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R. ALEXANDER GLENN
Deputy General Counsel

COMMISSION
CLERK

January 19, 2007

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

Re: *Proposed adoption of new rule regarding nuclear power plant cost recovery; Docket No. 060508-EI*

Dear Ms Bayó:

Please find enclosed for filing the original and seven (7) copies of the Joint Request for Hearing on behalf of Florida Power & Light and Progress Energy Florida, Inc. in the above referenced docket.

Please don't hesitate to call me should you have any questions.

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- RCA _____ RAG/lms
- SCR _____ Enclosure
- SGA _____
- SEC _____
- OTH Kim P.

Respectfully,

R. Alexander Glenn

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FPSC-BUREAU OF RECORDS

Progress Energy Florida, Inc.
106 E. College Avenue
Suite 800
Tallahassee, FL 32301

DOCUMENT NUMBER-DATE

00524 JAN 19 07

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Proposed adoption of new rule
regarding nuclear power plant cost recovery.

Docket No. 060508-EI

Submitted for Filing: January 19, 2007

**FLORIDA POWER & LIGHT COMPANY'S AND PROGRESS ENERGY FLORIDA,
INC.'s JOINT REQUEST FOR HEARING**

Pursuant to Order PSC-06-1050-NOR-EI issued December 20, 2006, Florida Power & Light Company ("FPL") and Progress Energy Florida, Inc. ("PEF") (hereinafter collectively referred to as the "Utilities") hereby submit this joint request for hearing under section 120.57, Florida Statutes. In support of its request for hearing, the Utilities state the following:

PETITIONERS

PEF is a Florida corporation with its headquarters located at 100 Central Avenue, St. Petersburg, Florida 33701. FPL is a Florida corporation with its principal offices located at 9250 West Flagler Street, Miami, Florida 33174.

1. All notices, pleadings, staff recommendations, orders or other documents served in this docket should be provided to the following representatives:

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St. Petersburg, FL 33701
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DOCUMENT NUMBER-DATE

00524 JAN 19 07

FPSC-COMMISSION CLERK

2. PEF is an investor-owned utility providing safe and reliable electric service to approximately 1.6 million customers in 35 counties in Florida. FPL is an investor-owned utility providing safe and reliable electric service to more than 4.3 million customers in 35 counties in Florida.

3. The Utilities currently own and operate existing nuclear generation in the state of Florida. Although there remain many hurdles, the construction of new nuclear generating facilities is re-emerging as a possible resource option to meet the demands of electric customers. As the potential owners and operators of new nuclear generating facilities constructed in the state of Florida, the Utilities' interests are affected by the rule approved by the Commission in Order PSC-06-1050-NOR-EI.

NOTICE OF RULEMAKING ORDER

4. Section 366.93, Florida Statutes, which became law on June 19, 2006, codified the Florida Legislature's desire to promote fuel diversity and electric supply reliability by encouraging utility investment in nuclear power plants. Section 366.93(2) states "[w]ithin 6 months after the enactment of this act, the commission (sic) shall establish, by rule, alternative cost recovery mechanisms for the recovery of costs incurred in the siting, design, licensing, and construction of a nuclear power plant." On December 20, 2006, the Florida Public Service Commission issued Order PSC-06-1050-NOR-EI, which approved new proposed Rule 25-6.0423, Florida Administrative Code.

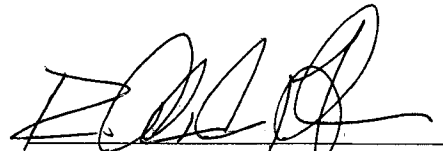
REQUEST FOR HEARING

5. The Utilities request a hearing in this matter to revise certain provisions of the rule, which, as written, is inconsistent with the language of Section 366.93, Fla. Stat., and the Legislature's intent to foster the development of new nuclear power plants within the State of Florida. Pursuant to the Commission's directive at its Agenda Conference December 19, 2006, the Utilities have continued to discuss Rule 25-6.0423 with Staff, the Office of Public Counsel, and

other interested parties. Depending on the results of those discussions and the disposition by the Commission of proposed revisions to Rule 25-6.0423, the Utilities would expect to withdraw their request for hearing.

WHEREFORE, the Utilities request that a hearing be held to modify Rule 25-6.0423,
F.A.C.

Respectfully submitted this 19th day of January 2007.




R. ALEXANDER GLENN
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Joint Request for Hearing has been furnished via U.S. Mail this 19th day of January, 2007 to all parties of record as indicated below.


R. ALEXANDER GLENN

<p>Larry Harris, Esq. Office of General Counsel Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850</p> <p>James D. Beasley, Esq. Lee L. Willis, Esq. Ausley & McMullen Law Firm P.O. Box 391 Tallahassee, FL 32302</p> <p>Harold McLean, Esq. Office of Public Counsel c/o The Florida Legislature 111 West Madison Street, #812 Tallahassee, FL 32399</p> <p>Jeffrey A. Stone, Esq. Russell A. Badders, Esq. Steven R. Griffin Beggs & Lane Law Firm P.O. Box 12950 Pensacola, FL 32591</p> <p>Humberto Gonzalez Florida Power & Light 9250 W. Flagler Street Miami, FL 33174</p> <p>Mr. Bill Walker Florida Power & Light 215 S. Monroe Street, Ste. 810 Tallahassee, FL 32301-1859</p>	<p>Florida Industrial Power Users Group c/o John McWhirter, Jr. McWhirter Reeves Law Firm 400 N. Tampa Street, Ste. 2450 Tampa, FL 33602</p> <p>R. Wade Litchfield, Esq. Florida Power & Light Co. 700 Universe Boulevard Juno Beach, FL 33408</p> <p>Robert Scheffel Wright John T. LaVia, III Young van Assenderp, P.A. 225 S. Adams Street, Suite 200 Tallahassee, FL 32301</p> <p>AARP c/o Mike Twomey P.O. Box 5256 Tallahassee, FL 32314-5256</p> <p>Ms. Paula K. Brown Tampa Electric Company P.O. Box 111 Tampa, FL 33601-0111</p> <p>Patrice L. Simms Natural Resources Defense Council 1200 New York Ave., NW, Suite 400 Washington, DC 20005</p>
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