

7/22 8:20 am



JACK SHREVE
PUBLIC COUNSEL

STATE OF FLORIDA
OFFICE OF THE PUBLIC COUNSEL

c/o The Florida Legislature
111 West Madison Street
Room 812
Tallahassee, Florida 32399-1400
904-488-9330

July 21, 1994

ORIGINAL
FILE COPY

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
101 E. Gaines Street
Tallahassee, FL 32399-0863

Re: Dockets Nos. 940001-EI and 940042-EI

Dear Ms. Bayo:

Enclosed please find the originals and fifteen (15) copies, each, of the Prehearing Statement of the Office of Public Counsel for filing in the above-referenced dockets. A diskette in IBM-compatible WordPerfect 5.1 is also submitted.

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

ACK _____
AD _____
AFP _____
CFE _____
CPI _____
CTY _____
EAG *le Dudley* _____
EGS *Brown* _____
LIN *3* _____
OPS _____
RCH _____
SEC *1* _____
WAS _____
YTH _____

Sincerely,

John Roger Howe
Deputy Public Counsel

JRH/gmr

RECEIVED & FILED

BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

07420 JUL 21 94

FPSC-RECORDS/REPORTING

ORIGINAL
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Fuel and Purchased Power)
Cost Recovery Clause with)
Generating Performance Incentive)
Factor)

DOCKET NO. 940001-EI
FILED: July 21, 1994

PREHEARING STATEMENT OF THE OFFICE OF PUBLIC COUNSEL

The Citizens of the State of Florida, through the Office of Public Counsel, pursuant to the Order Establishing Procedure in this docket, Order No. PSC-94-0818-PCO-EI, issued July 5, 1994, submit this Prehearing Statement.

APPEARANCES:

JOHN ROGER HOWE, Esquire, Deputy Public Counsel, Office of Public Counsel, c/o The Florida Legislature, 111 West Madison Street, Room 812, Tallahassee, Florida 32399-1400
On behalf of the Citizens of the State of Florida

A. WITNESSES:

None.

B. EXHIBITS:

None.

C. STATEMENT OF BASIC POSITION

None necessary.

D. STATEMENT OF FACTUAL ISSUES AND POSITIONS

Generic Fuel Adjustment Issues

ISSUE 1: What are the appropriate final fuel adjustment true-up amounts for the period October 1993 through March 1994?

DOCUMENT NUMBER-DATE
07420 JUL 21 1994
FPSC-RECORDS/REPORTING

OPC:

FPC: No position at this time.
FPL: No position at this time.
FPUC: Fernandina: No position at this time.
 Marianna: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 2: What are the estimated fuel adjustment true-up amounts for the period April 1994 through September 1994?

OPC:

FPC: No position at this time.
FPL: No position at this time.
FPUC: Fernandina: No position at this time.
 Marianna: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 3: What are the total fuel adjustment true-up amounts to be collected during the period October 1994 through March 1995?

OPC:

FPC: No position at this time.
FPL: No position at this time.
FPUC: Fernandina: No position at this time.
 Marianna: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 4: What are the appropriate levelized fuel cost recovery factors for the period October 1994 through March 1995?

OPC:

FPC: No position at this time.
FPL: No position at this time.
FPUC: Fernandina: No position at this time.
 Marianna: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 5: What should be the effective date of the new fuel adjustment charge and oil backout charge for billing purposes?

OPC: The factor should be effective beginning with the specified fuel cycle and thereafter for the period October, 1994 through March, 1995. Billing cycles may

start before April 1, 1994, and the last cycle may be read after September 30, 1994, so that each customer is billed for six months regardless of when the adjustment factor became effective.

ISSUE 6: What are the appropriate fuel recovery line loss multipliers to be used in calculating the fuel cost recovery factors charged to each rate class?

OPC:

FPC: No position at this time.
FPL: No position at this time.
FPUC: Fernandina: No position at this time.
Marianna: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 7: What are the appropriate Fuel Cost Recovery Factors for each rate group adjusted for line losses?

OPC:

FPC: No position at this time.
FPL: No position at this time.
FPUC: Fernandina: No position at this time.
Marianna: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 8: What is the appropriate revenue tax factor to be applied in calculating each company's levelized fuel factor for the projection period of October, 1994 through March, 1995?

OPC:

FPC: No position at this time.
FPL: No position at this time.
FPUC: Fernandina: No position at this time.
Marianna: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

Company-Specific Fuel Adjustment Issues

Florida Power and Light Company

ISSUE 9: Is FPL's new methodology for allocating fuel costs to the various customer classes appropriate?

OPC: No position at this time.

Florida Power Corporation

ISSUE 10a: Should FPC be permitted to recover the costs associated with the accelerated purchase of locomotives?

OPC: No position at this time.

