#### State of Florida



# Hublic Service Commission -M-E-M-O-R-A-N-D-U-M-

FPSC, CLK - CORRESPONDENCE
Administrative Parties Consumer

DOCUMENT NO. 16369 -01

DISTRIBUTION:

**DATE:** November 13, 2000

**TO:** Mary Bane, Deputy Executive Director

FROM: Joseph Jenkins, Director, Division of Safety and Electric Reliability

**RE:** Docket No. 000442-EI - Staff Access to Confidential Materials

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In addition to the staff members assigned on the CASR, the following staff members need access to the confidential materials filed in Docket No. 000442-EI, Petition for determination of need for the Osprey Energy Center by Calpine Construction Finance Company. Access to these materials will assist in proper management review of the discovery process in this docket.

Tom Ballinger Roland Floyd Joe Jenkins Bob Trapp

JH:kb

cc:

Tom Ballinger Roland Floyd Joe Jenkins Bob Trapp

Marguerite Lockard





#### State of Florida



DATE: October 25, 2000

# Public Service Commission

-M-E-M-O-R-A-N-D-U-M

Administrative Parties Consume

DOCUMENT NO. I

DOCUMENT NO. 16369-0

TO: Division of Legal Services (Elias, Isaac)

FROM: Division of Safety and Electric Reliability (Harlow)

**RE:** Calpine Construction Finance Company's Request for Confidentiality (DN 13157-00)

Calpine Construction Finance Company (Calpine), with the agreement of Seminole Electric Cooperative (Seminole), has filed a Request for Specified Confidential Treatment of part of document No. 13157-00. This document is a Memorandum of Understanding between Calpine and Seminole (MOU). The MOU was filed in Docket No. 000442-EI, Calpine's Petition for determination of need for the Osprey Energy Center. Calpine asserts that part of DN 13157-00 contains proprietary information which, if disclosed, would impair Calpine's and Seminole's competitive interests and ability to negotiate similar terms in future contract negotiations.

Attached is a copy of the redacted pages from DN 13157-00. Also attached is a table containing Calpine's reason for requesting confidentiality for these pages, along with staff's recommendation for each request. Staff concurs, in part, with Calpine's request. Staff recommends that the following text from DN 13157-00 be granted confidential status and remain confidential for a period of eighteen months from the date of the request in accord with Section 366.093(4), Florida Statutes.

- Page 3, lines 5 7
- Page 3, lines 12 13
- Page 3, lines 25 27
- Page 4, lines 16 19
- Page 4, the numbers on lines 23 and 26
- Pages 5 8; line 15 on page 5, through line 19 on page 8
- Pages 11 12; line 18 on page 11, through line 18 on page 12

Staff recommends that the remainder of Calpine's request be denied. Specific reasons for denying Calpine's request are included in the attached table. However, in general, staff believes that this information is not specific enough in nature to impair the Parties''s competitive interests. Also, as can be seen from the Table, Calpine provided no specific reasons why each section of text should be considered confidential.

#### Attachments

cc: Tom Ballinger, Division of Safety and Electric Reliability Blanca S. Bayo, Division of Records and Reporting

Page	Line(s)	Calpine's Reason for Seeking Confidential Treatment	Staff Recommendation
2	4	The redacted information represents a negotiated term of the Parties' agreement to proceed toward the definitive PPA, which term was the subject of sensitive negotiations and the disclosure of which would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contract negotiations.	Deny Calpine's request.  Calpine's reason for requesting confidentiality on the date by which negotiations must be completed is not specific enough to show how disclosure would cause harm to Calpine.
2	16-18	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to power delivery and pricing under the PPA and which was the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request.  Similar information regarding the point of interconnection was provided in Calpine's exhibits to the petition for need determination. This information is publicly available.  Calpine's reason for requesting confidentiality on this item is not specific enough to show how disclosure would cause harm to Calpine.
2	21-25	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to delivery of power under the PPA and which was the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request.  This item is the definition of "commercial operation date" which will be used in the purchased power agreement. The definition is general in nature; Calpine's reason for requesting confidentiality on this definition is not specific enough to show how disclosure would cause harm to Calpine.
2	26-36	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to delivery of power under the PPA and which was the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request. This item is the definition of "commercial operation tests" which will be used in the purchased power agreement. The definition is general in nature; Calpine's reason for requesting confidentiality on this definition is not specific enough to show how disclosure would cause harm to Calpine.

Page	Line(s)	Calpine's Reason for Seeking Confidential Treatment	Staff Recommendation
3	5-7	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain performance obligations under the PPA and which was the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Approve Calpine's request.  This text may reveal information concerning pricing and is specific enough in nature to warrant confidentiality.
3	8-27	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain performance rights and obligations under the PPA and which was the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Partially deny Calpine's request.  This item is not specific enough in nature to impact competitive interests. Calpine's reason for requesting confidentiality on the entire text is not specific enough to show how disclosure would cause harm to Calpine.  However, staff agrees that lines 12-13 and lines 25-27 may impact competitive interests and should not be disclosed.
3-4	28, p.3 through 19, p.4	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain performance rights and obligations under the PPA and which was the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Partially deny Calpine's request.  This item is not specific enough in nature to impact competitive interests. Calpine's reason for requesting confidentiality on the entire text is not specific enough to show how disclosure would cause harm to Calpine.  However, staff agrees that lines 16-19 on page 4 may impact competitive interests and should not be disclosed.

Page	Line(s)	Calpine's Reason for Seeking Confidential Treatment	Staff Recommendation
4	23-24	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which was the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Partially deny Calpine's request. Calpine's reason for requesting confidentiality on this item is not specific enough to show how disclosure would cause harm to Calpine. However, staff agrees that the number on line 23 may impact competitive interests and should not be disclosed.
4	26-33	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which was the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Partially deny Calpine's request. Calpine's reason for requesting confidentiality on this item is not specific enough to show how disclosure would cause harm to Calpine. Most of the text is general in nature. However, staff agrees that the number on line 26 may impact competitive interests and should not be disclosed.
4-5	40, p.4 through 13, p.13	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request. Calpine's reason for requesting confidentiality on this text regarding exclusivity of the purchased power agreement is not specific enough to show how disclosure would cause harm to Calpine.
5-8	15, p. 5 through 19, p. 8	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to pricing under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Approve Calpine's request.  Staff agrees that the specific pricing data contained in this section is competitively sensitive in nature, that is, disclosure could impair future negotiations.

Page	Line(s)	Calpine's Reason for Seeking Confidential Treatment	Staff Recommendation
8-10	21, p.8 through 25, p. 10	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request. Calpine's reason for requesting confidentiality on this text regarding scheduling is not specific enough to show how disclosure would cause harm to Calpine.
10	29-31	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request. Calpine's reason for requesting confidentiality on this item is not specific enough to show how disclosure would cause harm to Calpine.
10-11	33, p. 10 through 11, p. 11	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request.  The text regarding scheduled outages is too generic in nature to impact the Parties' competitive interests.  Calpine's reason for requesting confidentiality on this text regarding scheduled outages is not specific enough to show how disclosure would cause harm to Calpine.
11	12-15	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request.  The text regarding unscheduled outages is too generic in nature to impact the Parties' competitive interests.  Calpine's reason for requesting confidentiality on this text regarding unscheduled outages is not specific enough to show how disclosure would cause harm to Calpine.

Page	Line(s)	Calpine's Reason for Seeking Confidential Treatment	Staff Recommendation
11-12	18, p. 11 through 18, p. 12	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Approve Calpine's request.
12	20-30	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request. Calpine's reason for requesting confidentiality on this text regarding the failure of the buyer to receive energy is not specific enough to show how disclosure would cause harm to Calpine.
12-13	31, p. 12 through 12, p.	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request. Calpine's reason for requesting confidentiality on this item is not specific enough to show how disclosure would cause harm to Calpine.
13	13-33	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request. Calpine's reason for requesting confidentiality on this item is not specific enough to show how disclosure would cause harm to Calpine.

