

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power) Docket No. 030001-EI
cost recovery clause with generating) Dated: March 31, 2003
performance incentive factor.)

FLORIDA POWER & LIGHT COMPANY'S NOTICE OF INTENT
TO SEEK CONFIDENTIAL CLASSIFICATION
(FUEL HEDGING INFORMATION)

Pursuant to Section 366.093, Florida Statutes and Rule 25-22.006, Florida Administrative Code, Florida Power & Light Company ("FPL") hereby files this Notice of Intent to Seek Confidential Classification of certain information on fuel hedging activities that is contained in Document GJY-1 to the prepared testimony of Gerard Yupp (the "Fuel Hedging Information"), which is being filed contemporaneously in this docket, and states:

Item 5 of the Resolution of Issues that was approved by the Commission in Order No. PSC-02-1484-FOF-EI,, Docket No. 011605-EI, dated October 30, 2002, required FPL and other electric utilities to provide, as part of their final true-up filings in the fuel and purchased power cost recovery docket, information on (1) the volumes of each fuel the utility actually hedged using a fixed price contract or instrument; (2) the types of hedging instruments the utility used, and the volume and type of fuel associated with each type of instrument; (3) the average period of each hedge; and (4) the actual total cost (e.g. fees, commissions, options premiums, futures gains and losses, swaps settlements) associated with using each type of hedging instrument. FPL is filing the Fuel Hedging Information in compliance with this requirement. FPL hereby gives notice of its intent to seek confidential classification with respect to the Fuel Hedging Information pursuant to Rule 25-22.006(3)(a), Florida Administrative Code. A copy of the Fuel Hedging Information

DOCUMENT NUMBER - DATE

03018 APR-18

FPSC-COMMISSION CLERK

with the confidential portions highlighted, together with a copy of the Resolution of Issues, are attached to the original of this Notice only.

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Respectfully submitted,

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By: Kouel M. Dubin for JTB
John T. Butler
Florida Bar No. 283479

CERTIFICATE OF SERVICE
Docket Nos. 030001-EI

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Notice of Intent to Seek Confidential Classification (Fuel Hedging Information) has been furnished by Federal Express (*) or United States Mail on this 31st day of March, 2003, to the following:

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By: Koul M. Dubzi for JTB
John T. Butler

Exhibit GJY-1
2002 Hedging Activity

FPL NATURAL GAS PROCUREMENT

Instrument	Volume			
	Purchases	Sales	Option Premiums	Savings
2002 Hedging Activity Totals:				
FIXED PRICE TRANSACTIONS				
STORAGE				
PHYSICAL POWER OPTIONS				
SWAPS				
SWING SWAPS				
OVER-THE-COUNTER OPTIONS				
GAS OPTIONS				
FUTURES				
BROKER FEES				
AVERAGE PERIOD OF HEDGE (Days) - PHYSICAL				
AVERAGE PERIOD OF HEDGE (Days) - FINANCIAL				

Exhibit GJY-1
2002 Hedging Activity

FPL HEAVY FUEL OIL PROCUREMENT

Instrument	Volume		Option Premiums	Savings
	Purchases	Sales		
2002 Hedging Activity Totals:				
FIXED PRICE TRANSACTIONS				
STORAGE				
PHYSICAL POWER OPTIONS				
SWAPS				
SWING SWAPS				
OVER-THE-COUNTER OPTIONS				
GAS OPTIONS				
FUTURES				
BROKER FEES				
AVERAGE PERIOD OF HEDGE (Days) - PHYSICAL				
AVERAGE PERIOD OF HEDGE (Days) - FINANCIAL				

Exhibit GJY-1
2002 Hedging Activity

Instrument	ELECTRICITY - Premiums Only		
	Purchases	Sales	Savings
FIXED PRICE TRANSACTIONS			
STORAGE			
PHYSICAL POWER OPTIONS			
SWAPS			
SWING SWAPS			
OVER-THE-COUNTER OPTIONS			
GAS OPTIONS			
FUTURES			
BROKER FEES			
AVERAGE PERIOD OF HEDGE (Days) - PHYSICAL			

