhector.com

August 21, 2002

Robert L. Powell, Jr.
305.577.2859
rpowell@steelhector.com

VIA FEDERAL EXPRESS

Ms. Blanca Bayó
Division of the Commission Clerk
and Administrative Services
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399

Re: Docket Nos. 020262-EI, 020263-EI

Dear Ms Bayó :

Enclosed for filing on behalf of Florida Power & Light Company in Docket Nos. 202062-EI and 020263-EI are the original and seven copies of the following:

Florida Power & Light Company's Notice of Serving Responses to CPV Gulfcoast's First Request for Production of Documents (Nos. 1-17) and Second Set of Interrogatories (Nos. 20-77)

Florida Power & Light Company's Notice of Intent to Seek Confidential Classification of Certain Information Responsive to CPV Gulfcoast's Second Set of Interrogatories ("Notice of Intent").

The Notice of Intent pertains to certain information responsive to CPV Gulfcoast's Second Set of Interrogatories, Nos. 63 and 64. Exhibit A to the Notice of Intent are copies of these discovery requests. I have also enclosed a disk, which contains the above-referenced filings. If you have any questions regarding this transmittal, please contact me at (305) 552-4027.

AUS _____
CAF _____
CMP _____
COM _____
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
SEC _____
OTH _____

Enclosures

cc: Counsel for parties of record

Very truly yours,



Robert L. Powell, Jr., Esq.

Notice of Intent
to Request Conf. Class
DOCUMENT NUMBER - DATE

08883 AUG 22 02

FPSC-COMMISSION CLERK

Notice of Serving
Responses
DOCUMENT NUMBER DATE

08882 AUG 22 02

02 AUG 22 AM 10:24
DISTRIBUTION CENTER

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)
_____)

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)
_____)

Docket No. 020263-EI

Dated: August 21 2002

**FLORIDA POWER & LIGHT COMPANY'S NOTICE OF INTENT TO REQUEST
CONFIDENTIAL CLASSIFICATION OF CERTAIN INFORMATION RESPONSIVE
TO CPV GULF COAST, LTD.'S SECOND SET OF INTERROGATORIES**

Pursuant to Florida Administrative Code Rule 25-22.006(3)(a), Florida Power & Light Company ("FPL") files this Notice of Intent to Request Confidential Classification of Certain Information Responsive to CPV Gulfcoast, Ltd.'s ("CPV Gulfcoast's") Second Set of Interrogatories ("Notice"). This Notice relates to FPL's responses to Interrogatories Nos. 63 and 64. A copy of CPV Gulfcoast's discovery requests giving rise to these responses is appended hereto as Exhibit A. FPL, pursuant to Rule 25-22.006(3)(a), requests confidential handling of certain documents furnished in response to these discovery requests.

DOCUMENT NUMBER 02


08883 AUG 22 02

FPSC-COMMISSION CLERK

Respectfully submitted,

R. Wade Litchfield, Esq.
Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420
Telephone: 561-691-7101

Steel Hector & Davis LLP
Attorneys for Florida Power & Light Company
200 South Biscayne Boulevard
Suite 4000
Miami, Florida 33131
Telephone: 305-577-2859

By: 
Robert L. Powell, Jr., Esq.
Florida Bar No. 0195464

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 Notice of Intent to Request Confidential Classification of Certain Information Responsive to CPV Gulfcoast's Second Set of Interrogatories has been furnished by overnight courier or U.S. Mail (*) this 21st day of August, 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
Mbrown@psc.state.fl.us

Michael Twomey*
P.O. Box 5256
Tallahassee, Florida 32301
miketwomey@talstar.com

Vicki Gordon Kaufman, Esq.
Timothy J. Perry, Esq.
McWhirter, Reeves, McGlothlin, Davidson,
Decker, Kaufman, & Arnold, P.A.
117 South Gadsden Street
Tallahassee, Florida 32301
vkaufman@mac-law.com

Ernie Bach, Executive Director *
Florida Action Coalition Team
P.O. Box 100
Largo, Florida 33779-0100
ernieb@gte.net


Jon C. Moyle, Jr., Esq.
Cathy M. Sellers, Esq.
Moyle Flanigan Katz Raymond &
Sheehan, P.A.
118 North Gadsden Street
Tallahassee, Florida 32301
Jmoylejr@moylelaw.com

R.L. Wolfinger
South Pond Energy Park, LLC
c/o Constellation Power Source
111 Market Place, Suite 500
Baltimore, Maryland 21202-7110

