

ORIGINAL

Page 1 of 1

Kay Flynn

From: DAVIS.PHYLLIS [DAVIS.PHYLLIS@leg.state.fl.us]
Sent: Monday, March 14, 2005 4:04 PM
To: Filings@psc.state.fl.us
Cc: BURNS.DANA; CHRISTENSEN.PATTY; jmcwhirter@mac-law.com; Katherine Fleming; Ken Hoffman; McGLOTHLIN.JOSEPH; miketwomey@talstar.com; Natalie_smith@fpl.com; POUCHER.EARL; tperry@mac-law.com; wade_litchfield@fpl.com; Cochran Keating
Subject: Docket No. 041291-EI
Attachments: OPC's 5TH POD'S TO FPL 3-14-05.doc

1. Joseph A. McGlothlin, Esq. Office of Public Counsel, 111 W. Madison Street, Tallahassee, FL 32301, (850) 488-9330, McGlothlin.Joseph@leg.state.fl.us is responsible for this electronic filing.
2. The filing is to be made in Docket 041291-EI, *In re*: Florida Power & Light Company's Petition for approval of storm cost recovery clause for extraordinary expenditures related to Hurricanes charley, Frances, Jeanne, and Ivan
3. The filing is to be made on behalf of the Office of Public Counsel;
4. The total number of pages is 3
5. Attached to this e-mail in Word format is:

- a) OPC's Notice of service of Fifth Request for Production of Documents (No. 42) to Florida Power & Light Company

Joseph A. McGlothlin
Office of Public Counsel
111 W. Madison Street Rm. 812
Tallahassee, FL 32311
(850-488-9330)

CMP _____
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CTR _____
ECR _____
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SEC 1 _____
OTH _____

DOCUMENT NUMBER-DATE

02495 MAR 14 08

FPSC-COMMISSION CLERK

TOM LEE
President



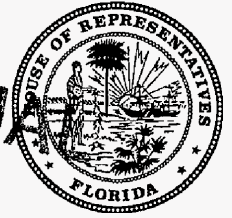
Harold McLean
Public Counsel

STATE OF FLORIDA
OFFICE OF PUBLIC COUNSEL

c/o THE FLORIDA LEGISLATURE
111 WEST MADISON ST.
ROOM 812
TALLAHASSEE, FLORIDA 32399-1400
850-488-9330

EMAIL: OPC_WEBSITE@LEG.STATE.FL.US
WWW.FLORIDAOPC.GOV

ALLAN BENSE
Speaker



Joseph A. McGlothlin
Associate Public Counsel

ORIGINAL

March 14, 2005

Ms. Blanca S. Bayó, Director
Division of the Commission Clerk
and Administrative Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0870

RE: Docket No. 041291-EI

Dear Ms. Bayó:

Enclosed for electronic filing in the above-referenced docket is a copy of Office of Public Counsel's Notice of Service of Fifth Request for Production of Documents (No. 42) to Florida Power & Light Company for filing in the above-referenced docket.

Please indicate receipt of filing by date-stamping the attached copy of this letter and returning it to this office. Thank you for your assistance in this matter.

Sincerely,

Harold McLean
Public Counsel

s/ Joseph McGlothlin
Joseph A. McGlothlin
Associate Public Counsel

JAM/pd
Enclosures

DOCUMENT NUMBER-DATE

02495 MAR 14 '05

FPSC-COMMISSION CLERK

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Petition for authority to recover prudently
incurred storm restoration costs related to
2004 storm season that exceed storm
reserve balance, by Florida Power &
Light Company

Docket No. 041291-EI

Filed: March 14, 2005

**NOTICE OF SERVICE OF THE OFFICE OF PUBLIC COUNSEL'S FIFTH
REQUEST FOR PRODUCTION OF DOCUMENTS (NO. 42) TO FLORIDA
POWER & LIGHT COMPANY**

The Citizens of the Florida ("Citizens"), by and through Harold McLean, Public Counsel, serve this notice that they have served their Fifth Request for Production of Documents (No. 42) to Florida Power & Light Company.

Respectfully submitted,

Harold McLean
Public Counsel

s/ Joseph McGlothlin
Joseph A. McGlothlin
Florida Bar No. 163771
Associate Public Counsel

Office of Public Counsel
c/o The Florida Legislature
111 W. Madison Street, Room 812
Tallahassee, FL 32399-0850
(850) 488-9330

Attorney for the Citizens
of the State of Florida

DOCUMENT NUMBER-DATE

02495 MAR 14 '05

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Notice of Service of the Office of Public Counsel's Fifth Request for Production of Documents (No. 42) to Florida Power & Light Company has been furnished by electronic mail and U.S. Mail on this 14th day of March 2005, to the following:

Florida Power & Light Company
Mr. Bill Walker, Esquire
215 S. Monroe Street, Suite 810
Tallahassee, FL 32301-1859

McWhirter Law Firm
Tim Perry
117 S. Gadsden Street
Tallahassee, FL 32301

Florida Power & Light
Mr. R. Wade Litchfield, Esquire
700 Universe Blvd.
Juno Beach, FL 33408

Michael B. Twomey
P.O. Box 5256
Tallahassee, FL 32314-5256

Florida Public Service Commission
Cochran Keating, Esquire
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Rutledge, Ecenia, Purnell & Hoffman, P.A.
Kenneth A. Hoffman
P.O. Box 551
Tallahassee, Florida 32302

Florida Industrial Power Users Group
John W. McWhirter, Jr.
400 North Tamps Street, Suite 2450
Tampa, FL 33601-3350

s/ Joseph McGlothlin
Joseph A. McGlothlin
Associate Public Counsel