Exhibit GJY-1
2002 Hedging Activity

FPL NATURAL GAS PROCUREMENT

		Volume			
Instrument		Purchases	Sales	Option Premiums	Savings
Jan-02	FIXED PRICE TRANSACTIONS STORAGE PHYSICAL POWER OPTIONS SWAPS SWING SWAPS OVER-THE-COUNTER OPTIONS FUTURES BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

FPL HEAVY FUEL OIL PROCUREMENT


Instrument	Volume			
	Purchases	Sales	Option Premiums	Savings
Jan-02				
FIXED PRICE TRANSACTIONS				
STORAGE				
PHYSICAL POWER OPTIONS				
SWAPS				
SWING SWAPS				
OVER-THE-COUNTER OPTIONS				
FUTURES				
BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity


		ELECTRICITY - Premiums Only		
		Volume		
Instrument		Purchases	Sales	Savings
Jan-02	FIXED PRICE TRANSACTIONS STORAGE PHYSICAL POWER OPTIONS SWAPS SWING SWAPS OVER-THE-COUNTER OPTIONS FUTURES BROKER FEES			

Exhibit GJY-1
2002 Hedging Activity

FPL NATURAL GAS PROCUREMENT

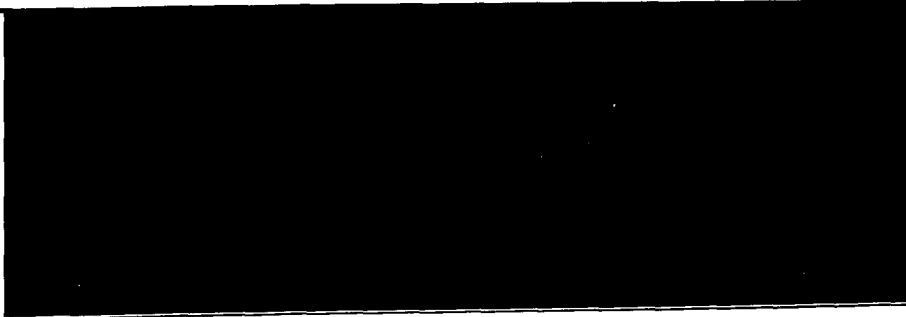
	<u>Instrument</u>	Purchases	Volume	Sales	Option Premiums	Savings
Feb-02	FIXED PRICE TRANSACTIONS					
	STORAGE					
	PHYSICAL POWER OPTIONS					
	SWAPS					
	SWING SWAPS					
	OVER-THE-COUNTER OPTIONS					
	FUTURES					
	BROKER FEES					

Exhibit GJY-1
2002 Hedging Activity

FPL HEAVY FUEL OIL PROCUREMENT

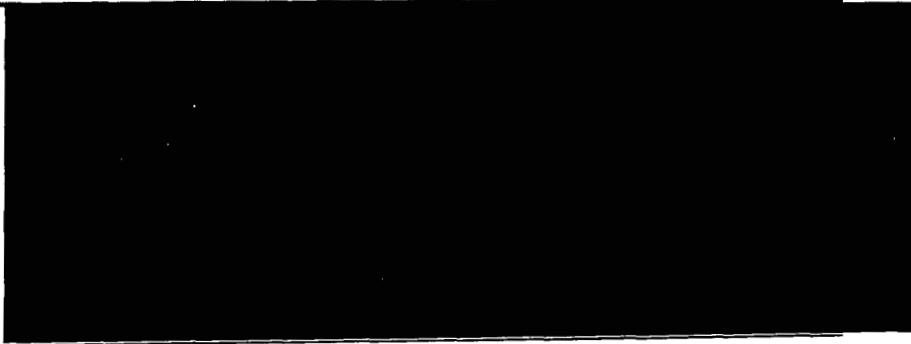
Instrument	Volume			
	Purchases	Sales	Option Premiums	Savings
Feb-02				
FIXED PRICE TRANSACTIONS				
STORAGE				
PHYSICAL POWER OPTIONS				
SWAPS				
SWING SWAPS				
OVER-THE-COUNTER OPTIONS				
FUTURES				
BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

