

Case Assignment and Scheduling Record

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

Docket No. 971059-EI Date Docketed: 08/18/1997 Title: Petition to determine need for existing Tiger Bay Electrical Power Plant and nominal electrical capacity increase to that plant by Florida Power Corporation.
 Company: Florida Power Corporation

Official Filing Date: _____ Expiration: _____
 Last Day to Suspend: _____

Referred to: _____
 ("C)" indicates OPR

ADH	AFA	APP	CAF	CHU	(EAG)	GCL	LEG	RAR	RRR	MAW
_____	<u>X</u>	_____	_____	_____	<u>X</u>	_____	<u>X</u>	_____	_____	_____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B2(a)

Staff Assignments

OPR Staff M Futrell, T Bohrmann

Staff Counsel B Eiles, L Paugh

OCRs (AFA) T Worlega

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WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

1

1. Testimony - Intervenor
2. Prehearing Statements
3. Testimony - Staff
4. Staff Recommendation-Rule Waiver to Hearing 10/20
5. Prehearing
6. Testimony - Rebuttal
7. Transcripts Due - Prehearing
8. Hearing
9. Transcripts Due - Hearing
10. Briefs Due
11. Standard Order - Rule Waiver (Bench Decision)
12. Staff Recommendation
13. Agenda - Regular
14. Standard Order
15. Close Docket or Revise CASR
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Due Dates

Previous Current

	Previous	Current
1. Testimony - Intervenor	SAME	09/29/1997
2. Prehearing Statements	SAME	10/02/1997
3. Testimony - Staff	SAME	10/06/1997
4. Staff Recommendation-Rule Waiver to Hearing 10/20	09/25/1997	10/08/1997
5. Prehearing	SAME	10/09/1997
6. Testimony - Rebuttal	SAME	10/13/1997
7. Transcripts Due - Prehearing	SAME	10/16/1997
8. Hearing	SAME	10/20/1997
9. Transcripts Due - Hearing	SAME	10/24/1997
10. Briefs Due	SAME	11/05/1997
11. Standard Order - Rule Waiver (Bench Decision)	10/17/1997	11/10/1997
12. Staff Recommendation	SAME	11/20/1997
13. Agenda - Regular	SAME	12/02/1997
14. Standard Order	SAME	12/22/1997
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Recommended assignments for hearing and/or deciding this case:

Full Commission _____ Commission Panel X
 Hearing Examiner _____ Staff _____

Date filed with RAR: 09/29/1997

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JN	DS	CL	KS	GR		
		X	X		X		

- Prehearing Officer

Commissioners					ADM
JN	DS	CL	KS	GR	
				X	

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: JLJ/W
 Date: Pending 10/2/97

C

Case Assignment and Scheduling Record

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

Docket No. 971059-E1 Date Docketed: 08/18/1997 Title: Petition to determine need for existing Tiger Bay Electrical Plant and nominal electrical capacity increase to that plant by Florida Power Corporation.
 Company: Florida Power Corporation

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____
 ("(") indicates OPR)

ADN	AFA	APP	CAF	CHU	(EAG)	GCL	LEG	RAR	RRR	WAW
_____	<u>X</u>	_____	_____	_____	<u>X</u>	_____	<u>X</u>	_____	_____	_____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B2(a)

Staff Assignments

OPR Staff M Futrell, T Bohrmann

Staff Counsel B Elias

OCEs (AFA) T Moriege

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WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

0

Due Dates

Previous Current

1. FAW Notice Filed	NONE	09/05/1997
2. Notice of Prehearing and Hearing	NONE	09/05/1997
3. Issue Identification	NONE	09/10/1997
4. Testimony - Company	NONE	09/15/1997
5. Staff Recommendation - Rule Waiver	NONE	09/25/1997
6. Testimony - Intervenor	NONE	09/29/1997
7. Prehearing Statements	NONE	10/02/1997
8. Testimony - Staff	NONE	10/06/1997
9. Agenda - Rule Waiver	NONE	10/07/1997
10. Prehearing	NONE	10/07/1997
11. Testimony - Rebuttal	NONE	10/13/1997
12. Transcripts Due - Prehearing	NONE	10/16/1997
13. Standard Order - Rule Waiver	NONE	10/17/1997
14. Hearing	NONE	10/20/1997
15. Transcripts Due - Hearing	NONE	10/24/1997
16. Briefs Due	NONE	11/05/1997
17. Staff Recommendation	NONE	11/20/1997
18. Agenda - Regular	NONE	12/02/1997
19. Standard Order	NONE	12/22/1997
20. Close Docket or Revise CASR	NONE	01/21/1998
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Recommended assignments for hearing and/or deciding this case:

