

BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

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 In the Matter of : DOCKET NO. 960007-EI  
 Environmental Cost :  
 Recovery Clause :  
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PROCEEDINGS: PREHEARING CONFERENCE

BEFORE: COMMISSIONER J. TERRY DEASON  
Prehearing Officer

DATE: Tuesday, August 20, 1996

TIME: Commenced at 10:20 a.m.  
Concluded at 10:45 a.m.

PLACE: Betty Easley Conference Center  
Room 148  
4075 Esplanade Way  
Tallahassee, Florida

REPORTED BY: H. RUTHE POTAMI, CSR, RPR  
Official Commission Reporter

DOCUMENT NUMBER-DATE

FLORIDA PUBLIC SERVICE COMMISSION 960007-3 AUG 21 1996

FPSC-RECORDS/REPORTING

1 **APPEARANCES:**

2           **MATTHEW M. CHILDS**, Steel, Hector & Davis,  
3 215 South Monroe Street, Suite 601, Tallahassee,  
4 Florida 32301, Telephone No. (904) 224-7595, appearing  
5 on behalf of **Florida Power & Light Company**.

6           **JEFFREY A. STONE**, Beggs & Lane, P. O. Box  
7 12950, Pensacola, Florida 32576-2950, Telephone No.  
8 (904) 432-2451, appearing on behalf of **Gulf Power**  
9 **Company**.

10           **VICKI GORDON KAUFMAN**, McWhirter, Reeves,  
11 McGlothlin, Davidson, Rief and Bakas, 117 South  
12 Gadsden Street, Tallahassee, Florida 32301, Telephone  
13 No. (904) 222-2525, appearing on behalf of **Florida**  
14 **Industrial Power Users Group**.

15           **HAROLD McLEAN**, Deputy Public Counsel, Office  
16 of Public Counsel, 111 West Madison Street, Room 812,  
17 Tallahassee, Florida 32399-1400, Telephone No. (904)  
18 488-9330, appearing on behalf of the **Citizens of the**  
19 **State of Florida**.

20           **LEE L. WILLIS**, Ausley & McMullen, Post  
21 Office Box 391, Tallahassee, Florida 32302, Telephone  
22 No. (904) 224-9115, appearing on behalf of **Tampa**  
23 **Electric Company**.

24           **VICKI JOHNSON**, Florida Public Service  
25 Commission, Division of Legal Services, 2540 Shumard

1 Oak Boulevard, Tallahassee, Florida 32399-0870,  
2 Telephone No. (904) 413-6199, appearing on behalf of  
3 the Commission Staff.

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## P R O C E E D I N G S

(Hearing convened at 10:20 a.m.)

COMMISSIONER DEASON: I call the prehearing conference to order. Can I have the notice read, please?

MS. JOHNSON: By notice issued July 31st, 1996 a prehearing conference was set in Docket numbers 960001-EI, Fuel and purchase power cost recovery clause and generating performance incentive factor, and 96007-EI, Environmental cost recovery clause.

COMMISSIONER DEASON: Thank you. I'll take appearances.

MR. CHILDS: My name is Matthew Childs of the firm of Steel, Hector & Davis appearing on behalf of Florida Power & Light Company.

MR. STONE: Jeffrey A. Stone and Russell A. Badders of the law firm Beggs & Lane in Pensacola, Box 12950. We're appearing on behalf of Gulf Power Company, both in the 01 and in the 07 dockets.

MR. WILLIS: I'm Lee L. Willis appearing together with James D. Beasley of the firm of Ausley & McMullen, Post Office Box 391, Tallahassee, Florida 32302, appearing on behalf of Tampa Electric Company in both the 960001 and 960007 dockets.

MS. KAUFMAN: Vicki Gordon Kaufman,

1 McWhirter, Reeves, McGlothlin, Davidson Rief and  
2 Bakas, 117 South Gadsden, Tallahassee 32301, appearing  
3 on behalf of the Florida Industrial Power Users Group  
4 in the 01 and 07 dockets.

5 **MR. McCLEAN:** Harold McLean, Office of  
6 Public Counsel. Roger Howe will probably appear at  
7 the hearing. 111 West Madison Street, Tallahassee,  
8 Florida, 32399.

9 **MS. JOHNSON:** Vicki Johnson, appearing on  
10 behalf of the Commission Staff.

11 **COMMISSIONER DEASON:** Thank you.  
12 Ms. Johnson, do we have any preliminary matters we  
13 need to address?

14 \* \* \* \* \*

15 **COMMISSIONER DEASON:** I call the prehearing  
16 conference back to order. We are now in the 07  
17 docket. Are there any preliminary matters?

18 **MS. JOHNSON:** No, there are not.

19 **COMMISSIONER DEASON:** Do any of the parties  
20 have any preliminary matters? (No response)

21 Very well. We'll proceed, then, into the  
22 draft prehearing order, Section I, Case background,  
23 Section II, Procedure for handling confidential  
24 information. Is there any confidential information to  
25 be produced at the hearing by any party? (No

1 response)

2 Let the record show that no party indicated  
3 that confidential information would be produced at the  
4 hearing.

5 Section III, Prefiled testimony and  
6 exhibits, Section IV, Order of witnesses.

7 **MS. JOHNSON:** I'm aware of a change for the  
8 Florida Power & Light witnesses. Witness Morley will  
9 be testifying to Issues 1 through 9, and Witness  
10 Peichel will be testifying to Issues 10 through 12.

11 **COMMISSIONER DEASON:** Other changes.

12 **MR. STONE:** Commissioner Deason, the issue  
13 list for Mr. Vick should read 1, 2, 4, 13 and 16. The  
14 issue list for Ms. Cranmer should read 1 through 9, 14  
15 and 15.

16 **COMMISSIONER DEASON:** Very well. Other  
17 changes? (No response)

18 Section V, Basic positions, any changes?  
19 (No response)

20 Section VI on specific issues, we'll begin  
21 with Issue 1. There isn't a stipulation for Gulf; is  
22 that correct?

23 **MS. JOHNSON:** That's correct.

24 **MR. STONE:** I'm sorry. Did you say "isn't,"  
25 or --

1           **COMMISSIONER DEASON:** There is a stipulation  
2 for Gulf. Just seeing if you were paying attention  
3 there, Mr. Stone.

4           **MR. STONE:** Appreciate that.

5           **COMMISSIONER DEASON:** And Staff has no  
6 position at this time in regards to Florida Power &  
7 Light.

8           **MS. JOHNSON:** That's correct. Let me ask  
9 FIPUG and OPC, is it your desire to take no position,  
10 or no position at this time, since Staff is taking no  
11 position at this time?

12           **MS. KAUFMAN:** We'd like to take no position  
13 at this time.

14           **COMMISSIONER DEASON:** Very well.

15           **MR. MCLEAN:** Same is true for OPC.

16           **COMMISSIONER DEASON:** Issue 2, here again  
17 there is a stipulation for Gulf but not for Florida  
18 Power & Light.

19           **MS. JOHNSON:** That's correct.

20           **COMMISSIONER DEASON:** I take it, then, Issue  
21 2 would be treated similarly as Issue 1. I believe  
22 the situation is the same for Issue 3; is that  
23 correct?

24           **MS. JOHNSON:** Yes, it is.

25           **COMMISSIONER DEASON:** Very well. Issue 4.

1           **MS. JOHNSON:** On Issue 4, Staff would like  
2 to take a position at this time. Basically Staff is  
3 in agreement with the numbers for Gulf, so that we can  
4 have a stipulation with respect to Gulf.

5           **COMMISSIONER DEASON:** Very well.

6           **MS. KAUFMAN:** Commissioner Deason, we have a  
7 problem with one of the Company's specific issues for  
8 Gulf later on, so I don't believe we can stipulate to  
9 Issue 4 for Gulf.

10           **COMMISSIONER DEASON:** Very well. Are you  
11 going to provide Staff with your position for Issue 4?  
12 I know that it's impacted by another issue, but right  
13 now you're not taking a position at this time?

14           **MS. KAUFMAN:** Well, the issue I'm referring  
15 to is Issue 16, which has to do with recovery of legal  
16 expenses, and to the extent that the Commission does  
17 not agree with FIPUG's position, we wouldn't have a  
18 problem with the calculation of the numbers.

19           **COMMISSIONER DEASON:** Very well. And let me  
20 ask Public Counsel, is Public Counsel taking "no  
21 position at this time," or "no position"?

22           **MR. MCLEAN:** "No position," Commissioner.

23           **COMMISSIONER DEASON:** Very well. Anything  
24 further on Issue 4? (No response)

25           Issue 5.



1           **MS. JOHNSON:** With respect to Issue 5, I  
2 believe that Staff is in agreement with Florida Power  
3 & Light and Gulf. FIPUG and OPC are not in agreement  
4 with the companies.

5           **COMMISSIONER DEASON:** Well, I had difficulty  
6 getting that reading. What is the nature of the  
7 disagreement?

8           **MS. KAUFMAN:** I think that we're in  
9 agreement with Staff.

10           **COMMISSIONER DEASON:** I read it as being in  
11 agreement. Mr. McLean, is Public Counsel taking issue  
12 with Issue 5?

13           **MR. MCLEAN:** No, sir. I think we're in  
14 agreement with Staff as well.

15           **MS. JOHNSON:** I'll just note that this issue  
16 is dependent upon Issue 9 wherein the companies have  
17 asked for a 12-month filing period.

18           **COMMISSIONER DEASON:** Well, to the extent  
19 that Issue 5 is affected by the period, the entire  
20 period, I agree with you; then Issue 5 is impacted.  
21 But as far as the substance of the issue, as far as  
22 the days within the cycle, whether it's six or 12  
23 months, I think there's really no issue there; and I  
24 think that's what Ms. Kaufman and Mr. McLean are  
25 indicating.

1 Issue 6; can Issue 6 be stipulated?

2 MS. JOHNSON: Staff is in agreement with the  
3 companies. If FIPUG and OPC are taking no position,  
4 it may be stipulated.

5 MS. KAUFMAN: That's right. We have no  
6 position.

7 MR. MCLEAN: No position.

8 COMMISSIONER DEASON: Very well. Show  
9 Issue 6 as a stipulation.

10 Issue 7.

11 MS. JOHNSON: Issue 7, it's my understanding  
12 that FPL agrees with Staff and, again, if FIPUG and  
13 OPC take no position, that may be stipulated.

14 MS. KAUFMAN: I guess I have a question  
15 about this issue, not as to FPL but as to Gulf and the  
16 CEM monitors. After discussing this with Mr. Stone,  
17 it's my understanding that these are replacement  
18 monitors, and that the Commission has already looked  
19 at this allocation in a previous hearing.

20 And I guess I just want to go on record as  
21 saying that we disagree with allocating this on an  
22 energy basis, but we understand that this is an issue  
23 that the Commission has already addressed.

24 COMMISSIONER DEASON: Mr. Stone?

25 MR. STONE: That is my understanding, as

1 well.

2           **COMMISSIONER DEASON:** So what is your  
3 position on Issue 7, Mr. Stone?

4           **MR. STONE:** Since they're replacement items,  
5 we're not advocating a change in the allocation. We  
6 would basically agree with Staff, although we  
7 previously argued the issue about allocating on demand  
8 and lost.

9           **COMMISSIONER DEASON:** I understand there's a  
10 disagreement, but it's not the intent of Gulf or FIPUG  
11 to litigate the matter further?

12           **MR. STONE:** It is not the intent of Gulf to  
13 litigate the matter.

14           **COMMISSIONER DEASON:** At least in this  
15 proceeding.

16           **MS. KAUFMAN:** That's correct. I just didn't  
17 want to be on record as looking as though I were in  
18 agreement with the allocation.

19           **COMMISSIONER DEASON:** Very well. And Public  
20 Counsel is taking no position?

21           **MR. MCLEAN:** That's correct, sir.

22           **COMMISSIONER DEASON:** Very well. Anything  
23 further on Issue 7? (No response)

24           Issue 8.

25           **MS. JOHNSON:** On Issue 8 Staff would like to

1 take a position for Gulf Power Company. We're in  
2 agreement with the numbers that are shown for Gulf on  
3 Page 10, and we would take that as our position.

4 COMMISSIONER DEASON: So then there would be  
5 a stipulation for Gulf?

6 MS. JOHNSON: That's correct.

7 MS. KAUFMAN: And, again, Commissioner  
8 Deason, I would note that that would be dependent on  
9 some of the issues that follow.

10 COMMISSIONER DEASON: Very well. Anything  
11 further on Issue 8? (No response)

12 Issue 9. Can Issue 9 be shown as a  
13 stipulation?

14 MS. JOHNSON: That's correct, unless OPC and  
15 FIPUG are taking a position.

16 MS. KAUFMAN: We have no position.

17 MR. MCLEAN: No position.

18 COMMISSIONER DEASON: Very well. Issue 10;  
19 any changes to Issue 10?

20 MS. KAUFMAN: FIPUG would agree with Staff  
21 on Issue 10.

22 COMMISSIONER DEASON: Mr. McLean?

23 MR. MCLEAN: No position, Commissioner.

24 MS. JOHNSON: Excuse me, Commissioner

25 Deason. May I have a moment?

1           **COMMISSIONER DEASON:** Surely.

