

State of Florida



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: July 23, 2002
TO: Division of the Commission Clerk and Administrative Services
FROM: Ralph Jaeger - Economic Regulation Section - Office of the General Counsel *WJ*
Judy Harlow - Division of Economic Regulation *JDS*
RE: Confidential Document No. 00277-01 filed in Docket No. 001748-EC - Petition for Determination of Need for the Osprey Energy Center in Polk County by Seminole Electric Cooperative and Calpine Construction Finance Company, L. P.

On July 10, 2002, Seminole Electric Cooperative, Inc. (Seminole), and Calpine Energy Services, L. P. (Calpine), filed their Joint Petition for Return of Confidential Document or, Alternatively, for Extension of Duration of Protective Order. They request that Confidential Document No. 00277-01, an unredacted copy of the power purchase agreement between Calpine and Seminole, either be returned to Seminole's attorney, or that the duration of the confidentiality be extended 18 months from the current expiration date of August 12, 2002. The document was granted confidential status by Order No. PSC-01-1028-FOF-EC issued April 26, 2001, in Docket No. 001748-EC.

Staff notes that Docket No. 001748-EC was closed by Order No. PSC-01-1028-FOF-EC issued April 26, 2001, and that the time for appeal has long since expired. Therefore, there is no longer a need for retention of the document, and the document should be returned to Seminole's attorney, who is Joseph A. McGlothlin. His address is : McWhirter Reeves McGlothlin, 117 South Gadsden Street, Tallahassee, Florida 32301.

RRJ/jb

cc: Robert Scheffel Wright
Joseph A. McGlothlin

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FPSC-COMMISSION CLERK