Page	Line(s)	Calpine's Reason for Seeking Confidential Treatment	Staff Recommendation
13-15	34, p. 13 through 10, p. 15	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request.  Calpine's reason for requesting confidentiality on this item is not specific enough to show how disclosure would cause harm to Calpine.
15	14-17	Calpine redacted this information, but did not provide a reason for seeking confidential treatment.	Deny Calpine's request.  This information is general in nature. Also, Calpine did not provide a reason for seeking confidential treatment.
15-16	14, p. 15 through 38, p. 16	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations relating to dispute resolution under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request.  This text related to dispute resolution is too generic in nature to impact the Parties' competitive interests.  Calpine's reason for requesting confidentiality on this text is not specific enough to show how disclosure would cause harm to Calpine.
17-18	7, p. 17 through 22, p. 18	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations relating to Force Majeure provisions to be incorporated in the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request.  Force Majeure requirements such as these are common practice in purchased power agreements. In addition, Calpine's reason for requesting confidentiality on this item is not specific enough to show how disclosure would cause harm to Calpine.

Page	Line(s)	Calpine's Reason for Seeking Confidential Treatment	Staff Recommendation
18	24-31	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations relating to dispute resolution under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request.  This item describes the applicable law governing the purchased power agreement and the dispute resolution process. This information is commonly provided in purchased power agreements and is not specific enough to impair competitive interests. Calpine's reason for requesting confidentiality on the applicable law section is not specific enough to show how disclosure would cause harm to Calpine.
18	32-34	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request. Calpine's reason for requesting confidentiality on this item is not specific enough to show how disclosure would cause harm to Calpine.
18-19	35, p. 18 through 7, p. 19	This information was inadvertently redacted. Calpine provided a memo on October 18, which retracts the request for confidentiality on this section.	Calpine has retracted its request for confidentiality on this section. (Letter from Calpine, dated October 18, 2000. Letter is attached and revised redacted pages 18 and 19 of the MOU are used in redacted MOU attachment.)
19	9-13	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request.  This text regarding ancillary services is too general in nature to warrant confidentiality. Calpine's reason for requesting confidentiality on this text is not specific enough to show how disclosure would cause harm to Calpine.

Page	Line(s)	Calpine's Reason for Seeking Confidential Treatment	Staff Recommendation
21-23	2, p.21 through 22, p.23	The redacted information represents a negotiated, competitively sensitive term of the Parties' agreement relating to certain rights and obligations under the PPA and which were the subject of sensitive negotiations. The disclosure of this information would impair both Parties' competitive interests by informing their actual and potential competitors, vendors, and customers of their agreement on this subject. This, in turn, would impair both Parties' ability to negotiate similar terms in future contact negotiations.	Deny Calpine's request. Calpine's reason for requesting confidentiality on this item is not specific enough to show how disclosure would cause harm to Calpine.

x

## EXHIBIT B

REDACTED CALPINE-SEMINOLE MOU

# MEMORANDUM OF UNDERSTANDING REGARDING THE PURCHASE AND SALE OF ELECTRIC CAPACITY AND ENERGY BETWEEN CALPINE ENERGY SERVICES, L.P. AND SEMINOLE ELECTRIC COOPERATIVE, INC.

#### INTRODUCTION

This memorandum of understanding ("MOU") provides the framework within which Seminole Electric Cooperative, Inc. ("Buyer"), and Calpine Energy Services, L.P. ("Seller") collectively referred to herein as "the Parties," have agreed to negotiate toward a definitive agreement for the purchase and sale of electric capacity and energy.

#### RECITALS

WHEREAS, Buyer is an cooperative corporation organized and existing pursuant to the laws of the State of Florida; and

WHEREAS, Buyer provides wholesale electric capacity and energy to its distribution cooperative members' electric utility systems, which in turn provide that electric capacity and energy to their retail member/consumers within Florida; and

WHEREAS, Seller is a Delaware limited partnership engaged in the business of marketing wholesale electric capacity and energy in the United States; and

WHEREAS, Calpine Construction Finance Company, L.P. ("CCFC"), an affiliate of Seller, is presently developing the Osprey Energy Center, a natural gas fired, combined cycle power plant in Auburndale, Polk County (the "Plant") which through a contractual arrangement Seller provides fuel to and receives all of the electric capacity and energy from the Plant for sale at wholesale in Florida; and

WHEREAS, Buyer needs additional firm generating capacity and energy resources to meet the needs of its distribution cooperative members' electric utility systems; and

WHEREAS, the intent of Buyer and Seller is to establish a definitive agreement (or agreements) ("Power Purchase Agreement" or "PPA") pursuant to which the full output of the Plant will be committed, as provided herein, to Buyer for the benefit of Buyer, Buyer's member systems, and the retail member-customers of Buyer's member systems, and

WHEREAS, Buyer and Seller have entered into discussions regarding the sale and purchase of firm electric capacity and energy from the Plant, which discussions have led the Parties to agree to certain fundamental commercial principles and to pursue negotiations toward a PPA that would incorporate such principles for the purchase by Buyer and the sale by Seller, on a firm basis, Plant electric capacity and energy;

NOW, THEREFORE, in view of the foregoing premises and in consideration of the mutual benefits to be gained by Buyer and Seller, the Parties have executed this MOU evidencing those agreed upon fundamental commercial principles and their intent to negotiate in good faith, a PPA which incorporates such fundamental commercial principles for the purchase by Buyer and the sale by Seller of firm electric capacity and energy from the Plant in substantial accordance with the prices, terms, and conditions set forth herein.

#### FUNDAMENTAL AGREED UPON PRINCIPLES

#### Section 1. Duration

The PPA shall become effective upon signing by both Parties. Unless terminated early pursuant to the terms thereof, the PPA shall continue in effect through May 22, 2020 (the "Term").

#### Section 2. Scope

#### Subsection 2.1 Firm Capacity

Beginning with the later of the Commercial Operation Date of the Plant, as defined below, and June 1, 2004 ("Commencement Date"), for the remainder of the Term, Seller shall provide and Buyer shall purchase 350 MW of firm electric capacity from the Plant

adjusted for seasonal variability per the monthly firm capacity schedule attached hereto as Attachment 1. Such amounts identified above shall be defined as "Firm Capacity."

"Commercial Operation Date"

"Commercial Operation Tests" means:

Subsection 2.2 Energy.

For the period between the Commencement Date and the end of the Term, Seller shall be obligated to sell and deliver at the Delivery Point, and Buyer shall be obligated to purchase and receive, an amount of electric energy for each hour scheduled by Buyer up to the number of MWh that corresponds to the MW of Firm Capacity specified in Subsection 2.1.

("Energy").

Subsection 2.3

Subsection 2.4

#### Subsection 2.5 Reserved Firm Capacity.

In addition to the Firm Capacity specified in Subsection 2.1 above, for the period between the Commercial Operation Date and the end of the Term, Seller shall provide Buyer, on a reserved firm capacity option basis, the right to call upon, .

, up to the difference between (i) Buyer's then committed Firm Capacity amount and (ii) the then-full MW capability of the Plant (said difference hereinafter being defined as "Reserved Firm Capacity");

If Buyer calls upon all or a portion of the Reserved Firm Capacity as provided for above, such called upon portion of Reserved Firm Capacity shall be considered Firm Capacity.

#### Subsection 2.6 Exclusivity.

For the period between the Commencement Date and the end of the Term, the Plant shall be dedicated to providing Firm Capacity and scheduled Energy as described herein to Buyer, except during those periods when Seller is performing testing and operational maintenance as provided herein.

Section 3. Price

Section 4. Scheduling

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#### Section 5. Outages

#### Subsection 5.1 Outages

An "Outage" of the Plant shall mean the unavailability of the Plant, either in whole or in part, caused by either a Scheduled Outage or an Unscheduled Outage.

Subsection 5.2 Scheduled Outages

Subsection 5.3 <u>Unscheduled Outages</u>

Section 6. Failure to Provide or Receive Energy

Subsection 6.1 Failure of Seller to Provide Energy.



Subsection 6.2 Failure of Buyer to Receive Energy.

Subsection 6.3

Section 7.

Section 8.

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#### Section 9. Dispute Resolution

The dispute resolution procedures set forth in this Section 9 shall govern the resolution of any dispute, controversy or claim arising out of, under, or relating to the PPA (a "Dispute") unless mutually agreed to by the Parties.

Section 10. Confidentiality of Shared Information

The existing confidentiality agreement between Buyer and Seller shall remain in full force and effect while the Parties negotiate the PPA consistent with this agreement.

Section 11. Buyer's Support for Need Determination of the Plant

Buyer shall provide such support for the petition for determination of need for Buyer's Plant as the Parties mutually agree is necessary to facilitate and expedite the permitting and construction of the Plant. If and when the PPA is executed by the Parties, Buyer's support shall include, if deemed necessary and appropriate, becoming a co-applicant for the requisite determination of need for the Plant.

