

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In 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

FILED: DECEMBER 10, 1998

RECORDS AND REPORTING

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NOTICE OF FILING REQUEST FOR JUDICIAL NOTICE

The Utilities Commission, City of New Smyrna Beach, Florida ("UCNSB") and Duke Energy New Smyrna Beach Power Company, Ltd., L.L.P. ("Duke New Smyrna") hereby gives notice of filing its request for judicial notice of the following items in support of their Joint Petition for Determination of Need in the above referenced docket.

1. FPL Group's Annual Report for 1997.
2. Form 10-K for FPL Group, Inc. and Florida Power & Light Company for the fiscal year ended December 31, 1997.
3. Excerpts from the Ten Year Site Plans of Florida Power Corporation for 1991 through 1997 (existing and planned generating facilities).
4. Excerpts from the Ten Year Site Plans of Florida Power & Light Company for 1995 through 1997 (existing and planned generating facilities).
5. Excerpt from the Ten Year Site Plan of Tampa Electric Company for 1991 (existing and planned generating facilities).

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- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

Attorneys for the Utilities Commission,  
City of New Smyrna Beach, Florida,  
and  
Duke Energy New Smyrna Beach Power  
Company Ltd., L.L.P.

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**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 10th day of December, 1998:

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