RUTLEDGE, ECENIA, PURNELL & HOFFMAN

PROFESSIONAL ASSOCIATION ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA RICHARD M. ELLIS KENNETH A HOFEMAN THOMAS W. KONRAD MICHAEL G MAIDA MARTIN P. McDONNELL J STEPHEN MENTON

POST OFFICE BOX 551, 32302-0551 215 SOUTH MONROE STREET, SUITE 420 TALLAHASSEE, FLORIDA 32301-1841

> TELEPHONE (850) 681-6788 TELECOPIER (850) 681-6515

> > October 7, 2002

R. DAVID PRESCOTT HAROLD F X PURNELL MARSHA E BULE GARY R. RUTLEDGE

VIA HAND DELIVERY

ORIGINAL

GOVERNMENTAL CONSULTANTS MARGARET A. MENDUNI M LANE STEPHENS

Ms. Blanca S. Bayo, Director Division of Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Betty Easley Conference Center, Room 110 Tallahassee, Florida 32399-0850

> Re: Docket No. 020233-EI

Dear Ms. Bayo:

AUS

CAF

CMP COM

CTR

ECR

GCL

OPC MMS SEC OTH

KAH/rl

Enclosures

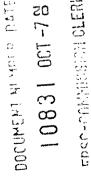
F:\USERS\ROXANNE\FPL\Bayo107.ltr

Enclosed herewith for filing on behalf of Florida Power & Light Company, Florida Power Corporation and Tampa Electric Company (the "GridFlorida Companies") are the original and fifteen copies of the GridFlorida Companies' Motion for Leave to File Amended Petition and accompanying Amended Petition of the GridFlorida Companies regarding Prudence of GridFlorida Market Design Principles.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me. Thank you for your assistance with this filing.

Sincerely,

Kenneth A. Hoffman, Esq.



RECEIVED & FILED DOCUMENT NUMPER-DATE

FPSC-BUREAU OF RECORDS | 0830 0CT -7 8

FPSC-COLOROBISM CLERK



BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Review of GridFlorida Regional) Transmission Organization (RTO) Proposal) Docket No. 020233-EI

Dated: October 7, 2002

GRIDFLORIDA COMPANIES' MOTION FOR LEAVE TO FILE AMENDED PETITION

Florida Power and Light Company, Florida Power Corporation and Tampa Electric Company (collectively the "GridFlorida Companies"), by and through their undersigned counsel, and pursuant to Rule 28-106.202, Florida Administrative Code, hereby request the Prehearing Officer to enter an order authorizing the GridFlorida Companies to file the attached proposed Amended Petition of the GridFlorida Companies regarding Prudence of GridFlorida Market Design Principles. In support of this motion, the GridFlorida Companies state:

1. On September 19, 2002, pursuant to Order PSC-02-1199-PAA-EI, the GridFlorida Companies filed a Petition requesting the Commission to enter a final order determining that it is prudent for the GridFlorida Companies to develop detailed market design rules and a transmission tariff for peninsular Florida based on seven market design principles. The seventh principle reads as follows:

> A hierarchal control system, wherein existing control areas may be maintained, but GridFlorida would be responsible for the short-term reliability and overall performance of the system.

2. In the initial phase of this proceeding resulting in the issuance of Order No. PSC-01-2489-FOF-EI, the Commission approved the hierarchal control system referred to by the GridFlorida Companies in their September 19 Petition. Accordingly, the GridFlorida Companies maintain that there is no need to relitigate the issue of the utilization of a hierarchal control system in the instant

> DOCUMENT NUMBER PATC 10830 OCT-78 FPSC-SULUISBICH CLERK

proceeding. Indeed, the relitigation of this issue would be directly contrary to the intent of Order No. PSC-01-2489-FOF-EI, at 24.

WHEREFORE, for the foregoing reasons, the GridFlorida Companies respectfully request that the Prehearing Officer enter an order granting this motion and approving the filing of the attached proposed Amended Petition of the GridFlorida Companies regarding Prudence of GridFlorida Market Design Principles.

Respectfully submitted,

R. WADE LITCHFIELD, ESQ. Florida Power & Light Company 700 Universe Boulevard Juno Beach, FL 32408-0420 Tel: (561) 691-7101 Fax: (561) 691-7135

HARRY W. LONG, JR., ESQ. Tampa Electric Company Post Office Box 111 Tampa, FL 33601 Tel: (813) 228-1702 Fax: (813) 228-1770 KENNETH A. HOFFMAN, ESQ.
Rutledge, Ecenia, Purnell & Hoffman, P.A.
Post Office Box 551
Tallahassee, FL 32302
Tel: (850) 681-6788
Fax: (850) 681-6515
On behalf of Florida Power & Light Company

LEE L. WILLIS, ESQ. JAMES D. BEASLEY, ESQ. Ausley & McMullen Post Office Box 391 Tallahassee, FL 32302 Tel: (850) 224-9115 Fax: (850) 222-7952 On behalf of Tampa Electric Company

JAMES A. MCGEE, ESQ.
Florida Power Corporation
Post Office Box 14042
St. Petersburg, FL 33733
Tel: (727) 820-5185
Fax: (727) 820-5519
On behalf of Florida Power Corporation

Kenneth A Hotora