Section 12. Force Majeure

Section 13 Applicable Law

Section 14

Section 15 Reopener

The Parties will engage in good faith negotiations concerning the terms and conditions under which the PPA will continue beyond May 31, 2009 ("Continuation"). If the Continuation is not executed by July 31, 2005, either Party will be free to terminate the agreement for its convenience upon sixty (60) days notice. Such termination will be based upon the terminating

Party's sole judgment. If either Party terminates the PPA for its convenience pursuant to this Section, then (i) the early termination date shall be the date specified by the terminating Party in its written notice to the other Party, (ii) no termination charges shall apply, (iii) and any further rights and obligations between the Parties with respect to the PPA other than those that expressly survive shall terminate. The Parties agree that, unless otherwise agreed to by the Parties, Continuations to the PPA term shall be in sixty (60) month increments and that similar reopener provisions to that contained herein shall be part of any such PPA Continuation.

Section 16 Ancillary Services

#### **EXECUTION**

By the signatures of their authorized representatives below, Buyer and Seller commit to negotiate in good faith a PPA, which, subject to approval of their respective board of directors and the Rural Utilities Service, incorporates the agreed upon fundamental commercial principles and mutually agreed upon general terms and conditions which are consistent with other power purchase agreements. This MOU may be executed in any number of counterparts, such counterparts may be transmitted by either Party to the other Party by facsimile transmission, and each executed counterpart or facsimile transmission thereof shall have the same force and effect as an original instrument.

CALPINE ENERGY SERVICES L.P. a Delaware limited partnership

# ATTACHMENT 1 MONTHLY FIRM CAPACITY SCHEDULE

Month	Capacity
January	360
February	360
March	354
April	350
May	346
June	341
July	340
August	340
September	342
October	347
November	355
December	360

#### ATTACHMENT 2

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#### LANDERS & PARSONS, F.A. ATTORNEYS AT LAW

DAVID S DEE DIANE K. KIESLING JOSEPH W. LANDERS. JR. JOHN T LAVIA. III FRED A. McCORMACK PHILIP S. PARSONS LESLIE J PAUGH ROBERT SCHEFFEL WRIGHT

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October 18, 2000

#### <u>VIA HAND DELIVERY</u>

Ms. Blanca S. Bayo, Director Division of Records and Reporting Florida Public Service Commission 4075 Esplanade Way, Room 110 Tallahassee, FL 32399-0850

In re: Substitution of Pages in Calpine-Seminole MOU

Docket No. 000442-EI

Dear Ms. Bayo:

SEC

SER

On October 17, 2000, we filed in PSC Docket No. 000442-EI on behalf of our client, Calvine Construction Finance Company, L.P. ("Calpine"), a request for specified confidential treatment of a Memorandum of Understanding between Calpine and Seminole Electric Cooperative, Inc. (the Calpine-Seminole MOU, 15 redacted copies of the Calpine-Seminole MOU, and one unredacted, confidential copy of the Calpine-Seminole MOU.

In the redacted copies of the Calpine-Seminole MOU we inadvertently redacted Section 15, on pages 18 and 19. To correct this oversight, we are enclosing 15 copies of revised pages 18 and 19 which include Section 15 in its entirety. Please substitute the attached pages 18 and 19 for the original pages 18 and 19 in the redacted copies of the Calpine-Seminole MOU. We will provide substitute pages 18 and 19 to all parties to this proceeding.

If you or your staff have any questions, please feel free to call. Thank you for your caf \_\_assistance. CMP COM CTR ECR LEG 020 John T. LaVia, III PAI EnclosuresCEIVED & FILED RGO

DOCUMENT NUMBER - DATE

13276 OCT 188

FPSC-RECORDS - REPORTING

#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail, on this 18th day of October, 2000, to the following:

Robert V. Elias, Esq.
Rachel N. Isaac, Esq.
Division of Legal Services
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torney

Section 13 Applicable Law

Section 14

## Section 15 Reopener

The Parties will engage in good faith negotiations concerning the terms and conditions under which the PPA will continue beyond May 31, 2009 ("Continuation"). If the Continuation is not executed by July 31, 2005, either Party will be free to terminate the agreement for its convenience upon sixty (60) days notice. Such termination will be based upon the terminating

Party's sole judgment. If either Party terminates the PPA for its convenience pursuant to this Section, then (i) the early termination date shall be the date specified by the terminating Party in its written notice to the other Party, (ii) no termination charges shall apply, (iii) and any further rights and obligations between the Parties with respect to the PPA other than those that expressly survive shall terminate. The Parties agree that, unless otherwise agreed to by the Parties, Continuations to the PPA term shall be in sixty (60) month increments and that similar reopener provisions to that contained herein shall be part of any such PPA Continuation.

Section 16 Ancillary Services

#### EXECUTION

By the signatures of their authorized representatives below, Buyer and Seller commit to negotiate in good faith a PPA, which, subject to approval of their respective board of directors and the Rural Utilities Service, incorporates the agreed upon fundamental commercial principles and mutually agreed upon general terms and conditions which are consistent with other power purchase agreements. This MOU may be executed in any number of counterparts, such counterparts may be transmitted by either Party to the other Party by facsimile transmission, and each executed counterpart or facsimile transmission thereof shall have the same force and effect as an original instrument.

By: Rame: Bob Alff
Title: Senior Vice President

SEMINOLE ELECTRIC COOPERATIVE, INC. a Florida corporation

By: Htt Lula
Name: R.J. LI, DULLA

CALPINE ENERGY SERVICES L.P.

a Delaware limited partnership

## STATE OF FLORIDA

Commissioners:
E. Leon Jacobs, Jr., Chairman
J. Terry Deason
Lila A. Jaber
BRAULIO L. BAEZ
MICHAEL A. PALECKI



Division of Records & Reporting Blanca S. Bayó Director (850) 413-6770

# Public Service Commission

February 13, 2001

John T. LaVia, III, Esquire Landers & Parsons, P.A. 310 West College Avenue Post Office Box 271 Tallahassee, Florida 32302

Re: Return of Confidential Document to the Source, Docket No. 000442-EI

Dear Mr. LaVia:

Commission staff have advised that confidential Document No. 13157-00 filed on behalf of Calpine Construction Finance Company, L.P. and Calpine Energy Services, L.P., can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

Kay Flynn, Chief Bureau of Records

Enclosure

cc: Judy Harlow, Division of Safety and Electric Reliability Bob Elias, Division of Legal Services Rachael Isaac, Division of Legal Services Tom Ballinger, Division of Safety and Electric Reliability

SIGNED FOR BY

D. Aller

DATE 2-13-01

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850
An Affirmative Action/Equal Opportunity Employer

PSC Website: http://www.floridapsc.com

Internet E-mail: contact@psc.state.fl.us

## — Case Assignment and Scheduling Record ——

Section 1	- 01415	ion o	f Recor	rds and R	Report	ing (RA	R) Comp	letes									
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#### Printed on 04/17/2000 at 16:22

Page 1 of 1

To: X Commissioner Deason X Commissioner Clark X Commissioner Jacobs X Commissioner Jaber X Executive Director X Public Information Officer	<ul> <li>X Deputy Executive Director/Technical</li> <li>X Appeals Director</li> <li>X Legal Director</li> <li>X Auditing &amp; Financial Analysis Director</li> <li>Telecommunications Director</li> <li>X Consumer Affairs Director</li> </ul>	Electric & Gas Director Records & Reporting Director Y PAI Director Water & Wastewater Director Court Reporter X Staff Contact - Bob Elias
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From: Office of Chairman Joe Garcia

Docket Number: 000442-EI

Petition for determination of need for the Osprey Energy Center by Calpine Construction Finance Company, L.P.