		ELECTRICITY - Premiums Only		
		Volume		
	Instrument	Purchases	Sales	Savings
Feb-02	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	FUTURES			
	BROKER FEES			

Exhibit GJY-1
2002 Hedging Activity

FPL NATURAL GAS PROCUREMENT

		Volume			
Instrument		Purchases	Sales	Option Premiums	Savings
Mar-02	FIXED PRICE TRANSACTIONS STORAGE PHYSICAL POWER OPTIONS SWAPS SWING SWAPS OVER-THE-COUNTER OPTIONS FUTURES BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

FPL HEAVY FUEL OIL PROCUREMENT

Instrument	Volume			
	Purchases	Sales	Option Premiums	Savings
Mar-02	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	FUTURES			
	BROKER FEES			

Exhibit GJY-1
2002 Hedging Activity

		ELECTRICITY - Premiums Only		
		Volume		
	<u>Instrument</u>	<u>Purchases</u>	<u>Sales</u>	<u>Savings</u>
Mar-02	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	FUTURES			
	BROKER FEES			

**Exhibit GJY-1
2002 Hedging Activity**

FPL NATURAL GAS PROCUREMENT

		Volume			
Instrument		Purchases	Sales	Option Premiums	Savings
Apr-02	FIXED PRICE TRANSACTIONS				
	STORAGE				
	PHYSICAL POWER OPTIONS				
	SWAPS				
	SWING SWAPS				
	OVER-THE-COUNTER OPTIONS				
	FUTURES				
	BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

FPL HEAVY FUEL OIL PROCUREMENT

Instrument	Volume			
	Purchases	Sales	Option Premiums	Savings
Apr-02	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	FUTURES			
	BROKER FEES			

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2002 Hedging Activity

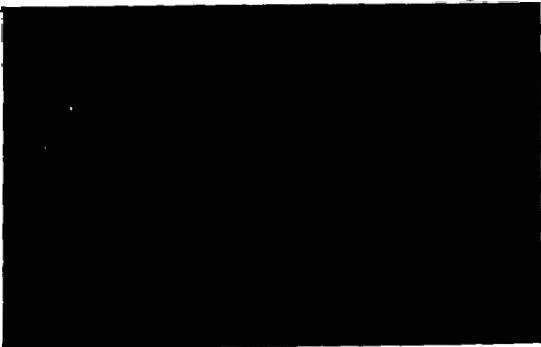
		ELECTRICITY - Premiums Only		
		Volume		
	<u>Instrument</u>	<u>Purchases</u>	<u>Sales</u>	<u>Savings</u>
Apr-02	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	FUTURES			
	BROKER FEES			

Exhibit GJY-1
2002 Hedging Activity

FPL NATURAL GAS PROCUREMENT

	Instrument	Volume			
		Purchases	Sales	Option Premiums	Savings
May-02	FIXED PRICE TRANSACTIONS				
	STORAGE				
	PHYSICAL POWER OPTIONS				
	SWAPS				
	SWING SWAPS				
	OVER-THE-COUNTER OPTIONS				
	FUTURES				
	BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

FPL HEAVY FUEL OIL PROCUREMENT

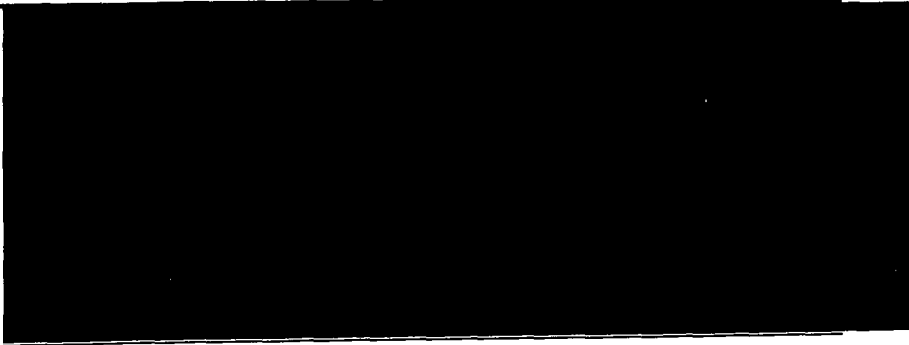
		Volume			
Instrument		Purchases	Sales	Option Premiums	Savings
May-02	FIXED PRICE TRANSACTIONS STORAGE PHYSICAL POWER OPTIONS SWAPS SWING SWAPS OVER-THE-COUNTER OPTIONS FUTURES BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

