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September 30, 1998

RECEIVED
FLORIDA PUBLIC
SERVICE COMMISSION
OCT 31 AM 10:37
MAIL ROOM

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Joint Petition for Determination of Need for an Electrical Power Plant in Volusia County by the Utilities Commission, City of New Smyrna Beach, Florida and Duke Energy New Smyrna Beach Power Company Ltd., L.L.P.; DOCKET NO. 981042-EM

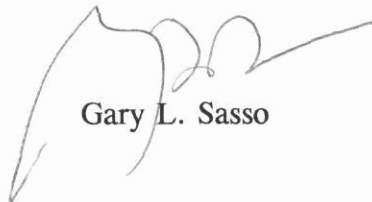
Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and fifteen (15) copies of FPC's Notice of Service of FPC's Memorandum in Opposition to Petitioners' Motion to Deny FPC's Petition to Intervene.

Also enclosed is an additional copy of the above document for acknowledgement of filing. We request you acknowledge receipt and filing of the above by stamping this additional copy and return it to me in the self-addressed, stamped enveloped provided for your convenience.

If you or your Staff have any questions regarding this filing, please contact me at (813) 821-7000.

Very truly yours,



Gary L. Sasso

- AC
- AFA
- APP
- CAF cc: Counsel of Record
- CMU GLS:jlc
- CTR
- EAG
- LEG
- LIN
- OPC
- RCH
- SEC #108059.1
- WAS
- OTH

DOCUMENT NUMBER-DATE

10821 OCT-1 98

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Joint Petition for)
 Determination of Need for an)
 Electrical Power Plant in Volusia) DOCKET NO. 981042-EM
 County by the Utilities Commission,)
 City of New Smyrna Beach, Florida,) FILED: October 1, 1998
 and Duke Energy New Smyrna Beach)
 Power Company Ltd., L.L.P.)
 _____)

NOTICE OF SERVICE

Florida Power Corporation, through its undersigned counsel, hereby gives notice of service via Facsimile of FPC's Memorandum in Opposition to Petitioners' Motion to Deny FPC's Petition to Intervene to counsel of record unknown to FPC at the time of filing as follows:

Susan D. Cranmer
 Assistant Secretary and Assistant Treasurer
 Gulf Power Company
 One Energy Place
 Pensacola, FL 32520-0780

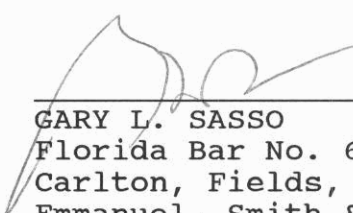
Jeffrey A. Stone
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Lee L. Willis
 Ausley & McMullen
 Post Office Box 391
 Tallahassee, FL 32302

DATED this 30th day of September, 1998.

Respectfully submitted,
 FLORIDA POWER CORPORATION

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DOCUMENT NUMBER-DATE

10821 OCT 01 1998 563

FPSC-RECORDS/REPORTING

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by U.S. Mail to counsel of records as follows:

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this 30th day of September, 1998.



Attorney

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