

owned utilities deliver demand side resources to their customers and the degree to which those utilities use solar energy to meet their customers' need for energy services. The Commission's action will also determine how effectively associated energy savings are monitored and influence assessment of compliance with Commission-set conservation goals. LEAF is an Alabama corporation not-for-profit located, and qualified to conduct business, in Florida. LEAF's corporate purposes include securing the environmental and health benefits of increased efficiency in the delivery of energy services and increased use of solar energy to meet energy service needs. A substantial number of LEAF's members use and enjoy the natural resources whose quality is placed at risk by construction and operation of power plants that may result from increased electricity sales or increased use of more polluting energy generation options rather than energy efficiency and conservation or solar energy. LEAF members also include customers of the subject utilities whose energy service bills are substantially affected by the utilities' conservation and efficiency efforts, as well as the selection of capacity supply options.

**DISPUTED ISSUES OF MATERIAL FACT AND
ULTIMATE FACTS WHICH ENTITLE PETITIONER TO RELIEF**

4. The ultimate factual issues concern the reasonableness of the DSM plans to be filed in these dockets. At this time, DSM plans have not been filed and Petitioner is unaware of any disputed issues. However, Petitioner reserves the right to raise or dispute factual issues as they become known.

STATUTES WHICH ENTITLE PETITIONER TO RELIEF

5. Petitioner is entitled to relief under Chapters 120 and 366, Fla. Stat., and implementing regulations. Petitioner reserves the right to rely on additional statutes or rules should additional issues arise or become known.

WHEREFORE, Petitioner, Legal Environmental Assistance Foundation, Inc., respectfully requests that it be permitted to intervene in the dockets referenced above, and be granted full rights to participate in all proceedings therein.

Respectfully submitted,

Debra Swin

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Fla. Bar No.: 0336025

Legal Environmental
Assistance Foundation, Inc.
1115 North Gadsden Street
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(904) 681-2591

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Petition for Intervention has been furnished by U.S. Mail to: **James Beasley**, Esquire, MacFarlane/Ausley Law Firm, P.O. Box 391, Tallahassee, FL 32302; **Terry Black**, 78 North Broadway, White Plains, NY 10603; **James Fama**, Esquire, P.O. Box 14042, Saint Petersburg, FL 33733; **Charles Guyton**, Esquire, Steel Law Firm, 215 South Monroe Street, #601, Tallahassee, FL 32301; **David Russ**, Esquire, Department of Community Affairs, Office of General Counsel, 2740 Centerview Drive, Tallahassee, FL 32399-2100; **Jack Shreve**, Esquire, Office of the Public Counsel, c/o The Florida Legislature, 111 West Madison Street, #812, Tallahassee, FL 32399-1400; (Gulf) **Jeffery Stone**, Esquire, P.O. Box 12950, Pensacola, FL 32576-2950; **Robert Scheffel Wright**, Esquire, Landers and Parsons, 310 West College Avenue, P.O. Box 271, Tallahassee, FL 32302; this 20th day of December, 1994.

Debra Swin

DEBRA SWIM, Esquire