		ELECTRICITY - Premiums Only		
		Volume		
	Instrument	Purchases	Sales	Savings
May-02	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	FUTURES			
	BROKER FEES			

Exhibit GJY-1
2002 Hedging Activity

FPL NATURAL GAS PROCUREMENT

		Volume			
Instrument		Purchases	Sales	Option Premiums	Savings
Jun-02	FIXED PRICE TRANSACTIONS				
	STORAGE				
	PHYSICAL POWER OPTIONS				
	SWAPS				
	SWING SWAPS				
	OVER-THE-COUNTER OPTIONS				
	FUTURES				
	BROKER FEES				

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2002 Hedging Activity

FPL HEAVY FUEL OIL PROCUREMENT

		Volume			
Instrument		Purchases	Sales	Option Premiums	Savings
Jun-02	FIXED PRICE TRANSACTIONS				
	STORAGE				
	PHYSICAL POWER OPTIONS				
	SWAPS				
	SWING SWAPS				
	OVER-THE-COUNTER OPTIONS				
	FUTURES				
	BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

		ELECTRICITY - Premiums Only		
		Volume		
	<u>Instrument</u>	Purchases	Sales	Savings
Jun-02	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	FUTURES			
	BROKER FEES			

Exhibit GJY-1
2002 Hedging Activity

FPL NATURAL GAS PROCUREMENT

	Instrument	Purchases	Volume	Sales	Option Premiums	Savings
Jul-02	FIXED PRICE TRANSACTIONS STORAGE PHYSICAL POWER OPTIONS SWAPS SWING SWAPS OVER-THE-COUNTER OPTIONS FUTURES BROKER FEES					

Exhibit GJY-1
2002 Hedging Activity

FPL HEAVY FUEL OIL PROCUREMENT

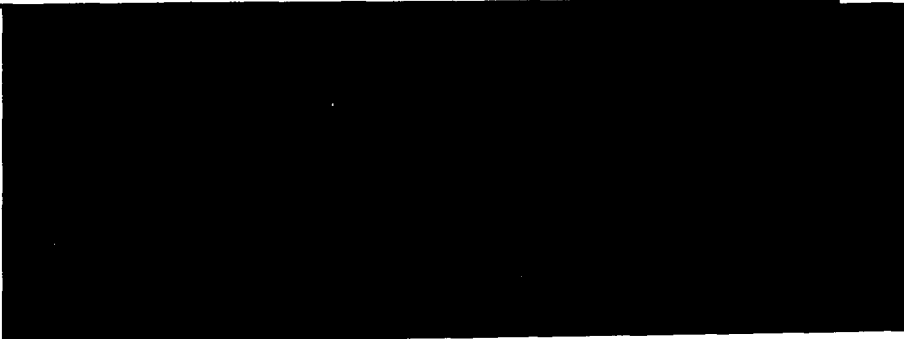
	<u>Instrument</u>	Volume			
		Purchases	Sales	Option Premiums	Savings
Jul-02	FIXED PRICE TRANSACTIONS				
	STORAGE				
	PHYSICAL POWER OPTIONS				
	SWAPS				
	SWING SWAPS				
	OVER-THE-COUNTER OPTIONS				
	FUTURES				
	BROKER FEES				