ISSUE 10b: Is it appropriate for FPC to differentiate fuel charges by metering voltage?

OPC: No position at this time.

Tampa Electric Company

ISSUE 11a: Has Tampa Electric Company adequately justified any costs associated with the purchase of coal from Gatliff Coal Company that are in excess of the 1993 benchmark price?

OPC: TECO's actual costs are below the benchmark as calculated by both Staff and the Company, and therefore this issue is moot.

ISSUE 11b: Has Tampa Electric Company adequately justified any costs associated with transportation services provided by affiliates of Tampa Electric Company that are in excess of the 1993 waterborne transportation benchmark price?

OPC: TECO's actual costs are below the benchmark as calculated by both Staff and the Company, and therefore this issue is moot.

ISSUE 11c: Has Tampa Electric Company prudently administered its contract with Consol Coal Company?

OPC: No position pending further discovery.

Gulf Power Company

ISSUE 12: What costs, if any, are appropriate for Gulf to recover through the fuel cost recovery clause as a result of the Peabody contract suspension?

OPC: No position at this time.

Generic Generating Performance Incentive Factor Issues

ISSUE 13: What is the appropriate GPIF reward or penalty for performance achieved during the period October, 1993 through March, 1994?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 14: What should the GPIF targets/ranges be for the period October, 1994 through March, 1995?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

Company-Specific GPIF Issues

OPC knows of no company specific GPIF issues at this time

Generic Oil Backout Issues

ISSUE 15: What is the final oil backout true-up amount for the October, 1993 through March, 1994 period?

OPC:

FPL: No position at this time.
TECO: No position at this time.

ISSUE 16: What is the estimated oil backout true-up amount for the period April, 1994 through September, 1994?

OPC:

FPL: No position at this time.
TECO: No position at this time.

ISSUE 17: What is the total oil backout true-up amount to be collected during the period October, 1994 through March, 1995?

OPC:

FPL: No position at this time.
TECO: No position at this time.

ISSUE 18: What is the projected oil backout cost recovery factor for the period October, 1994 through March, 1995?

OPC:

FPL: No position at this time.
TECO: No position at this time.

Company-Specific Oil Backout Issues

OPC knows of no company-specific oil backout issues at this time.

Generic Capacity Cost Recovery Issues

ISSUE 19: What is the appropriate final capacity cost recovery true-up amount for the period October, 1993 through March, 1994?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 20: What is the estimated capacity cost recovery true-up amount for the period April, 1994 through September, 1994?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 21: What is the total capacity cost recovery true-up amount to be collected during the period October, 1994 through March, 1995?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 22: What is the appropriate projected net purchased power capacity cost recovery amount to be included in the recovery factor for the period October, 1994 through March, 1995?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 23: What are the projected capacity cost recovery factors for the period October, 1994 through March, 1995?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

Company-Specific Capacity Cost Recovery Issues

Florida Power and Light Company

ISSUE 24a: Was it appropriate for FPL to change the amount of annual capacity credit associated with the St. Johns River Power Park from \$63,975,761 to \$56,945,592?

OPC: No position at this time.

ISSUE 24b: How should FPL recover capacity costs from customers who take standby power?

OPC: No position at this time.

Tampa Electric Company

ISSUE 25a: Other than economy sales and revenues from the seven entities that were separated out in TECO's last rate case, should Tampa Electric credit all nonfuel revenues from off-system sales back to the retail ratepayers through the fuel adjustment clause and the capacity cost recovery clause?

OPC: No position at this time.

E. STATEMENT OF LEGAL ISSUES AND POSITIONS: None at this time.

F. STATEMENT-OF-POLICY-ISSUES AND POSITIONS: None at this time.

G. STIPULATED-ISSUES: None.

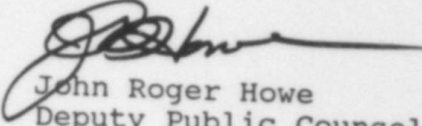
H. PENDING MOTIONS: None.

I. STATEMENT OF COMPLIANCE WITH ORDER ESTABLISHING PROCEDURE:

There are no requirements of the Order Establishing Procedure with which the Office of Public Counsel cannot comply.

Respectfully submitted,

Jack Shreve
Public Counsel



John Roger Howe
Deputy Public Counsel

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Attorneys for the Citizens
of the State of Florida

CERTIFICATE OF SERVICE
DOCKET NO. 940001-EI

I HEREBY certify that a copy of the foregoing PREHEARING STATEMENT OF THE OFFICE OF PUBLIC COUNSEL has been served by *hand delivery or U.S. mail to the following parties of record on this 21st day of July, 1994.

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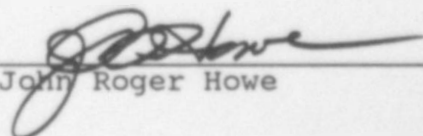
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