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October 21, 1999

Jonathan E. Sjostrom

Blanca S. Bayó, Director
Records and Reporting
Florida Public Service Commission
4075 Esplanade Way, Room 110
Tallahassee, Florida 32399-0850

By Hand Delivery

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RECORDS AND REPORTING

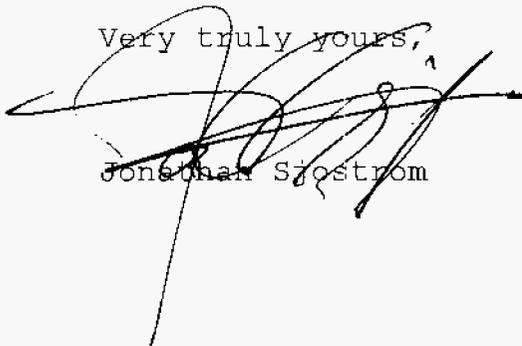
Re: DOCKET NO. 991462-EU

Dear Ms. Bayó:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") in Docket No. 991462-EU are the original and fifteen (15) copies of Petition to Have Proceeding Assigned to the Full Commission.

If you or your staff have any questions regarding this filing, please contact me.

Very truly yours,



Jonathan Sjostrom

Enclosure
cc: Parties of Record

- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG 7/2/00
- LEO 2
- MAG 3
- OPC _____
- PAI 1
- ED _____
- FIN _____
- TR _____

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FPSC BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

12956 OCT 21 99

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Determination)
of Need for Electric Power Plant) DOCKET NO. 991462-EU
in Okeechobee County by Okeechobee) FILED: OCTOBER 21, 1999
Generating Company, L.L.C.)
_____)

FLORIDA POWER & LIGHT COMPANY'S PETITION TO
HAVE PROCEEDING ASSIGNED TO THE FULL COMMISSION

Florida Power & Light Company ("FPL") respectfully requests that this proceeding be assigned to the full Commission pursuant to section 350.01(6) of the Florida Statutes. In support of this petition, FPL states:

1. Section 350.01(6) of the Florida Statutes provides:

A majority of the commissioners may determine that the full commission shall sit in any proceeding. The public counsel or a person regulated by the Public Service Commission and substantially affected by a proceeding may file a petition that the proceeding be assigned to the full commission. Within 15 days of receipt by the commission of any petition or application, the full commission shall dispose of such petition by majority vote and render a written decision thereon prior to assignment of less than the full commission to a proceeding. In disposing of such petition, the commission shall consider the overall general public interest and impact of the pending proceeding, including but not limited to the following criteria: the magnitude of a rate filing, including the number of customers affected and the total revenues requested; the services rendered to the affected public; the urgency of the requested action; the needs of the consuming public and the utility; value of service involved; the effect on consumer relations, regulatory policies, conservation economy, competition, public health, and safety of the area involved. If the petition

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is denied, the commission shall set forth the grounds for denial.

2. FPL provides retail electric service to customers in the state of Florida pursuant to tariffs on file with and approved by the Florida Public Service Commission.

3. FPL is substantially affected by the proceeding as shown in FPL's Petition to Intervene and FPL's Motion to Dismiss the Petition. Among other matters, OGC's Petition For Determination Of Need For An Electrical Power Plant ("Petition") alleges that, if approved and built, OGC intends to interconnect with FPL's transmission system by looping the 230 kV FPL Sherman-Martin transmission line into the switchyard of the Power Plant. It is alleged by the Petitioner that under certain contingency conditions, the Power Plant project will cause FPL transmission facilities to experience exceedences and that such conditions will need to be remedied. The Commission is required to issue notice of the proceeding "to the affected utility or utilities, if appropriate" pursuant to Rule 25-22.080(3). The Commission, however, failed to give notice to FPL even though FPL is clearly an "affected utility" within the meaning of Rule 25-22.08(3) as well as an "interested party" to whom notice should be given pursuant to Uniform Rule 28-106.109, F.A.C.

4. The overall public interest and impact of the pending proceeding, as well as the proceedings important issues regarding regulatory policy, demonstrate that the proceeding should be heard by the full Commission.

CONCLUSION

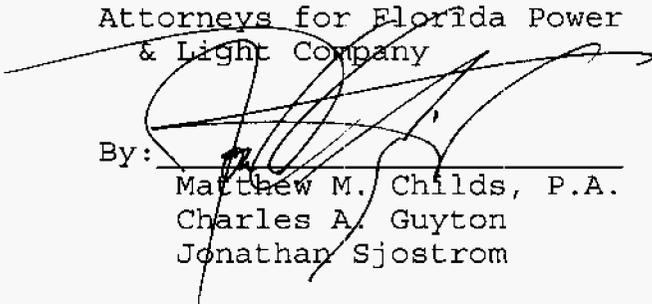
FPL respectfully requests that this proceeding be assigned to the full Commission pursuant to section 350.01(6) of the Florida Statutes.

DATED this 21st day of October, 1999.

Respectfully submitted,

Steel Hector & Davis LLP
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Attorneys for Florida Power
& Light Company

By: 
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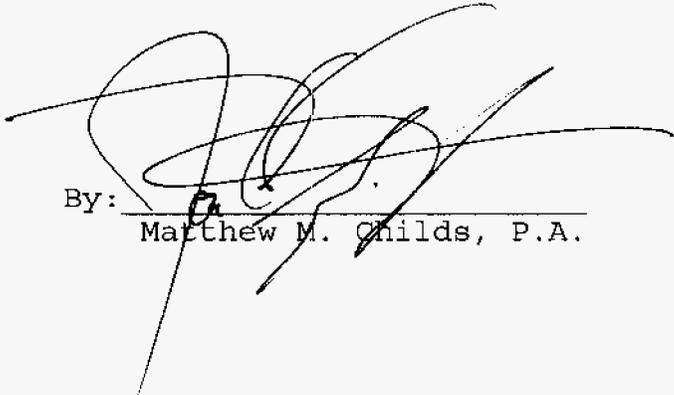
CERTIFICATE OF SERVICE
DOCKET NO. 991462-EU

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Petition to Have Proceeding Assigned to the Full Commission has been furnished by Hand Delivery* this 21st day of October, 1999 to the following:

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