#### 1. Schedule Information

**Docket Title:** 

Event	Former Date	New Date	Location	Time
Prehearing Conference		08/02/2000	Tallahassee, Room 152	1:30 PM - 5:00 PM
Hearing		08/14/2000	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing		08/15/2000	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing		08/16/2000	Tallahassee, Room 148	9:30 AM - 5:00 PM
		7		

## 2. Hearing/Prehearing Assignment Information

# Hearing Officers

	Cor	nmis	Hearing Exam.	Staff			
ALL	GR	DS	CL	JC	JВ		

Former Assignments

## **Current Assignments**

	Cor	Hearing Exam.	Staff				
ALL	GR	DS	CL	JC	JВ		
X							

# Prehearing Officer

	Commissioners										
GR	DS	CL	JC	ЈВ	ADM						

	Commissioners												
GR	DS	CL	JC	JВ	ADM								
	X												

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

PSC/JBE 8 (06/1999)

CCS Form Number: 000442-EI-00001

## -Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

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## Last Revised 05/16/2000 at 15:22

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Page 1 of 1

X Commissioner Clark X Commissioner Jacobs X Commissioner Jaber X Executive Director	<ul> <li>X Deputy Executive Director/Technical</li> <li>X Appeals Director</li> <li>X Legal Director</li> <li>X Auditing &amp; Financial Analysis Director</li> <li>Telecommunications Director</li> </ul>	X Electric & Gas Director X Records & Reporting Director X PAI Director Water & Wastewater Director X Court Reporter
	X Consumer Affairs Director	X Staff Contact - Bob Elias

From: Office of Chairman Joe Garcia

Docket Number: 000442-EI

**Docket Title:** Petition for determination of need for the Osprey Energy Center by Calpine Construction Finance Company, L.P.

#### 1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference	08/02/2000	Cancelled	Tallahassee, Room 152	1:30 PM - 5:00 PM
Hearing	08/14/2000	Cancelled	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing	08/15/2000	Cancelled	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing	08/16/2000	Cancelled	Tallahassee, Room 148	9:30 AM - 5:00 PM

## 2. Hearing/Prehearing Assignment Information

#### Former Assignments

H	earing	
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	Con	nmis	Hearing Exam.	Staff			
ALL	GR	DS	CL	JC	JB		

## **Current Assignments**

	Cor	Hearing Exam.	Staff				
ALL	GR	DS	Љ				
X							

Prehearing Officer

Commissioners								
GR	DS	CL	JC	ЈВ	ADM			

Commissioners								
GR	DS	CL	JC	JВ	ADM			
				X				

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

PH/Hearing cancelled.

PSC/JBE 8 (06/1999) CCS Form Number: 000442-EI-00001-002

## Last Revised 06/19/2000 at 14:21 Printed on 06/19/2000 at 15:44

Page 1 of 1

To:	X	Commissioner Deason	X	Deputy Executive Director/Tech	X	Safety & Electric Reliability Director
	X	Commissioner Clark	X			Records & Reporting Director
	X					PAI Director
	X	Commissioner Jaber	Ш			Regulatory Oversight Director
						Court Reporter
	X	Public Information Officer	$\mathbf{X}$	Consumer Affairs Director	X	Staff Contact - Bob Elias

From: Office of Chairman Joe Garcia

Docket Number: 000442-EI

**Docket Title:** 

Petition for determination of need for the Osprey Energy Center by Calpine Construction Finance Company, L.P.

#### 1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference		10/03/2000	Tallahassee, Room 148	9:30 AM - 12:00 PM
Hearing		10/18/2000	Tallahassee, Room 148	10:00 AM - 5:00 PM
Hearing		10/19/2000	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing		10/20/2000	Tallahassee, Room 148	9:30 AM - 5:00 PM

## 2. Hearing/Prehearing Assignment Information

## Former Assignments

## Hearing **Officers**

						Hearing Exam.	Staff
ALL.	GR	DS					

#### **Current Assignments**

	Cor	Hearing Exam.	Staff				
ALL	GR	DS	CL	JC	JВ		
X							

**Prehearing** Officer

Commissioners									
GR	DS ·	CL	JC	ЈВ	ADM				

Commissioners									
GR	DS	CL	JC	JВ	ADM				
				X					

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

PH/Hearing cancelled.

CCS Form Number: 000442-EI-00002-001 PSC/JBE 8 (06/1999)

## Last Revised 07/18/2000 at 15:32

Page 1 of 1

Printed on 07/18/2000 at 16:26

Commissioner Clark X Commissioner Jacobs X Commissioner Jacobs X Commissioner Jaber X Commissioner Jaber X Commissioner Jaber X New Commissioner X Executive Director X Public Information Officer X Consumer Affairs Director X Commissioner X Safety & Electric Reliability Director X Records & Reporting Director X PAI Director X Regulatory Oversight Director X Court Reporter X Staff Contact - Bob Elias							
From: Office of Chairman Terry l	Deason						
Docket Number: 000442-EI							
Docket Title: Petition for determ  1. Schedule Information	ination of need for	the Osprey Energy	Center by Calpine Construction Fina	ance Company, L.P.			
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## 2. Hearing/Prehearing Assignment Information

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Former	Assignmen	tq

**Hearing Officers** 

						Hearing Exam.	Staff
ALL	DS	CL	JC	JВ	NC		
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## **Current Assignments**

					Hearing Exam.	Staff	
ALL	DS	CL	JC	JВ	NC		
			X	X	X		

**Prehearing Officer** 

Commissioners					
DS	CL	JC	JВ	NC	ADM
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Commissioners						
DS	CL	JC	ЈВ	NC	ADM	
			X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: Hearing Assignment Changed from FULL to PANEL (JC, JB, NC). PH-9/25; H-10/18-20.

PSC/JBE 8 (06/1999) CCS Form Number: 000442-EI-00002-003

#### Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes Date Docketed: 04/14/2000 Title: Petition for determination of need for the Osprey Energy Docket No. <u>000442-EI</u> Center by Calpine Construction Finance Company, L.P. Company: Calpine Construction Finance Company, L.P. Official Filing Date: Last Day to Suspend: Expiration: ADM AFA APP CAF CMP CMU EAG ECR GCL LEG PAI RAR RGO (SER) WAW Referred to: ("()" indicates OPR) Time Schedule Section 2 - OPR Completes and returns to RAR in 10 workdays. WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770 Program/Module B2(a) Staff Assignments Current CASR revision level Due Dates OPR Staff J Harlow Previous Current 1 08/03/2000 Staff Recommendation 08/15/2000 08/16/2000 NONE Agenda Revised CASR Due NONE 3. Standard Order NONE 09/11/2000 1 Staff Counsel B Elias, R Isaac 5. 6. OCRs ( ) 10. 11. 12. 13. 14. 15 16. 17. 18. 19 20. 21. 23. 24. 25. 26. 27. 28. 29. 30. Recommended assignments for hearing 31 32. and/or deciding this case: 33. Full Commission Commission Panel 34. Hearing Examiner 35. Staff 36. 37 Date filed with RAR: 07/27/2000 38 Initials: OPR 39 Staff Counsel 40 <u>Section 3 - Chairman Completes</u> Assignments are as follows: - Hearing Officer(s) - Prehearing Officer Commissioners Hrg. Staff Commissioners **ADM** Exam. DS JC XX JB NC ХХ ALL DS JC JB NC χ Χ X X Where panels are assigned the senior Commissioner is Panel Chairman; 20/5m the identical panel decides the case. Approved: Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case. Date: 07/27/2000

PSC/RAR-15 (Rev. 2/00)

\* COMPLETED EVENTS

## Last Revised 08/28/2000 at 14:20 Printed on 08/28/2000 at 17:10

Page 1 of 1

Electric Reliability Director
& Reporting Director
ctor
y Oversight Director
porter
tact - Bob Elias
2

From: Office of Chairman Terry Deason

Docket Number: 000442-EI

Docket Title:

Petition for determination of need for the Osprey Energy Center by Calpine Construction Finance Company, L.P.

#### 1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference	09/25/2000	11/03/2000	Tallahassee, Room 152	1:00 PM - 5:00 PM
Hearing	10/18/2000	11/29/2000	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing	10/19/2000	11/30/2000	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing	10/20/2000	12/01/2000	Tallahassee, Room 148	9:30 AM - 5:00 PM

#### 2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing **Officers** 

	Exam.				
ALL DS JC	JB	NC	SC		

**Current Assignments** 

AND THE CONTROL OF THE PARTY OF					Hearing Exam.	Staff	
ALL	DS	JC	JВ	NC	SC		
		X	X	X			

**Prehearing Officer** 

Commissioners						
DS	JC	JВ	NC	SC	ADM	

Commissioners					
DS	JC	JВ	NC	SC	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

PH/H dates and times changed.

