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RECORDS AND
REPORTING

December 1, 1999

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Blanca S. Bayó, Director
Records and Reporting
Florida Public Service Commission
4075 Esplanade Way, Room 110
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By Hand Delivery

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 Florida Power & Light Company's Supplemental Objections to Okeechobee Generating Company's First Request for Production of Documents (Nos. 1-26).

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

Very truly yours,

Charles A. Guyton

AFA	_____
APP	_____
CAP	_____
CRJ	_____
CTH	_____
ENC	_____
LEG	_____
MAS	_____
OPC	_____
PAI	_____
SEC	_____
WAW	_____
OTH	_____

Enclosure
cc: Parties of Record
FAL_1998/32898-1

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DOCUMENT NUMBER-DATE

14657 DEC-1 99

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Determination of Need)	
for an Electrical Power Plant)	DOCKET NO. 991462-EU
in Okeechobee County by Okeechobee)	DATE: December 1, 1999
Generating Company, L.L.C.)	

**FLORIDA POWER & LIGHT COMPANY'S SUPPLEMENTAL
OBJECTIONS TO OKEECHOBEE GENERATING COMPANY'S
FIRST REQUEST FOR PRODUCTION OF DOCUMENTS (NOS. 1-26)**

Florida Power & Light Company ("FPL"), by its attorneys, hereby files its supplemental objections to Okeechobee Generating Company, L.L.C.'s ("OGC") First Request for Production of Documents (Nos. 1-26) to Florida Power & Light Company. FPL makes the following specific objections to OGC's discovery requests:

Specific Objections

FPL objects to Request for Production No. 8 on the grounds that it improperly seeks counsel's legal theories and attorney work product. The request calls for "[a]ll documents which relate to, mention or otherwise reflect on FPL's *legal obligation* to make adequate investment in generating capacity and provide adequate and reliable electric service." (Emphasis added.) The selection of documents deemed responsive to this request necessarily would reveal counsel's mental impressions of what constitutes FPL's legal obligations. *See Smith v. Florida Power & Light Co.*, 632 So. 2d 696, 698 (Fla. 3d DCA 1994) ("the selection process itself represents . . . counsel's mental impressions and legal opinions as to how the evidence in the documents relates to the issues . . . in the litigation.") (citation omitted).

FPL further objects to this request on the grounds that it is vague, overbroad, unduly burdensome, harassing and unlikely to lead to the discovery of admissible evidence. The request

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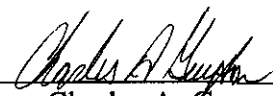
FPSC-RECORDS/REPORTING

potentially seeks documents that relate to FPL's entire business, the fundamental purpose of which is to provide adequate and reliable electric service. FPL cannot imagine how most, if any, of the requested documents could be relevant to OGC's burden of proving the need for its proposed plant. Requiring burdensome production of documents that bear no apparent relation to the issues of the case would simply be harassment of FPL.

Respectfully submitted,

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Attorneys for Florida Power
& Light Company

By: 
Charles A. Guyton

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Supplemental Objections to Okeechobee Generating Company's First Request for Production of Documents (Nos. 1-26) to Florida Power & Light Company was served by facsimile transmission this 1st day of December, 1999 to the following:

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