Full Commission _____ Commission Panel X
 Hearing Examiner _____ Staff _____

Date filed with RAR: 08/25/1997

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JW	DS	CL	KS	GR		
		X	X		X		

- Prehearing Officer

Commissioners					ADN
JW	DS	CL	KS	GR	
				X	

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: _____
 Date: 08/26/1997

CSRA

Case Assignment and Scheduling Record

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

Docket No. 971059-EI Date Docketed: 08/18/1997 Title: Petition to determine need for existing Tiger Bay electrical Power Plant and nominal electrical capacity increase to that plant by Florida Power Corporation.
 Company: Florida Power Corporation

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: ADM AFA APP CAF CMU (EAG) GCL LEG RAR RRR WAW
 ("(") indicates OPR) _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module A13(c)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

Staff Assignments

OPR Staff _____

Staff Counsel _____

OCRs () _____

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Due Dates

Previous Current

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Recommended assignments for hearing and/or deciding this case:

Full Commission _____ Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: _____

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JN	DS	CL	KS	GR		

- Prehearing Officer

Commissioners					ADM
JN	DS	CL	KS	GR	

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: _____

Date: / /

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

NOTICE OF NEED DETERMINATION HEARING
ON PROPOSED ELECTRICAL POWER PLANT

TO

FLORIDA POWER CORPORATION

AND

ALL OTHER INTERESTED PERSONS

DOCKET NO. 971059-EI

IN RE: PETITION TO DETERMINE NEED FOR EXISTING TIGER BAY
ELECTRICAL POWER PLANT AND NOMINAL ELECTRICAL CAPACITY INCREASE
TO THAT PLANT BY FLORIDA POWER CORPORATION.

ISSUED: September 5, 1997

NOTICE is hereby given that the Florida Public Service Commission will hold a public hearing in the above docket at the time and place listed below. All persons who wish to be heard are urged to be present at the beginning of the hearing on Monday, October 20, 1997.

9:30 a.m., Monday, October 20, 1997
Commission Hearing Room 148
The Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida

Any person requiring some accommodation at the hearing or the prehearing conference because of a physical impairment should call the Division of Records and Reporting at (850) 413-6770 at least five calendar days prior to the hearing or prehearing conference. Any person who is hearing or speech impaired should contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

PURPOSE AND PROCEDURE

The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Sections 403.501-.519, Florida Statutes (1995), for the existing Tiger Bay power plant and related facilities located near Ft. Meade in Polk County, Florida; to permit any intervenors to present testimony and exhibits concerning this matter; to permit members of the public who are not parties to the need determination proceeding the

NOTICE OF COMMISSION NEED DETERMINATION HEARING AND PREHEARING
DOCKET NO. 971059-EI
PAGE 2

opportunity to present testimony concerning this matter; and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

The proceedings will be governed by the provisions of Chapter 120, Florida Statutes, Section 403.519, Florida Statutes, and Chapter 25-22, Florida Administrative Code.

Under Section 403.519, Florida Statutes, the Commission is the sole forum for the determination of need for the electrical power plant and associated facilities. In making its determination, the Commission must take into account the need for electric system reliability and integrity, the need for adequate electricity at a reasonable cost, and whether the proposed plant is the most cost-effective alternative available. The Commission must also expressly consider the conservation measures taken by or reasonably available to Florida Power Corporation which might mitigate the need for the Tiger Bay facility and other matters within its jurisdiction which it deems relevant. The Commission's determination of need for the Tiger Bay facility shall create a presumption of public need and necessity and shall serve as the Commission's report as required by Subsection 403.507(2)(a)(2), Florida Statutes. An order entered by the Commission pursuant to this hearing shall constitute final agency action.

Only issues relating to the need for the power plant and its associated facilities will be heard at the October 20, 1997 hearing. Separate public hearings will be held before the Division of Administrative Hearings to consider environmental and other impacts of the existing plant and associated facilities.

Members of the public who are not parties to the need determination proceeding will have an opportunity to present testimony regarding the need for the plant and associated facilities. All members of the public who wish to offer testimony should be present at the beginning of the hearing. All witnesses will be sworn and will be subject to cross-examination at the conclusion of their testimony.

Written comments regarding the need for the proposed plant and associated facilities may be sent to the Commission at the following address:

Blanca S. Bayó
Director, Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0870
Re: Docket No. 971059-EI

Anyone wishing to become a party to the need determination proceeding should file an appropriate petition pursuant to Rule 25-22.039, Florida Administrative Code with the Director of the Commission's Division of Records and Reporting at the address listed above. Copies of the petition should be sent by mail to all parties. Those wishing to intervene in these proceedings, unless appearing on their own behalf, must be represented by an attorney or other person who can be determined to be a qualified representative pursuant to Chapter 120, Florida Statutes, and Rule 25-22.008, Florida Administrative Code. Petitions for leave to intervene must be filed at least five (5) days before the final hearing, must conform with Commission Rule 25-22.036(7)(a), Florida Administrative Code, and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the hearing.