2                           (Brief pause)

3           **MS. JOHNSON:** Commissioner Deason, if we may  
4 revisit Issue 9.

5           **COMMISSIONER DEASON:** Very well; we will  
6 revert back to Issue 9.

7           **MS. JOHNSON:** Tampa Electric Company has now  
8 petitioned for environmental factor, which is Issue  
9 17. Issue 9 changing the clause from six-month  
10 recovery periods to an annual recovery period only  
11 affects Florida Power & Light and Gulf, not Tampa  
12 Electric Company.

13           **COMMISSIONER DEASON:** Is that your  
14 understanding, Mr. Willis?

15           **MR. WILLIS:** Yes, sir.

16           **COMMISSIONER DEASON:** So then Issue 9 can be  
17 shown as a stipulation in regards to Florida Power &  
18 Light and Gulf?

19           **MS. JOHNSON:** That's correct.

20           **COMMISSIONER DEASON:** Very well. Issue 10;  
21 I think we've addressed Issue 10. Any other changes  
22 to Issue 10? FIPUG has indicated they now agree with  
23 Staff.

24           **MR. CHILDS:** I believe that there was, as  
25 written in the prehearing order, a difference of

1 position between Staff and FPL. I believe that  
2 Staff's proposal requires -- or would have FPL agree  
3 to re-file documents. We will do that within the next  
4 few days, and I think we can work out what the  
5 appropriate numbers are.

6 **COMMISSIONER DEASON:** So, Mr. Childs, are  
7 you indicating, then, that Issue 10 for purposes of  
8 this proceeding may be stipulated?

9 **MR. CHILDS:** Yes, but I think that -- I'm  
10 noting, too, that it will call for us to file the  
11 additional information, as Staff is suggesting.

12 **COMMISSIONER DEASON:** Very well. And if  
13 that is done, then Staff can so indicate in the  
14 prehearing order.

15 Issue 11; Staff still has no position on  
16 Issue 11; is that correct?

17 **MS. JOHNSON:** That's correct.

18 **COMMISSIONER DEASON:** Very well. Does FIPUG  
19 and OPC wish to maintain no position at this time?

20 **MS. KAUFMAN:** Yes, Commissioner Deason.

21 **MR. MCLEAN:** Yes, sir.

22 **COMMISSIONER DEASON:** Very well.

23 **MS. JOHNSON:** It is my understanding that  
24 the information will be received within the next day  
25 or so, and if this issue can be resolved and

1 stipulated between now and the date of the order, we  
2 would request that it can be so noted in the  
3 prehearing order.

4           **COMMISSIONER DEASON:** Very well. But  
5 obviously you need to notify FIPUG and OPC and make  
6 sure they are not having to take issue with what would  
7 be stipulated.

8           **MS. JOHNSON:** So noted, and we will do that.

9           **COMMISSIONER DEASON:** Issue 12; any changes  
10 to Issue 12?

11           **MS. KAUFMAN:** FIPUG would agree with Staff.

12           **COMMISSIONER DEASON:** Public Counsel is  
13 taking no position?

14           **MR. MCLEAN:** That's correct, sir.

15           **COMMISSIONER DEASON:** Does Florida Power &  
16 Light have a position?

17           **MR. CHILDS:** I believe we agree with Staff.  
18 The only thing that -- and I think we had communicated  
19 that to Staff earlier -- but in looking at Staff's  
20 position, the only thing that I would comment on, at  
21 the risk of throwing a monkey wrench in, is in the  
22 next to the last line of the position it says "as soon  
23 as" in terms of the action we would take; and I think  
24 "as soon as" is sometimes a little bit subject to  
25 interpretation.

1           **COMMISSIONER DEASON:** Are you proposing that  
2 that terminology be deleted if Staff has no objection?

3           **MR. CHILDS:** I would be happier with "when"  
4 rather than "as soon as."

5           **COMMISSIONER DEASON:** Any objection from  
6 Staff?

7           **MS. JOHNSON:** No.