D. Bruce May, Jr., Esq.
Karen D. Walker, Esq.
Holland & Knight LLP
315 S. Calhoun Street, Suite 600
Tallahassee, Florida 32301
Dbmay@hklaw.com

John W. McWhirter
McWhirter, Reeves, McGlothlin, Davidson,
Decker, Kaufman, & Arnold, P.A.
400 North Tampa Street, Suite 3350
Tampa, Florida 33602
Jmwhirter@mac-law.com

By: _____



Robert L. Powell, Jr.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to determine)
need for an electrical power) Docket No.: 020262-EI
plant in Manatee County by)
Florida Power & Light Company.)
_____)

In re: Petition to determine)
need for an electrical power) Docket No.: 020263-EI
plant in Martin County by) Dated: August 2, 2002
Florida Power & Light Company.)
_____)

**CPV GULF COAST, LTD.'S SECOND SET OF INTERROGATORIES
TO FLORIDA POWER & LIGHT COMPANY (Nos. 20-77)**

CPV GULF COAST, LTD. (hereinafter "CPV Gulfcoast"), by and through its undersigned counsel, pursuant to Rule 1.340, Florida Rules of Civil Procedure, and Rule 28-106.206, Florida Administrative Code, propounds the following Interrogatories to Florida Power & Light Company ("FPL"). These interrogatories are to be answered under oath within 20 days of service.

DEFINITIONS

A. As used herein, the following words shall have the meanings indicated:

(i) "person" or "persons" shall mean and include natural persons, corporations, partnerships, associations, joint ventures, proprietorships, entities and all other forms of organizations or associations;

(ii) "document" or "report" shall mean any kind of written, typed, recorded, or graphic matter, however produced or reproduced, of any kind or description, whether sent or received, including originals, non-identical copies and drafts and both sides thereof; and including, but not limited to: e-mails, papers, books, letters, correspondence, telegrams, bulletins, notices,

announcements, instructions, charts, manuals, brochures, schedules, cables, telex messages, memoranda, notes, notations, accountants' working papers, transcripts, notes, computer models, minutes, agendas, reports and recordings of telephone or other conversations, of interviews, of conferences, or of other meetings, affidavits, statements, summaries, opinions, reports, studies, analyses, evaluations, contracts, agreements, journals, statistical records, desk calendars, appointment books, diaries, lists, tabulations, sound recordings, computer print-outs, data processing input and output, microfilms, and all other records kept by electronic, photographic, or mechanical means and things similar to any of the foregoing, however denominated by you, and any other documents as defined in Rule 1.340, Florida Rules of Procedure;

(iii) "FPL" shall mean Florida Power and Light Company, its attorneys, employees, officers, directors, agents, representatives, affiliated corporate entities (FPL Group, FPL Energy) and persons acting on behalf of these entities.

(iv) "identify" shall mean, with respect to any document or report; set forth the title, if any, describe the relevant page or pages and line or lines thereof (or annex a copy to the answer to these interrogatories, with appropriate designations of such page or pages and line or lines), and state the present location and custodian of the original and all copies of the document, who prepared the document, and when it was prepared; "identify" means, with respect to any person, set forth the name, title and business address of the person;

(v) documents or reports to be identified shall include all documents in your possession, custody and control and all other documents of which you have knowledge;

(vi) to the extent an interrogatory calls for information which cannot now be precisely and completely furnished, such information as can be furnished should be included in the

answer, together with a statement that further information cannot be furnished, and a statement as to the reasons therefor. If you expect to obtain further information between the time answers are served and the time of hearing, you are requested to state this fact in each answer. If the information which cannot now be furnished is believed to be available to another person, identify such other person and the reasons for believing such person has the described information;

(vii) in the event any interrogatory herein calls for information or for the identification of a document which you deem to be privileged, in whole or in part, the information should be given or the document identified to the fullest extent possible consistent with such claim of privilege and specify the grounds relied upon for the claim of privilege; and

(viii) for each interrogatory, identify the name, address, telephone number and position of the person responsible for providing the answer.

Interrogatory No. 63:

Have you experienced cost overruns during the repowering of the Fort Myers project? If so, what are the amounts of the cost overruns and identify any documents related to these cost overruns.

Response:

Interrogatory No. 64:

Have you experienced cost overruns during the repowering of the Sanford project? If so, what are the amounts of the cost overruns and identify any documents related to these cost overruns.

Response: