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March 18, 2002

## Via Federal Express

Ms. Blanca S. Bayo, Director Division of the Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850 COMMISSION

Re:

Review of the retail rates of Florida Power & Light Company,

Docket No. 001148-EI

Dear Ms. Bayo:

Enclosed for filing are the original and sixteen (16) copies of a letter to Harold McLean, General Counsel of the Florida Public Service Commission requesting that an errata be issued to correct the March 14, 2002 order.

Please acknowledge receipt and filing of the above by stamping the duplicate copy and returning same in the enclosed self-addressed stamped envelope to the undersigned.

Thank you for your assistance in connection with this matter.

Very truly yours,

Mark F. Sundback

An Attorney For the Hospitals

Mark F. Sudauch

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March 18, 2002

#### Via Facsimile and First Class Mail

Harold McLean, Esquire General Counsel Public Service Commission of Florida 2540 Shumard Oak Boulevard Tallahassee, Florida 32399

Re: Review of the Retail Rates of Florida Power & Light Company

Docket No. 001148-EI

Dear Mr. McLean:

We are writing to once again bring to your attention the error contained in the order issued March 14, 2002 in the captioned docket which we discussed with you on March 15, 2002 and which was the subject of a voice mail we left you later the same day.

As you know, on March 14, 2002, we consented to the suspension of the procedural schedule in the captioned docket provided that such consent was without prejudice to our position that the Commission does not have an adequate evidentiary record to resolve the issues presented by the Stipulation. Unfortunately, the March 14, 2002 order does not contain that language.

Although you informed us in our March 15, 2002 telephone call that you would support our right to raise this argument before the Commission at the March 22, 2002 open meeting regarding the proposed Stipulation, we have concerns that are not addressed by this alternative. In the event that the Commission approves the Stipulation over our objection, we will likely appeal such a decision to the courts. We would like the March 14, 2002 order to accurately replicate our position, so that our rights in subsequent procedures or determinations are not affected by a misstatement of that position.

Given these circumstances, the Commission's order should accurately reflect our reservation of rights attendant to our agreement to suspend the procedural schedule. As a result, we are asking that an errata be issued which corrects the March 14, 2002 order to properly reflect

### ANDREWS & KURTH L.L.P.

Harold McLean, Esquire March 18, 2002 Page 2

our position. Based upon the foregoing, we believe that such an errata should promptly be issued. Please notify us promptly in writing of your response.

Very truly yours,

Mark F. Sundback

Kenneth L. Wiseman

Attorneys for South Florida Hospital

Mark F. Sundouck

and Healthcare Association

cc:

Counsel for Parties of Record