

ORIGINAL

IN THE SUPREME COURT
STATE OF FLORIDA

In re: Petition by Florida Power Corporation for Declaratory Statement That Commission's Approval of Negotiated Contract for Purchase of Firm Capacity and Energy Between FPC and Metropolitan Dade County in Order No. 24734, Together with Orders Nos. PSC-97-1437-FOF-EQ and 24989, PURPA, Florida Statute 366.051 and Rule 25-17.082, F.A.C., With Lake Cogen, Ltd., in Order No. 24734, Together with Orders Nos. PSC-97-1437-FOF-EQ, Rule 25-17.0832, F.A.C., and Order No. 24989, Establish That Energy Payments Thereunder, Including When Firm or As-Available Payments are due, are Limited to Analysis of Avoided Costs Based Upon Avoided Unit's Contractually Specified Characteristics.

CASE NOS. 94,664 and
94,665
CONSOLIDATED

980283-EP
980509-EP

FLORIDA POWER CORPORATION,

Appellant,

vs.

FLORIDA PUBLIC SERVICE COMMISSION,

Agency/Appellee;

METROPOLITAN DADE COUNTY; MONTENAY-
DADE, LTD.; and LAKE COGEN, LTD.,

ACK _____
AFA _____
APP _____

NOTICE OF APPEARANCE

CAF _____
CMU _____
CTR _____ NOTICE IS GIVEN that undersigned counsel, John Beranek and
EAG _____ Lee Willis, appear as appellate counsel on behalf of
LEG _____ intervenors/Appellees Lake Cogen, Ltd.

LIN _____
OPC _____ I HEREBY CERTIFY that a copy has been furnished to ROBERT

RCH _____ SCHEFFEL WRIGHT, Landers & Parsons, 310 West College Avenue, Post
SEC _____

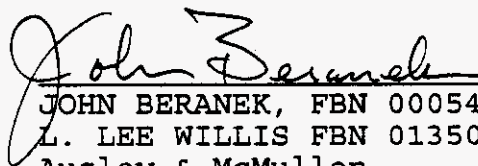
WAS _____ Office Box 271, Tallahassee, Florida 32302; JODI L. CORRIGAN,
DTH _____

DOCUMENT NUMBER-DATE

03310 MAR 16 88

FPSC-RECORDS/REPORTING

MARILYN E. CULP, LISBETH KIRK ROGERS, Annis, Mitchell, Cockey, Edwards & Roehn, P.A., P.O. Box 3433, Tampa, Florida 33601; DIRECTOR, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32349-9850; DAVID E. SMITH, Director of Appeals, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Third Floor, Gunter Building, Tallahassee, Florida 32399-0880; JOHN R. MARKS, III, Knowles, Marks & Randolph, P.A., 215 South Monroe Street, Suite 130, Tallahassee, Florida 32301; JAMES MCGEE, Florida Power Corporation, Legal Department, P.O. Box 14042, St. Petersburg, Florida 33733; SYLVIA H. WALBOLT, CHRIS C. COUTROULIS, ROBERT L. CIOTTI, JOSEPH H. LANG, JR., Carlton Fields, 200 Central Avenue, Suite 2300, St. Petersburg, Florida 33701; GAIL P. FELS, Assistant County Attorney, Dade County Aviation Department, P.O. Box 592075 AMF, Miami, Florida 33159; this 15th day of March, 1999.



JOHN BERANEK, FBN 0005419
L. LEE WILLIS FBN 0135074
Ausley & McMullen
P.O. Box 391
227 S. Calhoun Street (32301)
Tallahassee, Florida 32302
850/224-9115

Attorneys for Intervenor/Appellee
LAKE COGEN, LTD.