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2002 Hedging Activity

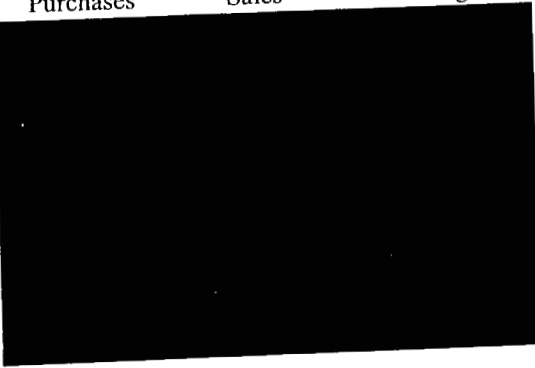
		ELECTRICITY - Premiums Only		
		Volume		
		Purchases	Sales	Savings
Jul-02	Instrument			
	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	FUTURES			
	BROKER FEES			

Exhibit GJY-1
2002 Hedging Activity

FPL NATURAL GAS PROCUREMENT

		Volume			
Instrument		Purchases	Sales	Option Premiums	Savings
Aug-02	FIXED PRICE TRANSACTIONS				
	STORAGE				
	PHYSICAL POWER OPTIONS				
	SWAPS				
	SWING SWAPS				
	OVER-THE-COUNTER OPTIONS				
	FUTURES				
	BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

FPL HEAVY FUEL OIL PROCUREMENT

	Instrument	Volume	Purchases	Sales	Option Premiums	Savings
Aug-02	FIXED PRICE TRANSACTIONS					
	STORAGE					
	PHYSICAL POWER OPTIONS					
	SWAPS					
	SWING SWAPS					
	OVER-THE-COUNTER OPTIONS					
	FUTURES					
	BROKER FEES					

Exhibit GJY-1
2002 Hedging Activity

		ELECTRICITY - Premiums Only		
		Volume		
	Instrument	Purchases	Sales	Savings
Aug-02	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	FUTURES			
	BROKER FEES			

Exhibit GJY-1
2002 Hedging Activity

FPL NATURAL GAS PROCUREMENT

		Volume			
Instrument		Purchases	Sales	Option Premiums	Savings
Sep-02	FIXED PRICE TRANSACTIONS	[REDACTED]			
	STORAGE				
	PHYSICAL POWER OPTIONS				
	SWAPS				
	SWING SWAPS				
	OVER-THE-COUNTER OPTIONS				
	FUTURES				
	BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

FPL HEAVY FUEL OIL PROCUREMENT

	Instrument	Volume			
		Purchases	Sales	Option Premiums	Savings
Sep-02	FIXED PRICE TRANSACTIONS				
	STORAGE				
	PHYSICAL POWER OPTIONS				
	SWAPS				
	SWING SWAPS				
	OVER-THE-COUNTER OPTIONS				
	FUTURES				
	BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

		ELECTRICITY - Premiums Only		
		Volume		
	Instrument	Purchases	Sales	Savings
Sep-02	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	FUTURES			
	BROKER FEES			

Exhibit GJY-1
2002 Hedging Activity

FPL NATURAL GAS PROCUREMENT

Instrument	Volume			
	Purchases	Sales	Option Premiums	Savings
Oct-02	<div style="background-color: black; width: 100%; height: 100%; min-height: 200px;"></div>			
FIXED PRICE TRANSACTIONS				
STORAGE				
PHYSICAL POWER OPTIONS				
SWAPS				
SWING SWAPS				
OVER-THE-COUNTER OPTIONS				
FUTURES				
BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

FPL HEAVY FUEL OIL PROCUREMENT

		Volume			
	<u>Instrument</u>	Purchases	Sales	Option Premiums	Savings
Oct-02	FIXED PRICE TRANSACTIONS				
	STORAGE				
	PHYSICAL POWER OPTIONS				
	SWAPS				
	SWING SWAPS				
	OVER-THE-COUNTER OPTIONS				
	FUTURES				
	BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

		ELECTRICITY - Premiums Only		
		Volume		
	<u>Instrument</u>	<u>Purchases</u>	<u>Sales</u>	<u>Savings</u>
Oct-02	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	FUTURES			
	BROKER FEES			