PSC/JBE 8 (06/1999)

CCS Form Number: 000442-EI-00002

## Last Revised 08/28/2000 at 14:20

## Printed on 08/31/2000 at 13:45

X Deputy Executive Director/Tech

Page 1 of 1

X Safety & Electric Reliability Director

1:00 PM - 5:00 PM

Hearing	10/18/2000	11/29/2000	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing	10/19/2000	11/30/2000	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing	10/20/2000	12/01/2000	Tallahassee, Room 148	9:30 AM - 5:00 PM

11/03/2000

#### 2. Hearing/Prehearing Assignment Information

X Commissioner Jacobs

#### Former Assignments

09/25/2000

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Prehearing Conference

	Cor	nmis	Hearing Exam.	Staff			
ALL	DS	JC	JB	NC	SC		

## Current Assignments

	Cor	nmis	sion	ers		Hearing Exam.	Staff
ALL	DS	JC	JВ	NC	SC		
		X	X	X			

Prehearing Officer

Commissioners												
DS	JC	ЈВ	NC	SC	ADM							

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Tallahassee, Room 152

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

PH/H dates and times changed.

PSC/JBE 8 (06/1999)

CCS Form Number: 000442-EI-00002-004

## Case Assignment and Scheduling Record

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PSC/RAR-15 (Rev. 2/00)

\* COMPLETED EVENTS

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Prehearing Officer	Comm	nissio	ners							======	Co	mmis	ssion	ers						
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Reaso	on for Revision:	A. N	ew As	signr	nent	1. Ur	availab	oility	2. G	ood (	Caus	e 3. F	Recus	ed 4	. Dis	qualified	5.	See R	ema	rks

PSC/JBE 8 (06/1999)

Remarks:

Com. Jaber ONLY!

CCS Form Number: 000442-EI-00004-001

## Case Assignment and Scheduling Record

Section 1 - Division of Records and Report (RAR) Completes

PSC/RAR-15 (Rev. 2/00)

Docket No. 000	Date Docke	eted: <u>04/14</u>	/2000	Title: Peti	tion for	determi	nation (	of need f	for the O	sprey Ener	rav
Company: Calpi	ine Construction Finance			Cent	er by Ca	lpine Co	nstruct <sup>.</sup>	ion Finar	nce Compa	ny, L.P.	55
Official Filing Last Day to Sus	J Date: pend:	Expiration	: <u> </u>								
Referred to: ("()" indicates	OPR)	ADM AFA	APP (	CAF CMP CM	J EAG I	ECR GCL	LEG F	PAI RAR	RGO (SE	R) WAW	
Section 2 - OPR	Completes and returns	to RAR in 1						Schedule			
Program/Module	B2(a)		WARNING	G: THIS SCHE	DULE IS	AN INTERI	NAL PLAN	INING DOC	UMENT.		
	Staff Assignments		FOR UP	TENTATIVE AN DATES CONTAC	THE REC	CORDS SEC	<u>ISION.</u> CTION: (	850) 413	8-6770		
OPR Staff	J Harlow, T Bohrmann,	J Breman	Currer	nt CASR revi		el				-	Dates
				3					_	Previous	
Staff Counsel	B Elias, R Isaac		2. <u>Ir</u> 3. St	ral Argument nytervenor T taff Testimo reliminary L	estimony, ny, if ar	19				SAME SAME	0 09/19/2000 10/09/2000 10/16/2000
OCRs (ECR)	P Lester, P Stallcup		5. Is	ssue Identif etitioner's	ication N	Meeting	ov if a	N14		SAME SAME	10/19/2000
OOKO (LOK)	Lester, 1 Starreup		l 7. Pr	rehearing Statitioner's	tements			•		SAME SAME SAME	10/23/2000 10/26/2000 11/01/2000
			l 9. Pr	rehearing ntervenor's						SAME	11/03/2000
(CMP)	W Makin		11. Tr	ranscripts Di taff's Supple	ue for Pr	rehearing	g			SAME SAME	11/08/2000 11/09/2000
			13. Pe	etitioner's learing (11/29	Rebuttal.	if any	y, 11 ai			SAME SAME	11/15/2000 11/22/2000
( )			15. Tr	ranscripts Due	ie					SAME SAME	11/29/2000
( )			17. St	aff Recommen	ndation					SAME SAME	12/22/2000 01/18/2001
			18. Ag 19. St	andard Order	David a					SAME SAME	01/30/2001 02/19/2001
( )			21. —	lose Docket						SAME	03/21/2001
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( )			24. <u></u>								
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Recommended assand/or deciding	ignments for hearing this case:		04.								
Full Commission Hearing Examin	on Commission Pa ner Staff	anel X	34. — 35. —								
Date filed with	RAR: 09/05/2000		37. —								
Initials: OPR Staff	f Counsel		39. —								
Section 3 - Cha	irman Completes				-11			-		CSRA	
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	- Hearing Office		Chaff	7				ring Off		, , , , , , , , , , , , , , , , , , ,	
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\* COMPLETED EVENTS

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Last Revised 09/18/2000 at 09:12 Printed on 09/19/2000 at 16:12

Page 1 of 1

To:	X Commissioner Jacobs	X Deputy Executive Director/Tech	X Safety & Electric Reliability Directo
	X Commissioner Jaber	X Appeals Director	X Records & Reporting Director
	X Commissioner Baez	X Legal Director	X PAI Director
	New Commissioner-SC	X Economic Regulation Director	Regulatory Oversight Director
	X Executive Director	X Competitive Services Director	X Court Reporter
	Public Information Officer	r X Consumer Affairs Director	X Staff Contact - Bob Elias
	Annaeum d		

From: Office of Chairman Terry Deason

Docket Number: 000442-EI

**Docket Title:** 

Petition for determination of need for the Osprey Energy Center by Calpine Construction Finance Company, L.P.

#### 1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference	11/03/2000	11/20/2000	Tallahassee, Room 152	8:00 AM - 9:30 AM

## 2. Hearing/Prehearing Assignment Information

#### Former Assignments

H	earing	
O	fficers	

	Cor	nmi	Hearing Exam.	Staff			
ALL	DS	JC	JВ	BZ	SC		

## Current Assignments

	Cor	Hearing Exam.	Staff				
ALL	DS	JC	ЈВ	BZ	SC		
		X	X	X			

## **Prehearing Officer**

	Co	omn	nissio	oner	S
DS	JC	JB	BZ	SC	ADM

	С	omn	nissio	oner	S
DS	JC	JВ	BZ	SC	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: PH dates and time changed. Hearing is Nov. 9-30 and Dec. 1, 2000. PLEASE NOTE THAT A HEARING BEGINS AT <sup>1</sup>9:30 WHICH INCLUDES COM. JABER.

CCS Form Number: 000442-EI-00002-005 PSC/JBE 8 (06/1999)

## Case Assignment and Scheduling Record

<u>Section 1 - Div</u>	ision of	Recor	nds a	nd Rep	ort_	(RAR	) Compl	etes												
Docket No. <u>000</u>	442-EI	[	Date	Docket	ed:	04/14/	<u>2000</u> T	itle:	Peti	tion f er by	or det	termir	nation	of r	need f	or the	e Ospr	rey Energ	łÀ	
Company: Calpi	ne Const	ructio	on Fi	nance	Compa	any, L.	Ρ.		cent	er by	Сатрп	ie cor	is ci uc		I IIIdi	ice coi	прану.	. L.F.		
Official Filing Last Day to Sus	Date: pend:				Ехрі	ration:														
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		caff As					FOR UPD Currer	ATES	CONTAC	T THE	RECOR	DS SEC	CTION	: (850	)) 413	6770		Due	<u>Dates</u>	
OPR Staff	J Harlo	ow, T E	Bohrm	nann, J	J Bre	man_				1							f	Previous	Curren	nt
							1. <u>Or</u>	al Ar	gument	 : [estimo		f 2011							09/19/20	
Staff Counsel	B Elias		saar				3. St	aff T	estimo	ny, it Rebutt	any			f anv			10.	/16/2000 /23/2000	10/23/20	000
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(CMP)	W Makir	1					11. Pr 12. Pe 13. Tr	etitic	ner's	Rebutt	cal, i	f any	7				_	/03/2000 SAME /09/2000	11/20/20 11/22/20 11/22/20	000
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PSC/RAR-15 (Rev. 2/00)

\* COMPLETED EVENTS

Samuel Market

## \_\_\_\_ Case Assignment and Scheduling Record

 $\underline{\textbf{Section 1 - Division of Records and Report}} \ \ \, \textbf{(RAR) Completes}$ 

PSC/RAR-15 (Rev. 2/00)