8           **COMMISSIONER DEASON:** Very well. Then I  
9 believe that Issue 12 can be shown as a stipulation.  
10 Anything further on Issue 12? (No response)

11           Issue 13, Staff has distributed a position.  
12 I don't think there's any need to read that. I  
13 believe with that change, that Issue 13 may be  
14 stipulated; is that correct?

15           **MS. JOHNSON:** That's correct.

16           **MR. STONE:** That's correct. We agree with  
17 Staff.

18           **COMMISSIONER DEASON:** Very well. Show that  
19 Issue 13 is a stipulation.

20           Likewise, Staff has distributed a position  
21 for Issue 14, and I believe with that position, that  
22 Issue 14 may also be stipulated; is that correct?

23           **MR. STONE:** That is correct from Gulf's  
24 perspective.

25           **COMMISSIONER DEASON:** Very well. Staff has



1 also distributed a position on Issue 15. Has Gulf  
2 reviewed that position?

3 MR. STONE: We have, and as we understand  
4 it, other than -- there's been one slight change to  
5 the typed version. With that change to the typed  
6 version, we are in agreement with Staff.

7 COMMISSIONER DEASON: That's changing "yes"  
8 to "no"?

9 MR. STONE: That's correct.

10 COMMISSIONER DEASON: But the description of  
11 that position would stay the same?

12 MR. STONE: Yes.

13 COMMISSIONER DEASON: And with that,  
14 Issue 15, then, can be stipulated.

15 Issue 16, Staff likewise has distributed a  
16 position for Issue 16, and I believe with that, 16 may  
17 also be stipulated; is that correct?

18 MS. KAUFMAN: Commissioner Deason, FIPUG  
19 would not stipulate to Issue 16. Our position on that  
20 issue would be "No, these are normal operating  
21 expenses."

22 COMMISSIONER DEASON: Very well. There is  
23 not a stipulation on 16, and Staff will incorporate  
24 FIPUG's position so indicating.

25 Anything further on Issue 16?

1           **MS. JOHNSON:** I would just ask OPC whether  
2 or not they're taking "no position" or "no position at  
3 this time."

4           **MR. MCLEAN:** "No position."

5           **COMMISSIONER DEASON:** Very well.

6           **MR. STONE:** Commissioner Deason, with regard  
7 to Issue 16, there has been discovery on this issue.  
8 It was initiated after all testimony had been filed.  
9 FIPUG has not filed any testimony, so we did not have  
10 a chance to file any rebuttal that would actually  
11 directly have testimony on this issue.

12           We do have a witness that's prepared to  
13 testify from the stand in support of our position on  
14 this issue, which we also understand to be in support  
15 of Staff's position. What I'm pointing out is, the  
16 prefiled testimony does not direct it -- does not  
17 directly support this testimony. It supports it in a  
18 general sense.

19           **COMMISSIONER DEASON:** Well, these are  
20 expenses that you're asking recovery of; is that  
21 correct?

22           **MR. STONE:** Certainly; and what I'm saying  
23 is that they were in our filing, and to that extent  
24 the testimony does support it, but in terms of having  
25 specific testimony on this specific aspect of the

1 issue, it came up after the filing, and so there are  
2 no words already written.

3           **COMMISSIONER DEASON:** I understand; and  
4 FIPUG has no prefiled testimony either. So to the  
5 extent they want to prevail on this issue, they have  
6 to take issue with it during cross-examination, at  
7 which time your witness will be able to answer those  
8 questions and you will be able to conduct redirect.

9           **MR. STONE:** Certainly.

10           **COMMISSIONER DEASON:** So I think the record  
11 will be full.

12           **MR. STONE:** Certainly.

13           **COMMISSIONER DEASON:** Anything further on  
14 Issue 16?

15           **MS. JOHNSON:** I'll note, Commissioner  
16 Deason, that Gulf has no position at this time.  
17 Should that be changed, Mr. Stone?

18           **MR. STONE:** On 16?

19           **MS. JOHNSON:** On 16.

20           **MR. STONE:** We would agree with Staff.

21           **MS. JOHNSON:** On Issue 16 -- very well.

22           **COMMISSIONER DEASON:** Very well. Issue 17,  
23 I believe both Tampa Electric, as well as Staff, has  
24 distributed positions for Issue 17. I think they are  
25 in agreement; is that correct?

