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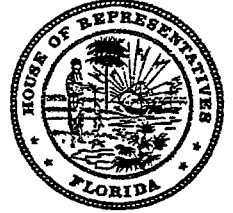
ORIGINAL

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Charles J. Beck  
Deputy Public Counsel

January 13, 2006

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

RECEIVED-PPSC  
06 JAN 13 PM 4:20  
COMMISSION  
CLERK

Re: Florida Power & Light Company  
Docket No. 060038-EI

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are the original and 15 copies of Citizens' Motion for Expedited Discovery Procedures.

Please indicate the time and date of receipt on the enclosed duplicate of this letter and return it to our office.

Sincerely,

Charles J. Beck  
Deputy Public Counsel

- CMP \_\_\_\_\_
- COM 5
- CTR \_\_\_\_\_
- ECR (circled)
- GCL 2
- OPC \_\_\_\_\_ CJB:bsr
- RCA \_\_\_\_\_ Enclosure
- SCR \_\_\_\_\_
- SGA \_\_\_\_\_
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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

00377 JAN 13 06

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Florida Power and Light Company's )  
Petition for Issuance of a Storm Recovery )  
Financing Order )  
\_\_\_\_\_ )

Docket No. 0600\_\_-EI  
Filed January 13, 2006

**CITIZENS' MOTION FOR EXPEDITED DISCOVERY PROCEDURES**

The Citizens of Florida, through Harold McLean, Public Counsel, file this motion pursuant to section 350.0611(1), Florida Statutes, and Rule 28-106.211, Florida Administrative Code, requesting the Prehearing officer to set an expedited schedule for responses to discovery requests. In support of this motion Citizens state the following:

1. Section 366.8260(b)1a, Florida Statutes, requires the Commission to publish a case schedule within the next seven days which places Florida Power & Light Company's petition before the commission on an agenda that will permit a commission decision no later than 120 days from today. Citizens and other intervenors will likely engage in extensive discovery during this time in order to evaluate whether FPL's storm recovery costs were reasonably and prudently incurred, as required by section 366.8260(b)2b, and may file testimony in response to the testimony filed by FPL. In order to meet the requirement for a decision within 120 days, Citizens expect the Prehearing Officer to require intervenor testimony to be filed earlier than typically required in proceedings without such scheduling requirements.

2. The Commission recently conducted an expedited proceeding in docket 050693-TL addressing the petition of Alltel Florida Inc. to rebalance its access and local rates. In that proceeding the Order Establishing Procedure (order no.PSC-05-0959-

PCO-TL issued October 7, 2005) required among other things that all discovery requests were to be served by e-mail as well as by overnight mail and that discovery responses were to be served by e-mail within 10 calendar days of receipt of the discovery request.

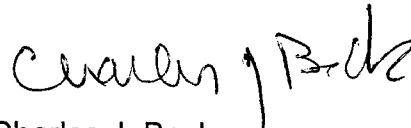
2. These requirements related to discovery and scheduling deadlines worked well in the Alltel Florida proceeding, and they should work well in this proceeding, too. In order to allow all parties the opportunity to meaningfully engage in discovery in this case, Citizens urge the Prehearing Officer to adopt the discovery procedures employed in docket 050693-TL.

3. Citizens contacted FPL concerning this motion but did not receive a response from FPL in time to be included in this motion.

**WHEREFORE**, Citizens request the Commission to to set an expedited schedule for responses to discovery requests.

Respectfully submitted,

HAROLD MCLEAN  
PUBLIC COUNSEL

A handwritten signature in black ink that reads "Charles J. Beck". The signature is written in a cursive style with a large, stylized "B" at the end.

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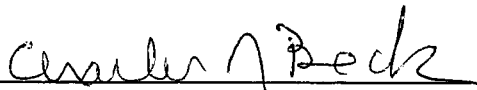
Attorneys for Florida's Citizens

DOCKET NO. 0600\_\_-EI

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S.

Mail or hand-delivery to the following parties on this 13th day of January, 2006.

  
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