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EXECUTIVE DIRECTOR

MEMORANDUM


090451-EM

COMMISSION
CLERK

09 NOV 25 PM 1:43

RECEIVED-FPSC

TO: Ms. Ann Cole
Commission Clerk
Florida Public Service Commission

FROM: Roy C. Young 

DATE: November 25, 2009

SUBJECT: Docket No. 09-0451-EM Notice of Commission Hearing and Prehearing,
Florida Public Service Commission

Enclosed for filing on behalf of Gainesville Renewable Energy Center original and 5 copies of Affidavit of Publication of the Notice of Commission Hearing and Prehearing, Public Service Commission, which was published in the Gainesville Sun on November 23, 2009, as shown on the attached Affidavit of Publication.

Thank you for your assistance with this filing.

RCY:swp
Enclosures

cc: Erik Sayler, Esquire
Martha Carter Brown, Esquire

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ECR _____
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ADM _____
OPC _____
CLK _____

DOCUMENT NUMBER DATE
11583 NOV 25 8

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by hand delivery this 25 day of November, 2009.

Erik Saylor, Esquire
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Martha Carter Brown, Esquire
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850



Roy C. Young

G 141058

NO _____

THE GAINESVILLE SUN

Published Daily and Sunday
GAINESVILLE, FLORIDA
STATE OF FLORIDA
COUNTY OF ALACHUA

Ernest Blake III

Before the undersigned authority appeared.....
Classified Legals Coordinator

Who on oath says that he is.....of THE GAINESVILLE SUN, a daily newspaper
published at Gainesville in Alachua County, Florida, that the attached copy of advertisement, being
LEGAL ADVERTISEMENT, City of Gainesville, GRU

NOTICE OF COMMISSION HEARING AND PREHEARING
FLORIDA PUBLIC SERVICE COMMISSION, DOCKET NO. 090451-EM

In the matter of

in the.....Court, was published in said newspaper in the issues of

November 23rd

..... 2009

Affidavit further says that the said THE GAINESVILLE SUN is a newspaper published at Gainesville,
in said Alachua County, Florida, and that the said newspaper has heretofore been continuously published
in said Alachua County, each day, and has been entered as second class mail matter at the post office in
Gainesville, in Said Alachua County, Florida, for a period of one year next preceding the first publication
of the attached copy Of advertisement; and affiant further says that he has neither paid nor promised any
person, firm or corporation any discount for publication in the said newspaper.

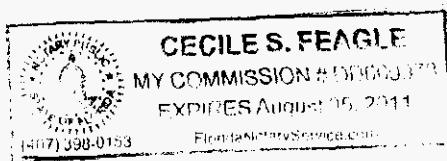
Sworn to and subscribed before me this

24 day of NOV A.D., 2009

Cecile S. Feagle

(seal) Notary Public

[Signature]



DOCUMENT NUMBER-DATE
11583 NOV 25 8
FPSC-COMMISSION CLERK

**NOTICE OF PUBLIC HEARING AND CONCERNING
PERMIT TO CONSTRUCT AND CONSTRUCTION
DOCKET NO. 000451-EM**

JOINT PETITION TO DETERMINE NEED FOR GAINESVILLE RENEWABLE ENERGY CENTER IN ALACHUA COUNTY, BY GAINESVILLE REGIONAL UTILITIES AND GAINESVILLE RENEWABLE ENERGY CENTER, LLC

NOTICE IS HEREBY GIVEN that a hearing will be held before the Florida Public Service Commission on the above-captioned matter at the Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC, 119 North Skyway Conference Center, Gainesville, Florida, on the following date and place:

Wednesday, December 15, 2009 9:30 AM
Room 119 - North Skyway Conference Center
4025 Skyway Way
Gainesville, Florida

PURPOSE AND PROCEDURE

The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Section 403.318, Florida Statutes, for the Applicants' proposed renewable energy electrical power plant in Alachua County, Florida. This proceeding shall: (1) allow the Applicants to present evidence and testimony in support of their petition for determination of need for the proposed renewable energy electrical power plant; (2) permit any intervenors to present testimony and evidence concerning this matter; (3) permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and (4) allow for such other purposes as the Commission may deem appropriate.

The proceedings will be governed by the provisions of Chapter 120, Florida Statutes; Section 403.319, Florida Statutes; and Chapter 120, Florida Administrative Code.

Under Section 403.319, the Commission is authorized for the determination of need for the proposed renewable energy electrical power plant. In making this determination, the Commission must take into account the need for electric power in Alachua County and the need for electric power in the Gainesville area. The need for electric power in the Gainesville area shall be determined by the Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC, which shall file a report with the Commission. The Commission may consider other matters which are pertinent to the determination of need for the proposed plant and may consider other matters which are pertinent to the determination of need for the proposed plant. The Commission's report shall constitute final agency action.

Only the Applicants and any intervenors who have filed a petition for intervention with the Commission shall be heard at this hearing. Separate public hearings will be held at a later date to consider environmental and other impacts of the proposed plant and its operation.

Members of the public who wish to present testimony concerning this matter should appear at the hearing and be present at the hearing. Members of the public who do not become parties to the proceeding should file a petition for intervention with the Commission. A person who can be contacted by the Commission at the hearing, must conform with Rule 28.106, Florida Administrative Code, which requires that the intervenor is entitled to participate in the hearing or will be allowed to participate in the hearing.

Written testimony should be filed with the Commission at the hearing. Oral testimony will be heard at the hearing.

GENERAL INFORMATION
GRCU
Center
become
Gainesville
Energy
Center
unit

PRELIMINARY INFORMATION
A preliminary proceeding will be held on December 15, 2009 at 9:30 AM.

The purpose of this preliminary proceeding is: (1) to determine the need for the proposed renewable energy electrical power plant; (2) to determine the need for electric power in Alachua County and the need for electric power in the Gainesville area; and (3) to determine the need for electric power in the Gainesville area.

JURISDICTION
This Commission is vested with jurisdiction over the subject matter of this proceeding by Section 403.318, Florida Statutes.

A copy of the Applicants' petition for determination of need and supporting exhibits is available for public inspection during normal business hours at the following location:

Florida Public Service Commission
Office of Commission Clerk
4025 Skyway Way
Room 119 - North Skyway Conference Center
Gainesville, Florida

Any person wishing some consideration at this hearing because of a physical impairment should contact the Office of Commission Clerk at (352) 413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission at (352) 413-6770 or Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).