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2002 Hedging Activity

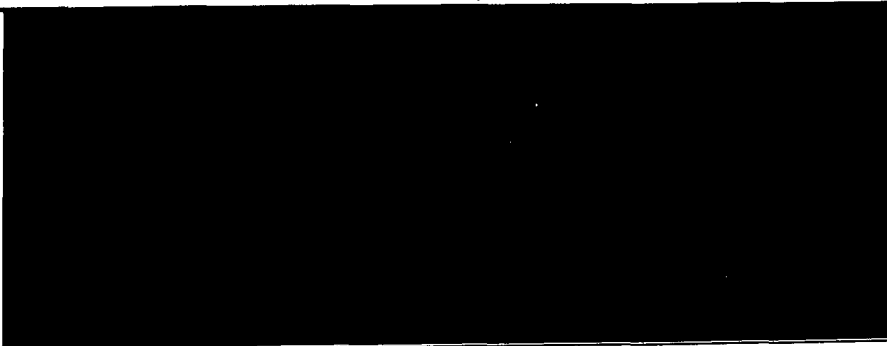
		FPL NATURAL GAS PROCUREMENT			
		Volume			
	Instrument	Purchases	Sales	Option Premiums	Savings
Nov-02	FIXED PRICE TRANSACTIONS				
	STORAGE				
	PHYSICAL POWER OPTIONS				
	SWAPS				
	SWING SWAPS				
	OVER-THE-COUNTER OPTIONS				
	GAS OPTIONS				
	FUTURES				
	BROKER FEES				

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FPL HEAVY FUEL OIL PROCUREMENT

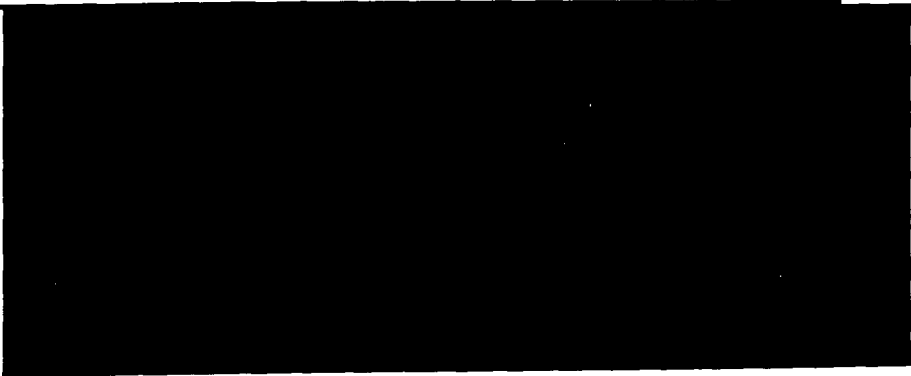
	Instrument	Volume			
		Purchases	Sales	Option Premiums	Savings
Nov-02	FIXED PRICE TRANSACTIONS				
	STORAGE				
	PHYSICAL POWER OPTIONS				
	SWAPS				
	SWING SWAPS				
	OVER-THE-COUNTER OPTIONS				
	GAS OPTIONS				
	FUTURES				
	BROKER FEES				

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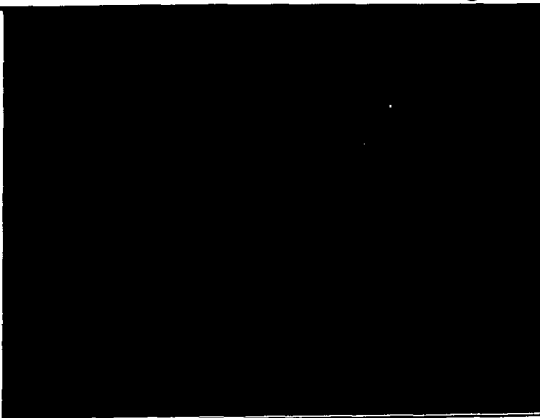
		ELECTRICITY - Premiums Only		
		Volume		
<u>Instrument</u>		<u>Purchases</u>	<u>Sales</u>	<u>Savings</u>
Nov-02	FIXED PRICE TRANSACTIONS STORAGE PHYSICAL POWER OPTIONS SWAPS SWING SWAPS OVER-THE-COUNTER OPTIONS GAS OPTIONS FUTURES BROKER FEES			

