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September 27, 2002

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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 a Supplemental Response to CPV Gulfcoast, Ltd.'s Third Set of Interrogatories (Nos. 78-117);

Florida Power & Light Company's Notice of Intent to Request Confidential Classification of Certain Information Provided in Supplemental Response to CPV Gulfcoast's Interrogatory No. 82 (Exhibit A to this Notice of Intent contains a copy of this discovery request); and

Florida Power & Light Company's Notice of Intent to Request Confidential Classification of Certain Documents that CPV Gulfcoast, Ltd. has Listed as Possible Exhibits for Use at Hearing (Exhibit A to this Notice of Intent contains a copy of CPV Gulfcoast's Notice of Filing).

I have also enclosed a disk, which contains the above-referenced filings, excluding the exhibits. If you have any questions regarding this transmittal, please contact me at (305) 577-2859.

AUS CAF CMP COM CTR ECR GCL GCL GCL MMS SEC SEC OTH CC: Counsel for parties of record OTH

Very truly yours. RA -P

Robert L. Powell, Jr., Esq.

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	
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. 020262-EI

Docket No. 020263-EI

Dated: September 27, 2002

FLORIDA POWER & LIGHT COMPANY'S NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION OF CERTAIN DOCUMENTS THAT CPV GULFCOAST, LTD. HAS LISTED AS POSSIBLE EXHIBITS FOR USE AT HEARING

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 Documents that CPV Gulfcoast, Ltd. ("CPV Gulfcoast") has Listed as Possible Exhibits for Use at Hearing ("Notice"). This Notice relates to possible exhibits 8, 13, 14, 15, 21, 28, 44, 48, and 49 of CPV Gulfcoast's Notice of Filing of September 23, 2002. A copy of CPV Gulfcoast's Notice of Filing giving rise to this Notice is appended hereto as Exhibit A. FPL, pursuant to Rule 25-22.006(3)(a), requests confidential handling of certain documents that CPV Gulfcoast has listed as possible exhibits for use at hearing.

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

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FPSC-COM, HSS.ON CLERK

<u>CERTIFICATE OF SERVICE</u> Docket Nos. 020262-EI and 020263-EI

I HEREBY CERTIFY that a true and correct copy of FPL's Notice of Intent to Request Confidential Classification of Certain Documents that CPV Gulfcoast has Listed as Possible Exhibits for Use at Hearing has been furnished by overnight courier (*) or U.S. Mail this 27th day of September, 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

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

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

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

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

Michael Green* 1049 Edmiston Place Longwood, Florida 32779 mgreenconsulting@earthlink.net

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

Kobert L. Powell, Jr.

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. In re: Petition to determine need for an electrical power plant in Manatee County by

Florida Power & Light Company.

Docket No.: 020262-EI

Docket No.: 020263-EI Filed: September 23, 2002

CPV GULFCOAST, LTD.'S NOTICE OF FILING

Pursuant to Order No. PSC-02-0992-PCO-EI, Order Consolidating Need Determination Proceedings, Approving Proposal For Handling Confidential Bid Information and Establishing Procedure, CPV Gulfcoast, Ltd. ("CPV") files the following list of possible exhibits for use at the hearing in the above-

styled matter scheduled for October 2-4, 2002:

- 1. FPL Document No. 00101976
- 2. FPL Document No. 00101949
- 3. FPL Document No. 00101940
- 4. FPL Document No. 00101917
- Steve Sim e-mail of 7/18/01 to Daisy Iglesias and two-page "draft" RFP evaluation that Ms. Iglesias prepared
- 6. FPL documents FPL Documents 00103506 through 00103510
- 7. FPL press releases dated April 22, 2002, June 19, 2002, and July 2, 2002
- 8. FPL Confidential Document 00200773

EXHIBIT A

- 9. FPL Document 00114979
- 10. FPL Documents 00201511 through 00201513
- 11. FPL Documents 00201526 and 00201527
- 12. FPL Documents 00117374 and 00117375
- 13. FPL Confidential Documents 00116104 through 00116110
- 14. FPL Confidential Documents 00116111 through 00116120
- 15. FPL Confidential Documents 00116093 through 00116103
- 16. FPL Document 00101365
- 17. FPL Document 00101442
- 18. FPL Documents 00115075 and 00115076
- 19. FPL Documents 00114951 through 00114966
- 20. FPL Documents 00104746 and 00104847
- 21. Power Generation Business Unit Business Plan
- 22. Letter of Mike Caldwell to Commissioner Jaber dated February 11, 2002
- 23. FPL Document 00102057
- 24. FPL Document 00101969
- 25. FPL Press Release of August 13, 2001
- 26. FPL Document 00102056
- 27. FPL Document 00107500
- 28. FPL Confidential Documents 00104324 and 00104325
- 29. FPL Documents 00104854 and 00104855

- 30. FPL Documents 00104858 through 00104866
- 31. FPL Documents 00104916 through 00104921
- 32. FPL Documents 00104934 through 00104946
- 33. FPL Document 00104975
- 34. FPL Documents 00104993 through 00104996
- 35. FPL Documents 00104856 and 00104857
- 36. FPL Documents 00104968 and 00104969
- 37. FPL Document 00104972
- 38. FPL Documents 00104976 and 00104978
- 39. FPL Document 00102037
- 40. FPL Documents 00102047 and 00102048
- 41. FPL Documents 00101886 through 00101897
- 42. FPL Document 00102345
- 43. FPL Documents 00104721 through 00104725
- 44. FPL Confidential Documents 00105115 through 00105120
- 45. FPL Document 00105038
- 46. FPL Document 00105002
- 47. FPL Document 00107490
- 48. All documents introduced at depositions during discovery
- 49. All documents listed by other parties, including PSC staff

JON C. MOYLE, JR. Florida Bar No. 727016 CATHY M. SELLERS Florida Bar No. 0784958 MOYLE, FLANIGAN, KATZ, RAYMOND & SHEEHAN, P.A. The Perkins House

118 North Gadsden Street Tallahassee, Florida 32301 (850) 681-3828 (telephone) (850) 681-8788 (facsimile)

Attorneys for CPV Gulfcoast, Ltd.

<u>CERTIFICATE OF SERVICE</u>

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by e-mail and U.S. Mail on this 23rd day of September, 2002, to those listed below without an asterisk, and by email and hand delivery to those listed below with an asterisk:

*Martha Carter Brown, Esquire *Larry Harris, Esquire Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

Jack Shreve, Esquire Office of the Public Counsel c/o Florida Legislature 111 West Madison Street, Room 812 Tallahassee, Florida 32399-1400

*Charles A. Guyton, Esquire Steel, Hector & Davis, LLP 215 South Monroe Street, Suite 601 Tallahassee, Florida 32301

Mr. William G. Walker, III, Vice-President Florida Power & Light Company 215 South Monroe Street, Suite 810 Tallahassee, Florida 32301-1859

R. Wade Litchfield, Esquire Florida Power & Light Company 700 Universe Boulevard Juno Beach, Florida 22408-0420

Joseph A. McGlothlin, Esquire Vicki G. Kaufman, Esquire McWhirter, Reeves, et al. 117 South Gadsden Street Tallahassee, Florida 32301 David Bruce May, Esquire Holland & Knight, LLP 315 South Calhoun Street, Suite 600 Post Office Box 810 Tallahassee, Florida 32302-0810

Michael B. Twomey, Esquire Post Office Box 5256 Tallahassee, Florida 32314-5256

By:_

Jon C. Moyle, Jr.