1 MS. JOHNSON: That's correct.

2 COMMISSIONER DEASON: And Issue 17 can then  
3 be shown as a stipulation; is that correct? I believe  
4 so.

5 Any other issues in the 07 docket? (No  
6 response)

7 We'll proceed, then, to the exhibit list.  
8 Changes or corrections to the exhibit list? (No  
9 response) Hearing none, I assume that the exhibit  
10 list is correct.

11 MS. JOHNSON: Commissioner Deason, if I may,  
12 we'd like to revisit Issue 17. It's my understanding  
13 that the wording of that issue is slightly incorrect.  
14 It should read "for the period October, 1996 through  
15 March, 1997."

16 COMMISSIONER DEASON: We'll be changing  
17 "September" to "March"?

18 MS. JOHNSON: Yes.

19 COMMISSIONER DEASON: Is that your  
20 understanding, Mr. Willis?

21 MR. WILLIS: Yes. We address that in our  
22 position, but that is more correct to do it that way.

23 COMMISSIONER DEASON: Very well. Section  
24 VIII is Proposed stipulations. Any proposed  
25 stipulations? And we addressed several, and I assume

1 they will be incorporated into the prehearing order.

2           **MR. CHILDS:** Commissioner, I believe -- I  
3 may be wrong -- but I think there are two outstanding  
4 specific issues as to Florida Power & Light Company,  
5 and we have a number of what I call generic issues  
6 which are dependent upon those two specific ones.

7           My understanding is, is that there's all  
8 probability that we will stipulate, and I just would  
9 propose that we have to do the filing to back out some  
10 numbers, and that we will be asking that we stipulate  
11 to all of those issues.

12           **COMMISSIONER DEASON:** You're indicating that  
13 to the extent that Staff and the company can come to  
14 an agreement, and assuming Public Counsel and FIPUG  
15 have no objection, that you want those shown as  
16 stipulations in the prehearing order?

17           **MR. CHILDS:** Yes.

18           **COMMISSIONER DEASON:** Very well. Likewise,  
19 Public Counsel and FIPUG need to be put on notice as  
20 to whether there will be proposed stipulations and  
21 given an opportunity to take issue.

22           Section IX, Pending Motions, do you have any  
23 pending motions?

24           **MS. JOHNSON:** No, there are none.

25           **COMMISSIONER DEASON:** Are there any

1 witnesses that are scheduled to appear who will not  
2 have to appear in the 07, or they all will be required  
3 to appear?

4 **MR. STONE:** Commissioner Deason, as I  
5 understand, the only issue that's outstanding for Gulf  
6 is Issue 16, which has a carryover effect in some of  
7 the -- what I call the fallout issues.

8 **Ms. Cranmer,** therefore, would not need to  
9 testify. If there is a decision adverse to the  
10 Company in Staff's position on 16, there may need to  
11 be a recalculation of a number, but I don't know that  
12 that would mean that she would need to testify.

13 **COMMISSIONER DEASON:** Is there any  
14 objection, then, to excusing witness Cranmer? (No  
15 response)

16 **MR. CHILDS:** I believe that if we're  
17 successful, that both the FPL witnesses could be  
18 excused, too.

19 **COMMISSIONER DEASON:** Depending on how their  
20 discussions go, if there are stipulations, then there  
21 would be no need for the witnesses to appear.

22 **Okay.** Anything further in the 07 docket?  
23 (No response)

24 **Hearing none,** thank you all. This  
25 prehearing conference is adjourned.

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(Thereupon, the hearing concluded at 10:45

a.m.)

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1 STATE OF FLORIDA)  
: CERTIFICATE OF REPORTER  
2 COUNTY OF LEON )

3 I, H. RUTHE POTAMI, CSR, RPR Official  
4 Commission Reporter,

5 DO HEREBY CERTIFY that the Prehearing  
6 Conference in Docket No. 960007 was heard by the  
7 Florida Public Service Commission at the time and  
8 place herein stated; it is further

9 CERTIFIED that I stenographically reported  
10 the said Proceedings; that the same has been  
11 transcribed under my direct supervision; and that this  
12 transcript, consisting of 24 pages, constitutes a true  
13 transcription of my notes of said proceedings.

14 DATED this 21st day of August, 1996.

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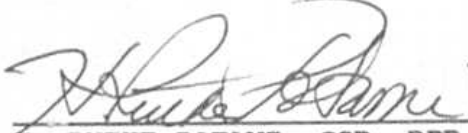
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Official Commission Reporter  
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