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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

February 13, 1995

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

RE: Docket No. 950007-EI

Dear Ms. Bayo:

Enclosed please find the original and fifteen (15) copies of the Public Counsel's Prehearing Statement for filing in the above-referenced docket.

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

- ACK
- AEA
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- VAS  Enclosures
- OTH

Sincerely,

John Roger Howe  
Deputy Public Counsel

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FPSC-30 DEAU OF RECORDS

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In Re: Environmental Cost Recovery ) DOCKET NO. 950007-EI  
Factor. ) FILED: February 13, 1995

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-95-0076-PCO-EI, issued January 13, 1995, 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

ISSUE 1: What are the appropriate final environmental cost recovery true-up amounts for the period ending September 30, 1994?

OPC:

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

ISSUE 2: What are the estimated environmental cost recovery true-up amounts for the period October, 1994 through March, 1995?

OPC:

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

ISSUE 3: What are the total environmental cost recovery true-up amounts to be collected during the period April, 1995 through September, 1995?

OPC:

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

ISSUE 4: What are the appropriate projected environmental cost recovery amounts to be included in the recovery factors for the period April 1995 through September 1995?

OPC:

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

ISSUE 5: What should be the effective date of the new environmental cost recovery factors for billing purposes?

OPC:

The factor should be effective beginning with the specified environmental cost recovery cycle and thereafter for the period April, 1995 through September, 1995. Billing cycles may start before April 1, 1995, and the last cycle may be read after September 30, 1995, so that each customer is billed for six months regardless of when the adjustment factor became effective.

Issue 6: What depreciation rates should be used to develop the depreciation expense included in the total environmental cost recovery true-up amounts to be collected during the period April, 1995 through September, 1995?

OPC:

No position at this time.

ISSUE 7: How should the newly proposed environmental costs be allocated to the rate classes?

OPC:

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

ISSUE 8: What are the appropriate Environmental Cost Recovery Factors for the period April, 1995 through September, 1995 for each rate group?

OPC:

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

Company-Specific Environmental Issues

Gulf Power Company

Issue 9A: Should the Commission approve Gulf Power Company's request to recover the cost for dismantlement associated with ECRC investments through the Environmental Cost Recovery Clause?

OPC: No position at this time.

Issue 9B: Should the Commission approve Gulf Power Company's request to recover the cost for the Title V Permit Operation and Maintenance activity through the Environmental Cost Recovery Clause?

OPC: No position at this time.

Issue 9C: Should the Commission approve Gulf Power Company's request to recover the cost for the Plant Daniel Groundwater Monitoring Program through the Environmental Cost Recovery Clause?

OPC: No position at this time.

Issue 9D: Should Gulf Power Company be allowed to recover the cost of meals through the environmental cost recovery clause?

OPC: No position at this time.

Florida Power & Light Company

Issue 10A: Should the Commission approve Florida Power & Light Company's request to recover the cost for the Resource Conservation and Recovery Act (RCRA) Corrective Action Operation and Maintenance project through the Environmental Cost Recovery Clause?

OPC: No position at this time.

Issue 10B: Should the Commission approve Florida Power & Light Company's request to recover the cost for the Continuous Emission Monitoring Systems Operation and Maintenance activity?

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

Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street  
Room 812  
Tallahassee, FL 32399-1400

(904) 488-9330

Attorneys for the Citizens  
of the State of Florida

**CERTIFICATE OF SERVICE  
DOCKET NO. 950007-EI**

I HEREBY CERTIFY that a true and correct copy of the PREHEARING STATEMENT OF THE OFFICE OF PUBLIC COUNSEL has been furnished by \*hand-delivery or by U.S. Mail to the following parties on this 13th day of February, 1995.

MATTHEW M. CHILDS, ESQUIRE  
Steel, Hector & Davis  
215 S. Monroe Street  
Suite 601  
Tallahassee, FL 32301-1804

\*MARTHA CARTER BROWN, ESQUIRE  
VICKI D. JOHNSON, ESQUIRE  
Division of Legal Services  
Florida Public Service  
Commission  
101 E. Gaines Street  
Tallahassee, FL 32399-0863

G. EDISON HOLLAND, JR., ESQUIRE  
JEFFREY A. STONE, ESQUIRE  
TERESA E. LILES, ESQUIRE  
Beggs & Lane  
Post Office Box 12950  
Pensacola, FL 32576-2950

JOSEPH A. MCGLOTHLIN, ESQUIRE  
VICKI GORDON KAUFMAN, ESQUIRE  
McWhirter, Reeves, McGlothlin,  
Davidson & Bakas  
315 South Calhoun Street  
Suite 716  
Tallahassee, FL 32301

JOHN W. McWHIRTER, JP., ESQUIRE  
McWhirter, Reeves, McGlothlin,  
Davidson & Bakas  
P.O. Box 3350  
Tampa, FL 33601

JEFFREY A. STONE, ESQUIRE  
Beggs & Lane  
700 Blount Building  
P.O. Box 12950  
Pensacola, FL 32576-2950

JACK L. HASKINS, MANAGER  
Rates & Regulatory Matters  
Gulf Power Company  
P.O. Box 13470  
Pensacola, FL 32591-3470

  
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John Roger Howe  
Deputy Public Counsel