GENERAL LOCATION AND PROJECT DESCRIPTION

The Tiger Bay facility is an existing nominal 220 MW combined cycle generating facility located near Ft. Meade in Polk County, Florida. Florida Power Corporation proposes to increase the steam capacity of the facility to greater than 75 megawatts.

PREHEARING CONFERENCE

A prehearing conference will be held at the following time and place:

1:30 p.m., Thursday, October 9, 1997
Room 148, The Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida

The purpose of this prehearing conference will be to consider: (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as may aid in the disposition of the action.

JURISDICTION

Jurisdiction over this determination of need is vested in the Commission by Chapter 366 and Section 403.519, Florida Statutes. This proceeding will be governed by the provisions of Chapter 120,

NOTICE OF COMMISSION NEED DETERMINATION HEARING AND PREHEARING
DOCKET NO. 971059-EI
PAGE 4

Florida Statutes, as well as Chapter 25-22, Florida Administrative Code.

APPLICATION

A copy of the Petition to Determine Need and supporting exhibits are available for public inspection during normal business hours at the following location:

Florida Public Service Commission
Division of Records and Reporting
Room 110, The Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida

By DIRECTION of the Florida Public Service Commission this
5th day of September, 1997.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

RECEIVED

NOV 18 1997

1:50

FPSC - Records/Reporting

MEMORANDUM

NOVEMBER 18, 1997

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (PAUGH, ELIAS) *JAP RVE*

RE: DOCKET NO. 971059-EI - PETITION TO DETERMINE NEED FOR EXISTING TIGER BAY ELECTRICAL POWER PLANT AND MINIMAL ELECTRICAL CAPACITY INCREASE TO THAT PLANT BY FLORIDA POWER CORPORATION

PSL-97-1456-FOF-EI

Attached is a FINAL ORDER GRANTING RULE WAIVER AND GRANTING NEED DETERMINATION to be issued in the above referenced docket. (Number of pages in order -5)

LJP/js

Attachment

cc: Division of Electric and Gas (Futrell, Bohrmann)
Division of Auditing and Financial Analysis (Noriega)

I:971059fo.ljp

See 1

57/4

MEMORANDUM

OCTOBER 16, 1997

RECEIVED

OCT 16 1997

11:10
- Records/Reporting

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (PAUGH, ELIAS) *RUE*

RE: DOCKET NO. 971059-EI - PETITION TO DETERMINE NEED FOR
EXISTING TIGER BAY ELECTRICAL POWER PLANT AND MINIMAL
ELECTRICAL CAPACITY INCREASE TO THAT PLANT BY FLORIDA
POWER CORPORATION

PSC-97-1282-PHO-EI

Attached is a PREHEARING ORDER to be issued in the above
referenced docket. (Number of pages in order - 10)

LJP/js

Attachment

cc: Division of Electric and Gas (Futrell, Bohrmann)
Division of Auditing and Financial Analysis (Noriega)

I:971059st.ljp

MUST GO TODAY

*Futrell
F.P.E.*

MEMORANDUM

SEPTEMBER 19, 1997

RECEIVED

SEP 18 1997

3:45

FPSC - Records/Reporting

TO: DIVISION OF RECORDS AND REPORTING *APRVE*
FROM: DIVISION OF LEGAL SERVICES (PAUGH, ELIAS)
RE: DOCKET NO. 971059-EI - PETITION TO DETERMINE NEED FOR
EXISTING TIGER BAY ELECTRICAL POWER PLANT AND NOMINAL
ELECTRICAL CAPACITY INCREASE TO THAT PLANT BY FLORIDA
POWER CORPORATION.

PSC - 97 - 1091 - PCO - EZ

Attached is an ORDER ESTABLISHING PROCEDURE with attachments,
to be issued in the above referenced docket. (Number of pages in
order - 10)

LJP/js

Attachment

cc: Division of Electric and Gas (Futrell, Bohrmann)

Division of Auditing and Financial Analysis (Noriega)

I:971059EP.LJP

JUST GO TODAY

MEMORANDUM

AUGUST 29, 1997

RECEIVED

AUG 29 1997

9:50

FPSC - Records/Reporting

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (ELIAS) *RVE*
RE: DOCKET NO. 971059-EI - PETITION TO DETERMINE NEED FOR
EXISTING TIGER BY ELECTRICAL POWER PLANT AND NOMINAL
ELECTRICAL CAPACITY INCREASE TO THAT PLANT BY FLORIDA
POWER CORPORATION

Attached is a NOTICE OF NEED DETERMINATION HEARING AND
PREHEARING to be issued in the above referenced docket. (Number
of pages in notice - 4)

RVE/js

Attachment

cc: Division of Electric and Gas (Futrell, Bohrman)
Division of Auditing and Financial Analysis (Noriega)

I:971059nh.rve

see 1

*marked.
8/29/97*

ok



State of Florida

Public Service Commission

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

DATE: October 24, 1997
TO: Blanca Bayó, Director, Records and Reporting
FROM: Joy Kelly, Chief, Bureau of Reporting
RE: DOCKET NO. ~~971059-EL~~, HEARING HELD 10-20-97

RE: Petition to determine need for existing Tiger Bay Electrical Power Plant and nominal electrical capacity increase to that plant by Florida Power Corporation.