Exhibit GJY-1
2002 Hedging Activity

FPL NATURAL GAS PROCUREMENT

Instrument	Volume			
	Purchases	Sales	Option Premiums	Savings
Dec-02	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	GAS OPTIONS			
	FUTURES			
	BROKER FEES			

Exhibit GJY-1
2002 Hedging Activity

FPL HEAVY FUEL OIL PROCUREMENT

		Volume			
	Instrument	Purchases	Sales	Option Premiums	Savings
Dec-02	FIXED PRICE TRANSACTIONS				
	STORAGE				
	PHYSICAL POWER OPTIONS				
	SWAPS				
	SWING SWAPS				
	OVER-THE-COUNTER OPTIONS				
	GAS OPTIONS				
	FUTURES				
	BROKER FEES				

Exhibit GJY-1
2002 Hedging Activity

		ELECTRICITY - Premiums Only		
		Volume		
	Instrument	Purchases	Sales	Savings
Dec-02	FIXED PRICE TRANSACTIONS			
	STORAGE			
	PHYSICAL POWER OPTIONS			
	SWAPS			
	SWING SWAPS			
	OVER-THE-COUNTER OPTIONS			
	GAS OPTIONS			
	FUTURES			
	BROKER FEES			

PROPOSED RESOLUTION OF ISSUES
DOCKET NO. 011605-EI
AUGUST 9, 2002

Components of Proposed Resolution:

1. Each investor-owned electric utility recognizes the importance of managing price volatility in the fuel and purchased power it purchases to provide electric service to its customers. Further, each investor-owned electric utility recognizes that the greater the proportion of a particular fuel or purchased power it relies upon to provide electric service to its customers, the greater the importance of managing price volatility associated with that energy source.
2. Each investor-owned electric utility shall submit to the Commission, at the time of its projection filing in the fuel and purchased power cost recovery docket each year, its risk management plan for fuel procurement. For purposes of this proposed resolution, each risk management plan shall address the following items set forth in Exhibit TFB-4 to the prefiled testimony of Todd F. Bohrmann in this docket: item numbers 1, 3 (to the extent possible), 4, 5, 6, 7, 8, 9, 13, 14, and 15. The information provided as part of each risk management plan should emphasize the utility's numerical assessment of an acceptable level of price risk for each type of fuel and for purchased power, the method used to determine the acceptable level of risk, identification of the mechanisms to mitigate risk above the acceptable level, and a valuation of that risk in dollars, where possible. The information provided as part of each risk management plan shall include the quantities of fuel and purchased power that each utility expects to hedge through physical and financial hedging, to the extent such forecasts are made. Filing of such risk management plans for informational purposes shall not constitute approval or disapproval by the Commission. In addition, each investor-owned electric utility shall submit, as part of its final true-up filing in the fuel and purchased power cost recovery docket each year, a report indicating the success of its risk management activities with respect to the objectives set forth in its risk management plan.
3. Each investor-owned electric utility shall be authorized to charge/credit to the fuel and purchased power cost recovery clause its non-speculative, prudently-incurred commodity costs and gains and losses associated with financial and/or physical hedging transactions for natural gas, residual oil, and purchased power contracts tied to the price of natural gas. Examples of such items include transaction costs associated

with derivatives (e.g., fees and commissions), gains and losses on futures contracts, premiums on options contracts, and net settlements from swaps transactions. Each utility choosing to engage in such transactions shall maintain records of each transaction for Commission audit purposes.