Docket No. 0	100462-TP	[	Date Doc	:keted:	04/19	/2000 T	itle:	Networ	k. In	c. (h	older	of A	LEC C	ertit	icate	NO.	a Digital 5715 and	IXC
Company: Flo Flo	orida Digit orida Digit	al Net al Net	twork, I twork, I	Inc. Inc.				Certif	icate y Flo	No. rida	7048) Digit	to E al wi	lanti	c Com	munica	ation	ns, Inc., wholly c	
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Referred to: ("()" indicat	ces OPR)			A	DM AFA	APP C	AF CM	P CMU	EAG	ECR	GCL		PAI		(RGO) <u>X</u>			
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						1 St	aff Re	commend	」 dation	ì						Т	NONE	T11/16/2000 T
						2. Ac	enda									-  -	NONE NONE	11/18/2000
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<u>OCRs</u> ( )						6.										-  -		
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Initials: O	PR taff Counse	el _				39.								,,				
Section 3 -	Chairman Co	omplet	es			Assignme	ntc ar	10 25 f	01100.00									
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assigned the	full Comm	ission	decide	s the c	case.						Date:	11/2	15/20	00				

\* COMPLETED EVENTS

# Last Revised 11/27/2000 at 13:50

Page 1 of 1

Printed on 11/27/2000 at 17:06

To:	X	Commissioner Jacobs	X	Deputy Executive Director/Tech	X	Safety & Electric Reliability Director
	X	Commissioner Jaber	X	Appeals Director	X	Records & Reporting Director
	X				X	PAI Director
		New Commissioner-SC	X	Economic Regulation Director		Regulatory Oversight Director
	X	Executive Director	X			Court Reporter
	X	Public Information Officer	X	Consumer Affairs Director	X	Staff Contact - Bob Elias

From: Office of Chairman Terry Deason

Docket Number: 000442-EI

**Docket Title:** Petition for determination of need for the Osprey Energy Center by Calpine Construction Finance Company, L.P.

#### 1. Schedule Information

Event	Former Date	New Date	Location	Time
Hearing	01/03/2001	Cancelled	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing	01/04/2001	Cancelled	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing	01/05/2001	Cancelled	Tallahassee, Room 148	9:30 AM - 5:00 PM

## 2. Hearing/Prehearing Assignment Information

## Former Assignments

Hearin	g
Officer	S

	Cor	nmi	Hearing Exam.	Staff			
ALL	DS	JC	JB	BZ	SC		

#### Current Assignments

	Cor	Hearing Exam.	Staff				
ALL	DS	JC	JB	BZ	SC		
		X	X	X			

**Prehearing** Officer

Commissioners							
DS	JC	JВ	BZ	SC	ADM		

Commissioners							
DS	JC	JB	BZ	SC	ADM		
		X					

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:	

PSC/JBE 8 (06/1999) CCS Form Number: 000442-EI-00002-008

## Last Revised 10/24/2000 at 10:32

Printed on 10/24/2000 at 17:27

Page 1 of 1

To:	X Commissioner Jacobs	Deputy Executive Director/Tech	X Safety & Electric Reliability Director
	X Commissioner Jaber	X Appeals Director	X Records & Reporting Director
	X Commissioner Baez	X Legal Director	X PAI Director
	New Commissioner-SC	X Economic Regulation Director	Regulatory Oversight Director
	X Executive Director	X Competitive Services Director	X Court Reporter
	X Public Information Officer	x Consumer Affairs Director	X Staff Contact - Bob Elias

From: Office of Chairman Terry Deason

Docket Number: 000442-EI

**Docket Title:** Petition for determination of need for the Osprey Energy Center by Calpine Construction Finance Company, L.P.

#### 1. Schedule Information

Event	Former Date	New Date	Location	Time		
Hearing	11/29/2000	01/03/2001	Tallahassee, Room 148	9:30 AM - 5:00 PM		
Hearing	11/30/2000	01/04/2001	Tallahassee, Room 148	9:30 AM - 5:00 PM		
Hearing	12/01/2000	01/05/2001	Tallahassee, Room 148	9:30 AM - 5:00 PM		

## 2. Hearing/Prehearing Assignment Information

Former Assignments

	Cor	Hearing Exam.	Staff				
ALL	DS	JC	JB	BZ	SC		

**Current Assignments** 

	Cor	nmis	ssior	ners		Hearing Exam.	Staff
ALL	DS	JC	JB	BZ	SC		
		X	X	X			

Prehearing Officer

Hearing Officers

	Commissioners											
DS	THE RESIDENCE AND ADDRESS OF THE PERSONS ASSESSED.	JC	JВ	BZ	SC	ADM						

Commissioners											
DS	JC	JB	BZ	SC	ADM						
		X									

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: H dates changed.

PSC/JBE 8 (06/1999) CCS Form Number: 000442-EI-00002-006

## Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

PSC/RAR-15 (Rev. 2/00)

Docket No. 000	462-TP		Date D	ocket	ted:	04/19/	2000	Title:	App	olica	tion	for (h	trans	fer o	f con	itrol ertif	of Fl	orida No	a Digital 5715 and	TXC	
Company: Florid	da Digit da Digit	cal Net cal Net	twork. twork.	Inc Inc					Cer whe	rtifi ereby	cate / Floi	No. rida	7048)	to E al wi	lanti	c Con	munic	ation	ns, Inc., wholly c		
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Section 2 - OPR	Complet	tes and	d retu	irns	to RA	R in 10	) work	days.						Tim	ie Sch	nedule	5				
Program/Module	B1(j)						WARNI	NG: THI	S SCH	HEDUI	E IS	AN I	NTERN	IAL PL	ANNIN	NG DOO	CUMENT	<u>.</u>			
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OPR Staff	T Will	iams					Curre	ent cas	л те Г	4	]	vei							Previous		ent
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							2. 7	Agenda	(Def	erre	d fro	m 11/	28/00	) Ager	nda)			-  - -   <sub>1</sub>	NONE 2/17/2000	12/19/	2000
Staff Counsel	F Bank	S					4.	Standar										_	2/1//2000		
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Section 3 - Cha	airman C	Complet	.es				Accian	ments	aro a	s fo	110ws										
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\* COMPLETED EVENTS

## Last Revised 11/07/2000 at 16:37 Printed on 11/07/2000 at 17:06

Page 1 of 1

To:	X	Commissioner Jacobs	X	Deputy Executive Director/Tech	X	Safety & Electric Reliability Directo
	X		X	Appeals Director	X	Records & Reporting Director
	X	Commissioner Baez	X	Legal Director	X	PAI Director
		New Commissioner-SC	X	Economic Regulation Director	Ш	Regulatory Oversight Director
				Competitive Services Director		Court Reporter
	X	Public Information Officer	$\mathbf{X}$	Consumer Affairs Director	$\mathbf{X}$	Staff Contact - Bob Elias

From: Office of Chairman Terry Deason

Docket Number: 000442-EI

**Docket Title:** Petition for determination of need for the Osprey Energy Center by Calpine Construction Finance Company, L.P.

## 1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference	11/20/2000	12/21/2000	Tallahassee, Room 152	9:30 AM - 12:00 PM

#### 2. Hearing/Prehearing Assignment Information

Former Assignments

	Cor	nmi	Hearing Exam.	Staff			
ALL	DS	JC	JB	BZ	SC		

•	
Current	Assignments

	Cor	nmis	ssior	ners		Hearing Exam.	Staff
ALL	DS	JC	JB	BZ	SC		
		X	X	X			

Prehearing Officer

Hearing Officers

Commissioners										
DS JC JB BZ SC ADM										

Commissioners									
DS	JC	JB	BZ	SC	ADM				
		X							

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: PH date changed. H-1/2-5/2001

