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October 16, 1998

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98 OCT 16 PM 4:45  
RECORDS AND  
REPORTING

Ms. Blanca Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
4750 Esplanade Way, Room 110  
Tallahassee, Florida 32399

RE: Docket No. 981042-EM

Dear Ms. Bayo:

Enclosed for filing please find the original and fifteen (15) copies of Duke Energy New Smyrna Beach Power Company Ltd., L.L.P. Notice of Serving Responses to Staff's First Request for Production of Documents.

Sincerely,

RECEIVED & FILED  
FPSC-BUREAU OF RECORDS

*John T. LaVia, III*  
John T. LaVia, III

- ACK
  - AFA \_\_\_\_\_
  - APP \_\_\_\_\_
  - CAF \_\_\_\_\_
  - CMU \_\_\_\_\_
  - CTR \_\_\_\_\_
  - EAG \_\_\_\_\_
  - LEG \_\_\_\_\_
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  - OPC \_\_\_\_\_
  - RCH \_\_\_\_\_
  - SEC
  - WAS \_\_\_\_\_
  - OTH \_\_\_\_\_
- cc: Parties of Record (w/enclosures)

DOCUMENT NUMBER-DATE  
11585 OCT 16 98  
FPSC-RECORDS/REPORTING

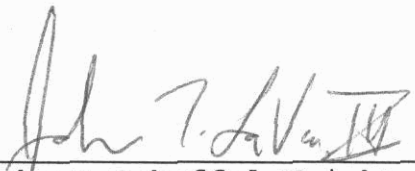
BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Joint Petition for )  
Determination of Need for an ) DOCKET NO. 981042-EM  
Electrical Power Plant in )  
Volusia County by the Utilities ) FILED: OCTOBER 16, 1998  
Commission, City of New Smyrna )  
Beach, Florida, and Duke Energy )  
New Smyrna Beach Power Company )  
Ltd., L.L.P. )  
\_\_\_\_\_ )

DUKE ENERGY NEW SMYRNA BEACH POWER COMPANY, LTD, L.L.P.  
NOTICE OF SERVING RESPONSES TO STAFF'S FIRST  
REQUEST FOR PRODUCTION OF DOCUMENTS

Duke Energy New Smyrna Beach Power Company, Ltd., L.L.P.  
("Duke New Smyrna") by and through its undersigned counsel,  
hereby gives notice of serving responses to Staff's First Request  
for Production of Documents (Nos. 1-23) on this 16th day of  
October, 1998.

Respectfully submitted,

  
\_\_\_\_\_  
Robert Scheffel Wright  
Florida Bar No. 966721  
John T. LaVia, III  
Florida Bar No. 853666  
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Attorneys for the Utilities Commission,  
City of New Smyrna Beach, Florida,

and

Duke Energy New Smyrna Beach Power  
Company Ltd., L.L.P.

**CERTIFICATE OF SERVICE**  
**DOCKET NO. 981042-EM**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by hand delivery (\*) or by United States Mail, postage prepaid, on the following individuals this 16th day of October, 1998:

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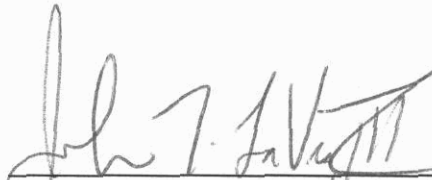
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