

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Florida Power & Light Company's)
Petition to Determine Need for West County)
Energy Center Unit 3 Electrical Power Plant)

Docket No. 080203-EI
Dated: April 30, 2008

In re: Florida Power & Light Company's)
Petition to Determine Need for)
Conversion of Cape Canaveral Plant)

Docket No. 080245
Dated: April 30, 2008

In re: Florida Power & Light Company's)
Petition to Determine Need for)
Conversion of Riviera Plant)

Docket No. 080246
Dated: April 30, 2008

**MOTION TO CONSOLIDATE
NEED DETERMINATION PROCEEDINGS**

Florida Power & Light Company ("FPL"), pursuant to Rules 28-106.108 and 28-106.204, Florida Administrative Code, respectfully moves the Florida Public Service Commission ("the Commission") to consolidate the following three proceedings initiated by FPL: (i) the determination of need for the West County Energy Center Unit 3 electrical power plant ("WCEC 3"); (ii) the determination of need for the conversion of the Cape Canaveral plant; and (iii) the determination of need for the conversion of the Riviera plant. In support of this motion, FPL states:

1. FPL has filed three separate petitions for determinations of need pursuant to

CMP _____ Section 403.519, Florida Statutes (2007) and Rules 25-22.080 and 25-22.081, Florida
COM _____ Administrative Code. The petition for WCEC 3 was filed on April 8, 2008. The petitions for the
STR _____
ECR A Cape Canaveral conversion project and the Riviera conversion project were filed today.

CCL 2 2. Each of the new or converted electrical power plants that are presented in the
OPC _____
RCA _____ referenced petitions will be highly efficient, combined-cycle electric generating units that are
SCR _____ needed for FPL to provide reliable, cost-effective service to customers. Because of their very
SGA _____ high fuel efficiency, together they are expected to provide electricity cost savings for FPL's

SEC _____
OTH _____ *x diskette*

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customers exceeding \$1,190 million in net present value, reduce FPL's system-wide carbon dioxide ("CO₂") emissions by more than 17.9 million tons over their operating lives, and achieve major reductions in other emissions, while substantially reducing use of natural gas and saving millions of barrels of oil. These and other supporting facts are shown in the testimony and exhibits filed by FPL with respect to the referenced need determination applications.

3. FPL has filed one set of testimony in support of both the Cape Canaveral and Riviera conversion projects. The testimony submitted for the conversion projects is of the same FPL witnesses as the WCEC 3 need determination and addresses the same subject matters of testimony, with one exception. The exception is that in the WCEC 3 case FPL submitted the testimony of John Gnecco, the project manager for WCEC 3. In support of the Cape Canaveral and Riviera conversion need determination cases FPL submitted the testimony of Cindy Tindell, the FPL manager responsible for those plant conversion projects.

4. The consolidation of these need determination proceedings is appropriate because they involve similar issues of law and fact, each revolving around applying the legal standards under section 403.519, Florida Statutes. Furthermore, the approval of these three petitions will advance common purposes – satisfying a substantial portion of FPL's need for additional reliable capacity, reducing customers' charges through implementation of highly efficient new generation that uses much less fuel, and reducing CO₂ and other emissions in the most cost-effective manner. While WCEC 3 and the conversions of the Cape Canaveral and Riviera plants are each individually needed for the reliability, economic and environmental benefits that they can provide, the combination of all three results in the best, most cost-effective plan available to meet the needs of FPL's customers.

5. Consolidation will promote the efficient handling of these three cases. Pursuant to Rule 28-106.208, Florida Administrative Code, the Commission may order consolidation when separate proceedings involve similar issues of law or fact, and consolidation would

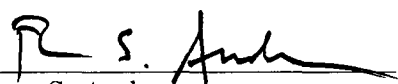
promote the just, speedy, and inexpensive resolution of the proceedings, and would not unduly prejudice the rights of a party. These need proceedings involve the same issues of law and the same or similar issues of fact, as described above. Consolidation in this instance would help achieve the goal of a just, speedy, and inexpensive resolution. Consolidation would also be consistent with past Commission practice. *See, e.g., Order Consolidating Need Determination Proceedings*, Order No. PSC-02-0992-PCO-EI (Fla. P.S.C.) (Order entered July 23, 2002); *Order Consolidating Dockets and Establishing Procedure*, Order No. PSC-00-0685-PCO-EU (Fla. P.S.C.) (Order entered April 12, 2000).

6. FPL plans to file separate site certification applications for WCEC 3 and the Cape Canaveral and Riviera conversion projects pursuant to the Power Plant Siting Act, Section 403.501, et seq., Florida Statutes (2007). In order to facilitate consideration of the projects in the site certification process, FPL requests that, after consolidation and hearing, the Commission enter in its order separate affirmative need determination findings for each project.

WHEREFORE, Florida Power & Light Company respectfully moves the Commission to consolidate the proceedings on its petitions to determine need for West County Energy Center Unit 3, and the conversion of its existing Cape Canaveral and Riviera plants.

Respectfully submitted this 30th day of April, 2008.

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By: 
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by hand delivery this 30th day of April, 2008, to the following:

Martha C. Brown
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By: 
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