PSC/JBE 8 (06/1999) CCS Form Number: 000442-EI-00002-007

#### Case Assignment and Scheduling Record

Section 1 - Division of Records and Report. , (RAR) Completes

Docket No. 000442-EI Date Docketed: 04/14/2000 Title: Petition for determination of need for the Osprey Energy Center by Calpine Construction Finance Company, L.P. Company: Calpine Construction Finance Company, L.P. Official Filing Date: Expiration: Last Day to Suspend: ADM AFA APP CAF CMP CMU EAG ECR GCL LEG PAI RAR RGO (SER) WAW Referred to: ("()" indicates OPR) Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770 Program/Module B2(a) Staff Assignments Current CASR revision level Due Dates OPR Staff J Harlow, T Bohrmann, J Breman 5 Previous Current Standard Order Petitioner's Supplemental Testimony, if any Preliminary List of Issues Issue Identification Meeting 11/01/2000 11/13/2000 11/06/2000 11/08/2000 12/01/2000 B Elias, R Isaac Staff Counsel 11/08/2000 11/15/2000 12/11/2000 12/13/2000 Intervenor's Supplemental Testimony, if any OCRs (ECR) P Lester, P Stallcup Staff's Supplemental Testimony, if any Prehearing Statements 11/13/2000 12/13/2000 11/22/2000 Petitioner's Rebuttal, if any 12/21/2000 Prehearing 11/20/2000 11/20/2000 11/22/2000 11/29/2000 12/22/2000 01/03/2001 Transcripts Due for Prehearing 10. Hearing (1/3 - 1/5/01) (CMP) W Makin 11. 12/08/2000 12. Transcripts Due 01/12/2001 02/02/2001 03/15/2001 Briefs Due 12/29/2000 13. 01/25/2001 02/06/2001 02/27/2001 14. Staff Recommendation 03/27/2001 04/16/2001 15. Agenda 16. Standard Order Close Docket or Revise CASR 17. 03/26/2001 05/11/2001 18. 19 20. 21. 22. 23 24. 25. 26. 27. 28. 29. 30. Recommended assignments for hearing 31 and/or deciding this case: 32. 33 Full Commission Commission Panel 34. Hearing Examiner 35. Staff 36. Date filed with RAR: 11/09/2000 37. 38. Initials: OPR 39 Staff Counsel 40 Section 3 - Chairman Completes CSRA Assignments are as follows: - Hearing Officer(s) - Prehearing Officer Commissioners Staff Hrg. Commissioners ADM Exam. ALL DS JC JB ΒZ XX JC DS JB ΒZ Χ X Χ Χ Where panels are assigned the senior Commissioner is Panel Chairman; 10/8m the identical panel decides the case. Approved: Where one Commissioner, a Hearing Examiner or a Staff Member is Date: 11/09/2000 assigned the full Commission decides the case.

PSC/RAR-15 (Rev. 2/00)

\* COMPLETED EVENTS

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## -\_ Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 000	442-EI D	ate Docket	ted:	04/14/	<u>2000</u> Ti	tle: F	Petiti	on for	dete	ermin	ation	of n	eed fo	or the	e Ospre mpany,	y Ener	gy	
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PSC/RAR-15 (Rev. 2/00)

\* COMPLETED EVENTS

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## **Hong Wang**

From:

Kay Flynn

Sent:

Monday, April 17, 2000 10:38 AM

To:

Hong Wang; Linda Williams

Subject:

000442-EI - Need determination by Calpine

We opened this docket on staff's request; we don't have the need determination petition yet, and I don't know when it's coming in. We need to be on the lookout for it, however, in order to do two things:

1. add the company and any representative to the parties list (be sure the filing goes to Hong)

2. be sure the company name ("Calpine Construction Finance Company, L.P.") is correct—we may need to correct the docket title

Also, Hong, we need to go ahead and add the list of entities to the parties list that are required in need determination dockets.

Let me know if questions.

Kay



#### LANDERS & PARSONS, P.A.

Attorneys at law 310 West College Avenue Tallahassee, Florida 32301 (850) 681-0311 (850) 224-5595 FAX

## **FAX COVER SHEET**

DATE & TIME:

000 442

NUMBER OF PAGES (INCLUDING COVER SHEET):

2

PLEASE DELIVER FAX TO:	FAX NO.
Hong	413-7118

FROM: LESLIE PAUGH

IF ANY PROBLEMS, please contact Joann at: (850) 681-0311.

**MESSAGE:** 

Per your request

Sone 5/05/00

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. If you have received this communication in error, please immediately notify us by telephone. Thank you.

Pursuant to Rule 25-22.071, F.A.C., on April \_\_\_\_ 2000, Calpine filed a Ten-Year Site Plan with the Commission.

#### PROCEDURAL BACKGROUND AND INFORMATION

1. The name and address of the Petitioner is as follows:

Calpine Construction Finance Company, L.P. ATTN: Robert K. Alff
Senior Vice President
Calpine Eastern Corporation
The Pilot House, 2<sup>nd</sup> Floor, Lewis Wharf
Boston, Massachusetts 02110

2. All pleadings, motions, orders, and other documents directed to Petitioner are to be served on the following:

Robert Scheffel Wright and John T. LaVia, III Landers & Parsons, P.A. 310 West College Avenue (ZIP 32301) Post Office Box 271 Tallahassee, Florida 32302,

and

Alycia Lyons Goody, Esquire Regional Counsel Calpine Eastern Corporation The Pilot House, 2<sup>nd</sup> Floor, Lewis Wharf Boston, Massachusetts 02110 with courtesy copies to:
Paul Barnett
Director, Asset Optimization
Calpine Eastern Corporation
The Pilot House, 2<sup>nd</sup> Floor, Lewis Wharf
Boston, Massachusetts 02110

Tim Eves
Director, Business Development
Two Urban Centre
4890 West Kennedy Blvd., Suite 600
Tampa, Florida 33609

3. The name and address of the agency affected by this

#### Petition is:

Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

#### PRIMARILY AFFECTED UTILITY



# Public Service Commission

## -M-E-M-O-R-A-N-D-U-M-

**DATE:** May 31, 2000

TO: Blanca Bayó, Director, Records and Reporting

FROM: Jane Faurot, Chief, Bureau of Reporting

000442

RE: DOCKET NO. 991462-EU, ETC., MAY 16 AGENDA CONFERENCE

RE:

ITEM NO. 9, PETITION FOR DETERMINATION OF NEED FOR AN ELECTRICAL POWER PLANT IN OKEECHOBEE COUNTY BY OKEECHOBEE GENERATING COMPANY, L.L.C., ETC.

DOCUMENT NO. 06617, 5-30-00

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, AFAD, WAW

Acknowledged BY:

Mus

JF/pc

PSC/RAR 28 (Rev1/00)

filed in 991462-EU

## MOYLE, FLANIGAN, KATZ, KOLINS, RAYMOND & SHEEHAN, P.A.

ATTORNEYS AT LAW

210 South Monroe Street Tallahassee, Florida 32301

Telephone: (850) 681-3828 Facsimile: (850) 681-8788

Other Offices: West Palm Beach, FL (561) 659-7900

Palm Beach Gardens, FL

(561) 625-6480

JON C. MOYLE, JR.

E-mail: jmoylejr@moylelaw.com

June 23, 2000

BY U.S. MAIL

Blanca S. Bayo, Director Records and Reporting Public Service Commission 2540 Shumard Oaks Drive Tallahassee, FL 32399-0850

Dear Ms. Bayo:

000442

I would appreciate it if you would include the law firm of Moyle, Flanigan, Katz, Kolins, Raymond & Sheehan as an interested party in Docket No. 00042-EI -- Petition for Determination of Need for an Electrical Power Plant in Polk County by Calpine Construction Finance Company, L.P.

Sincerely,

Jon C. Moyle,

JCM/jd

April 7/10/00

June 27, 2000



10 JUN 27 AM 10: 32

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (ELIAS/ISAAC) RNJ WOK for RVE

RE:

DOCKET NO. 000442-EI - PETITION FOR DETERMINATION OF NEED FOR THE OSPREY ENERGY CENTER BY CALPINE CONSTRUCTION

FINANCE COMPANY, L.P.

Attached is NOTICE OF COMMENCEMENT OF PROCEEDING FOR DETERMINATION OF NEED FOR PROPOSED ELECTRICAL POWER PLANT, to be issued in the above-referenced docket. (Number of pages - 2)

RNI

cc: Division of Safety & Electric Reliability (Harlow)

I: 000442nc.rni

164 f 16 m



8400 Ward Parkway P.O. Box 8405 Kansas City, Missouri 64114

Tel: (913) 458-2000

July 12, 2000

Florida Public Service Commission Division of Records and Reporting 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

Attention: Ms. Blanca S. Bayo

Director

Dear Ms Bayo:

I would like to be placed on the interested party mailing list for Docket No. 000442-EI Petition for Determination of Need for the Osprey Energy Center by Calpine Construction Finance Company, L.P. since I am doing Need for Power work for several Florida Utilities.

My mailing address is:

Myron Rollins Black & Veatch P.O. Box 8405 Kansas City, MO 64114 (913) 458-7432

Very truly yours,

**BLACK & VEATCH** 

Myron Rollins

MRR:slm

Grand 7/17/00

3000 397 K 1 790 000Z

the imagine - build company™

August 22, 2000



00 AUG 23 PM 1: 44

RECORTING AND

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (ELIAS, ISAAC) NATORIO

RE:

DOCKET NO. 000442-EI - PETITION FOR DETERMINATION OF NEED FOR THE OSPREY ENERGY CENTER BY CALPINE CONSTRUCTION

FINANCE COMPANY, L.P.