4. Each investor-owned electric utility may recover through the fuel and purchased power cost recovery clause prudently-incurred incremental operating and maintenance expenses incurred for the purpose of initiating and/or maintaining a new or expanded non-speculative financial and/or physical hedging program designed to mitigate fuel and purchased power price volatility for its retail customers each year until December 31, 2006, or the time of the utility's next rate proceeding, whichever comes first. The base period for determining incremental expenses as described above is the year 2001 (using actual expenses), except for utilities with rates approved based on Minimum Filing Requirements (MFR) in rate reviews conducted since 2001, in which case the projected rate year is the base period (using projected expenses). For purposes of calculating the incremental operating and maintenance expenses for applicable periods of either the initiating or terminating year of this fuel clause recovery arrangement, the corresponding period in the base year shall be the basis for determining recoverable incremental expenses. In September of each year from 2002 through 2006, as part of the Projected Fuel Filing, each utility shall provide an itemization of the projected operating and maintenance expenses for the projected period by functional category for which fuel cost recovery is requested (the incremental expense). Such itemizations shall include allocations, where appropriate, of such costs between financial and physical hedging expense. All base year and recovery year FERC subaccount operating and maintenance expense amounts associated with financial and physical hedging activities shall be included in the Fuel Clause Final True-up filing each April during the years 2003 through 2007, including the difference between the base year and recovery year expense amounts, then summed, yielding a total incremental hedging amount which may be compared for cost recovery review purposes to the requested cost recovery amount produced in the Projected Filing for the recovery year.
5. Each investor-owned utility shall provide, as part of its final true-up filing in the fuel and purchased power cost

recovery docket, the following information: (1) the volumes of each fuel the utility actually hedged using a fixed price contract or instrument; (2) the types of hedging instruments the utility used, and the volume and type of fuel associated with each type of instrument; (3) the average period of each hedge; and (4) the actual total cost (e.g., fees, commissions, options premiums, futures gains and losses, swaps settlements) associated with using each type of hedging instrument.

6. This proposed resolution is intended to resolve all issues remaining for consideration in this docket, including disposition of the hedging incentive programs proposed in this docket by Florida Power Corporation and Florida Power & Light Company. No party to this docket shall seek approval of a hedging incentive program earlier than the time of its projection filing for the 2004 fuel and purchased power cost recovery period. This proposed resolution is not intended to apply to Florida Public Utilities Company.
7. This proposed resolution may be executed in counterparts, and all such counterparts shall constitute one instrument binding on the signatories, notwithstanding that all signatories are not signatories to the original or the same counterpart. Facsimile transmission of an executed copy of this Agreement shall be accepted as evidence of a party's execution of the Agreement.

* The Commission will review the prudence of each IOU's hedging transactions, including financial hedging transactions, as part of its annual fuel and purchased power cost recovery proceedings. Prudence shall be determined under established legal standards.

* No implication concerning the relative merits of using financial versus physical hedging techniques should be drawn from this proposed resolution.

* "Speculative" refers to physically and/or financially purchasing more of a commodity than one is expected to consume, or physically and/or financially selling more of a commodity than one owns.

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Agreed to this 9th day of August 2002, by:



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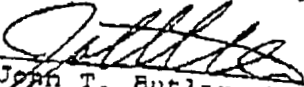
Attorneys for the Florida Industrial Power
Users Group

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ATTACHMENT A

Agreed and accepted on behalf of
Florida Power & Light Company

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By: 
John T. Butler, P.A.

Date: August 9, 2002

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ATTACHMENT A -

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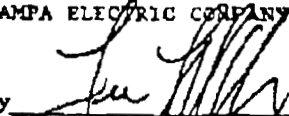
FLORIDA POWER CORPORATION

TAMPA ELECTRIC COMPANY

By

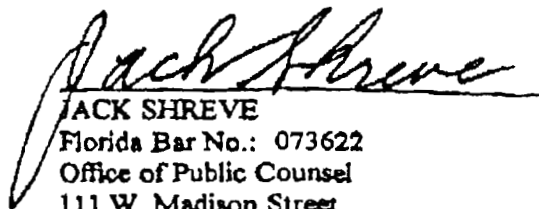

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A handwritten signature in cursive script that reads "Jack Shreve". The signature is written in black ink and is positioned above a horizontal line.

JACK SHREVE
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On behalf of the Citizens
of the State of Florida