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October 4, 2004

-VIA OVERNIGHT DELIVERY-

Blanca S. Bayó
Director, Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

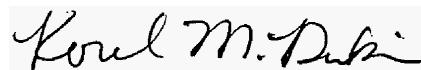
Re: Docket No. 040007-EI

Dear Ms. Bayó:

I am enclosing for filing in the above docket the original and seven (7) copies of Florida Power & Light Company's ("FPL") Notice of Serving Response to Staff's First Set of Interrogatories (Nos. 1-4), together with a diskette containing the electronic versions of both documents. The enclosed diskette is HD density, the operating system is Windows XP, and the word processing software in which the documents appear is Word 2000.

If there are any questions regarding this transmittal, please contact me at 305-577-2939.

Sincerely,


John T. Butler *for JTB*

Enclosures

cc: Counsel for Parties of Record (w/encl.)

MIA2001 366166v1

DOCUMENT NUMBER DATE

10685 OCT-5 04

Miami West Palm Beach Tallahassee Naples Key West London Caracas São Paulo Rio de Janeiro Santo Domingo

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Environmental Cost)
Recovery Clause.)

Docket No. 040007-EI
Dated: October 4, 2004

**FLORIDA POWER & LIGHT COMPANY'S RESPONSE TO STAFF'S
FIRST SET OF INTERROGATORIES (NOS. 1 - 4), SECOND REQUEST
FOR PRODUCTION OF DOCUMENTS (NO. 2) AND
THIRD REQUEST FOR PRODUCTION OF DOCUMENTS (NO. 3)**

Pursuant to Rule 28-106.206, Florida Administrative Code and Rules 1.340 and 1.350, Florida Rules of Civil Procedure, Florida Power & Light Company ("FPL") responds as follows to Staff's First Set of Interrogatories, Second Request for Production of Documents and Third Request for Production of Documents.

Answers to First Set of Interrogatories (Nos. 1 - 4)

Attached hereto are FPL's answers to the foregoing Interrogatories, together with the affidavit(s) of the person(s) providing said answers.

**Responses to Second Request for Production of Documents (No. 2) and
Third Request for Production of Documents (No. 3)**

By agreement with Staff, the documents responsive to the foregoing Requests will be delivered to Staff contemporaneously with this Response. The responsive documents are Bates numbered ECRC E002 – ECRC E003.

Respectfully submitted,

R. Wade Litchfield, Esq.
Senior Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420
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Steel Hector & Davis LLP
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By: Koull M. Dukhi for JTB
John T. Butler
Fla. Bar No. 283479

CERTIFICATE OF SERVICE
Docket No. 040007-EI

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Response to Staff's First Set of Interrogatories (Nos. 1-4), Second Request for Production of Documents (No. 2) and Third Request for Production of Documents (No. 3) has been furnished by overnight delivery (*) or U.S. Mail this 4th day of October, 2004 to the following:

Marlene K. Stern, Esq. *
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Gunter Building, Room 370
Tallahassee, FL 32399

Lee L. Willis, Esq.
James D. Beasley, Esq.
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Gary V. Perko, Esq.
Hopping Green & Sams
P. O. Box 6526
Tallahassee, FL 32314

Ms. Susan D. Ritenour
Gulf Power Company
One Energy Place
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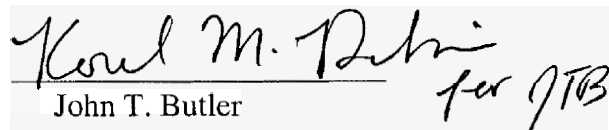
Vicki Gordon Kaufman, Esq.
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Ms. Angela Llewellyn
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P.O. Box 111
Tampa, FL 33601-0111

By:


Karl M. Butler
for JTB

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Environmental Cost
Recovery Clause.

)
)
)

Docket No. 040007-EI
Dated: October 4, 2004

**FLORIDA POWER & LIGHT COMPANY'S NOTICE OF SERVING RESPONSE
TO STAFF'S FIRST SET OF INTERROGATORIES (NOS. 1 - 4)**

Florida Power & Light Company hereby gives notice of serving its Response to Staff's First Set of Interrogatories (Nos. 1 - 4) to Marlene Stern, Esq., counsel for the Staff, on October 4, 2004.

Respectfully submitted,

R. Wade Litchfield, Esq.
Senior Attorney
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By: Carol M. Debi for JTB
John T. Butler
Fla. Bar No. 283479

CERTIFICATE OF SERVICE
Docket No. 040007-EI

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By: *Kevin M. Butler* for JTB
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