Attached is a NOTICE OF NEED DETERMINATION PROCEEDING ON PROPOSED ELECTRICAL POWER PLANT, to be issued in the above-referenced docket. (Number of pages in order - A)

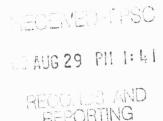
RNI

cc: Division of Electric Safety and Reliability (Harlow)

I: 000442n1.rni

made Rubic office of pork County

August 29, 2000



TO: DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (ELIAS, ISAAC)

RE:

DOCKET NO. 000442-EI - PETITION FOR DETERMINATION OF NEED FOR THE OSPREY ENERGY CENTER BY CALPINE CONSTRUCTION

FINANCE COMPANY, L.P.

Attached is a REVISED NOTICE OF NEED DETERMINATION PROCEEDING ON PROPOSED ELECTRICAL POWER PLANT, to be issued in the abovereferenced docket. (Number of pages in order - A)

RNI

Py 1, 2 Chesden, cc: Division of Electric Safety and Reliability (Harlow)

I: 000442n1.rni

SEPTEMBER 11, 2000

RECEIVED-FPSC

RESCRING AND

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (ELIAS, ISAAC)

RE:

DOCKET NO. 000442-EI - PETITION FOR DETERMINATION OF NEED FOR THE OSPREY ENERGY CENTER BY CALPINE CONSTRUCTION

FINANCE COMPANY, L.P.

1615-PCO

Attached is an Order Establishing Procedure to be issued in the above-referenced docket. (Number of pages in order - 9)

RNI/jb

cc: Division of Safety and Electric Reliability

I:000442ep.rni

professer (pg2 ste)

HIST GO TODAY



September 11, 2000

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (ELIAS, ISAAC) QUE RNS

RE:

DOCKET NO. 000442-EI - PETITION FOR DETERMINATION OF NEED

FOR AN ELECTRICAL POWER PLANT IN POLK COUNTY BY CALPINE

CONSTRUCTION FINANCE COMPANY, L.P.

Attached is a  ${\underline{\tt NOTICE}}$  OF ORAL ARGUMENT to be issued in the above-referenced docket. (Number of pages in notice - 2)

RNI

Division of Safety & Electric Reliability (Harlow, Bohrmann, CC: Breman)

Division of Economic Regulation (Lester, Stallcup)

Division of Competitive Services (Makin)

I: 0004420a.rni

## **Hong Wang**

From:

**Ruth Nettles** 

Sent:

Monday, September 11, 2000 2:45 PM

To: Cc:

Rachael Isaac Hong Wang

Subject:

RE: Address

000442

So, it's the same as Department of Community Affairs? ok. Thanks, as it turns out we had a different address for DCA, so we'll corrected the address information based on this email.

#### Thanks.

----Original Message----

From: Rachael Isaac

Sent: Monday, September 11, 2000 2:40 PM

To: Ruth Nettles Subject: Address

Department of Community Affairs, - Division of Local Resource Management

2555 Shumard Oak Blvd. Tallahassee, FL 32399-2100

oir of community planning

called the department + was advised to send to this division.

September 18, 2000

SEP 18 PH 1:45

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (ELIAS, ISAAC) (NZ RIVE

RE:

DOCKET NO. 000442-EI - PETITION FOR DETERMINATION OF NEED FOR THE OSPREY ENERGY CENTER BY CALPINE CONSTRUCTION

FINANCE COMPANY, L.P.

Attached is a REVISED NOTICE OF NEED DETERMINATION PROCEEDING ON PROPOSED ELECTRICAL POWER PLANT, to be issued in the abovereferenced docket. (Number of pages in order - 4)

RNI

cc: Division of Electric Safety and Reliability (Harlow)

I: 000442n2.rni

5.5- Tampa electric Public.
Operauls.
Opent 9/20/00 strains.
9/20/00

September 21, 2000



SEP 21 AM 10: 08

RECOURS AND REPORTING

TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (R. ISAAC) RNF

RE:

DOCKET NO. 000442-EI - PETITION FOR DETERMINATION OF NEED FOR THE OSPREY ENERGY CENTER BY CALPINE CONSTRUCTION

FINANCE COMPANY, L.P.

1687-PCO

Attached is an  $\underline{\text{ORDER GRANTING PETITIONS FOR INTERVENTION}}$  to be issued in the above-referenced docket. (Number of pages in order - 3)

RNI/jb

cc: Division of Safety and Electric Reliability (Harlow, Bohrmann, Breman)

Division of Economic Regulation (Lester, Stallcup)

Division of Competitive Services (Makin)

I:000442or.rni





# Public Service Commission

## -M-E-M-O-R-A-N-D-U-M-

DATE: September 27, 2000

TO: Blanca Bayó, Director, Records and Reporting

FROM: Jane Faurot, Chief, Bureau of Reporting

RE: DOCKET NO. 000442-EI, ORAL ARGUMENT HELD 9-19-00

RE: PETITION FOR DETERMINATION OF NEED FOR AN ELECTRICAL

POWER PLANT IN POLK COUNTY BY CALPINE CONSTRUCTION

FINANCE COMPANY, L.P.

DOCUMENT NO. 12117, 9-26-00

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, ECR, SER

Acknowledged BY:

JF/pc

PSC/RAR 28 (Rev1/00)



Jeb Bush Governor

# Department of Environmental Protection

Twin Towers Office Building 2600 Blair Stone Road Tallahassee, Florida 32399-2400

David B. Struhs Secretary

001064

# SITING COORDINATION OFFICE FAX COVER SHEET

OFFICE TELEPHONE NO: 850-487-0472 FAX NO: 850-921-7250

DATE: 10/16/00, TO: Monte ReddIShFAXNO FROM: Buck Oven	413-7118
COMMENTS:	
	SITING COORDINATION OFFICE Twin Towers Office Building, Suite 649
	HAMILTON S. OVEN, JR., P.E. SITING ADMINISTRATOR
NUMBER OF PAGES FAXED	MAIL: Dept. of Environmental Protection Mail Stop 48 2600 Blair Stone Road Tallahassee, Florida 32399-2400 Tallahassee, Florida 32399-2400

"Protect, Conserve and Munage Florida's Environment and Natural Resources

Printed on recycled paper.



# Public Service Commission

## -M-E-M-O-R-A-N-D-U-M-

DATE: November 2, 2000

TO: Blanca Bayó, Director, Records and Reporting

FROM: Jane Faurot, Chief, Bureau of Reporting

RE: DOCKET NO. 000442-EI, ITEM NO. 49 OF 10-17-00 AGENDA

CONFERENCE.

RE: PETITION FOR DETERMINATION OF NEED FOR THE OSPREY

ENERGY CENTER BY CALPINE CONSTRUCTION FINANCE COMPANY,

L.P.

DOCUMENT NO. 14086, 10-31-00

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, ECR, SER

Acknowledged	BY:
Mer	
JF/pc	

PSC/RAR 28 (Rev1/00)

## STATE OF FLORIDA

Commissioners:
J. TERRY DEASON, CHAIRMAN
E. LEON JACOBS, JR.
LILA A. JABER
BRAULIO L. BAEZ



DIVISION OF RECORDS & REPORTING BLANCA S. BAYÓ DIRECTOR (850) 413-6770

# Public Service Commission

November 8, 2000

VIA FAX NO. 863-802-7814

The Ledger ATTN: Patti Rouse P.O. Box 408 Lakeland, Florida 33802

Re: Publication of notice of hearing concerning Docket 000442-EI

Dear Ms. Rouse:

Attached is a notice for publication as a quarter-page display ad in the **Sunday, November12**, **2000**, edition of *The Ledger*. As we discussed, the ad should be placed in the <u>local section</u> of the newspaper. Based on the ad you published for us on October 8, I will assume the cost of this ad will also be \$1,087.80, unless you advise me otherwise.

The <u>bill</u> for publication of the notice should be sent to our Division of Administration (ATTN: Fiscal Section) at the address printed below. The <u>proof of publication</u> should be sent directly to me.

Please <u>fax a copy of the notice to me for proofing</u> before it is published. My fax number is 850-413-7118.

Thank you for your assistance in this matter.

Sincerely,

Kay Flynn, Chief Bureau of Records

Enclosure

CC:

Rachael Isaac Bob Elias Schef Wright

PSC Website: http://www.floridapsc.com

Internet E-mail: contact@psc.state.fl.us