

Matilda Sanders

ORIGINAL

From: Weiner, Alissa [aweiner@ngnlaw.com]
 Sent: Friday, November 03, 2006 2:14 PM
 To: Filings@psc.state.fl.us
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 Subject: RE: Docket No. 060635-EU
 Attachments: Docket No. 060635-EU 11-03-2006.doc

Dear Sir or Madam:

This is sent on behalf of Brian Armstrong:

1. Brian Armstrong, 7025 Lake Basin Road, Tallahassee, Florida 32312, (850) 322-4097, is the person responsible for this electronic filing.
2. The filing is to be made in Docket 060635-EU.
3. The filing is to be made on behalf of Rebecca J. Armstrong and Anthony Viegbesie.
4. The total number of pages is 4.
5. The attached document is the Response of Armstrong and Viegbesie In Support And Joinder In Request Of Petitioner's (Jacobs) Motion to Reconsider Order Granting In Part And Denying In Part Motion To Extend Discovery Schedule And Filing Date For Testimony And Exhibits.

Brian P. Armstrong

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FPSC-COMMISSION CLERK

11/3/2006

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition To Determine Need for)
an Electrical Power Plant in Taylor County)
by Florida Municipal Power Agency, JEA,)
Reedy Creek Improvement District and)
City of Tallahassee)
_____)

Docket No. 060635-EU

Dated November 3, 2006

**RESPONSE OF ARMSTRONG AND VIEGBESIE IN SUPPORT AND JOINDER
IN REQUEST OF PETITIONER'S (JACOBS) MOTION TO RECONSIDER
ORDER GRANTING IN PART AND DENYING IN PART MOTION TO EXTEND
DISCOVERY SCHEDULE AND FILING DATE FOR TESTIMONY AND
EXHIBITS**

Intervenors, Rebecca J. Armstrong and Anthony Viegbesie (collectively "Intervenors"), by and through their undersigned counsel, hereby respond in support and join in request of Petitioner's (Jacobs) Motion to Reconsider Order Granting in Part and Denying in Part Motion to Extend Discovery Schedule and Filing Date for Testimony, Doc. No. 10064-06, dated October 31, 2006, (hereinafter, "Motion") and in support of this Motion, Intervenors state:

1. Intervenors submitted their Petition to Intervene in this docket on September 26, 2006. Intervenors were granted an unsatisfactorily short extension in the schedule of this proceeding, requiring Intervenors to file their testimony and exhibits by November 2, 2006. Intervenors are similarly situated as Intervenors Sierra Club, Hedrick and Lupiani (hereinafter "Jacobs"), in that the expedited schedule of this proceeding denies Intervenors any meaningful opportunity to present independent review and analysis of the assumptions and inputs to the complex economic analysis the Florida Public Service Commission ("Commission") must conduct in this matter.

2. The Applicants in this proceeding, which include the Jacksonville Electric Authority ("JEA"), Florida Municipal Power Agency ("FMPA"), City of Tallahassee ("Tallahassee") and Reedy Creek Improvement District ("RCID"), who would construct, own and operate the proposed coal power plant as the Taylor Energy Center ("TEC"), have filed volumes of testimony and exhibits. The Commission's procedural order, as amended, provides the Applicants essentially an unlimited amount of time to prepare testimony and exhibits prior to submitting their Petition for Determination of Need but only provides other parties who have substantial interests in this proceeding 42 days to prepare a response.

3. In addition to the issues listed in Jacob's reconsideration motion, Intervenors add issue (v): whether the Applicants sufficiently considered and evaluated the availability and cost effectiveness of renewable resources which could offset the need for the proposed plant.

WHEREFORE, Intervenors Armstrong and Viegbesie request that the Commission Extend the Discovery Schedule and Filing Date for their Testimony by sixty days or, in the alternative, modify the schedule as requested in Jacobs' Motion.

Dated this 3rd day of November, 2006.

Respectfully submitted,

s/ Brian P. Armstrong

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ATTORNEY FOR INTERVENORS

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been furnished via e-mail and U.S. mail to:

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On this 3rd day of November, 2006.

s/ *Brian P. Armstrong*

Brian P. Armstrong