DOCUMENT NO: 10810, 10-22-97

The transcript for the above transcribed hearing 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, E&G

Acknowledged by:

mpc

JK/pc

PSC/RAR 28 (Rev7/94)

*Exh 1, only 1 exhibit
for this hearing
mpc*



State of Florida

Public Service Commission

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

DATE: October 10, 1997
TO: Blanca Bayó, Director, Records and Reporting
FROM: Joy Kelly, Chief, Bureau of Reporting
RE: DOCKET NO. 971059-EI, PREHEARING CONFERENCE HELD 10-9-97

RE: Petition to determine need for existing Tiger Bay Electrical Power Plant and nominal electrical capacity increase to that plant by Florida Power Corporation.

DOCUMENT NO: 10397, 10-9-97

The transcript for the above transcribed hearing 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, E&G

Acknowledged by:

JK

JK/pc

PSC/RAR 28 (Rev7/94)



BLACK & VEATCH_{LLP}

8400 Ward Parkway, P.O. Box No. 8405, Kansas City, Missouri 64114, (913) 458-2000

September 3, 1997

RECEIVED

SEP 10 1997

FPSC - Records/Reporting

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

Attention: Ms. Blanca S. Bayo, Director

Dear Ms Bayo:

I would like to be placed on the mailing list for Docket 971059-EI Petition to determine need for existing Tiger Bay Electrical Power Plant and nominal electrical capacity increase to that plant by Florida Power Corporation since I am doing need for power work for a Florida utility.

My mailing address is:

Myron Rollins
BLACK & VEATCH
P.O. Box 8405
Kansas City, MO 64114
913-458-7432

Very truly yours,

Myron R. Rollins

97 SEP 10 AM 8 33
MAIL ROOM

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
DIANE K. KIESLING
JOE GARCIA



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

Public Service Commission

August 29, 1997

VIA FAX NO. 941-687-7976

Mr. Don Jenkins
The Ledger
P.O. Box 408
Lakeland, Florida 33802

Re: Publication of notice for Commission Docket 971059-EI

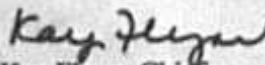
Dear Mr. Jenkins:

As we discussed, I am forwarding a copy of the notice for publication in the Friday, September 5, 1997 edition of *The Ledger*. The notice must be one-quarter page in size, and should be placed in the local section of the paper. I understand you will fax a copy of the notice to me for proofing once it has been set but before it is actually published.

After publication, the *affidavit* should be forwarded to my attention in the *Division of Records and Reporting* at the address printed at the bottom of this letter. The *bill* should be forwarded to the *Division of Administration* at the same address.

My fax number is (850) 413-7118. My telephone number is (850) 413-6744. Please call if you have any questions regarding this matter.

Sincerely,


Kay Flynn, Chief
Bureau of Records

Enclosure

cc: R. Alexander Glenn, Florida Power Corporation
Bob Elias, Division of Legal Services

DATE: 8/29/97

STATE OF FLORIDA



PUBLIC SERVICE COMMISSION

2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850

TO:

Don Jenkins, The Ledger

Fax: 941-687-7976

FROM:

Kay Flynn

Fax: (850) 413-7118

Voice: (850) 413-6770

RE:

notice in 971059-EI

Note:

5 pages attached

59-1381032

The Ledger

DON JENKINS
401 South Missouri Avenue (33801)
P.O. Box 408
Lakeland, FL 33802

FAX 941-687-7976

PHONE - 941-687-7921

Lakeland, Florida

Please deliver the following pages to:

Name: KAY FLYNN

Company/Firm: BUREAU OF RECORDS

Telecopier No: 850-413-7118

From: Don Jenkins

Extension: _____

We are transmitting a total of 2 pages including this cover letter.

Date: 9-2-97

Time: 3:15 AM

Notes: FOR YOUR REVIEW. PLS. FAX BACK
APPROVAL OR CHANGES. THANK YOU,
Don Jenkins

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

NOTICE OF NEED DETERMINATION HEARING ON PROPOSED ELECTRICAL POWER PLANT

TO FLORIDA POWER CORPORATION AND ALL OTHER INTERESTED PERSONS DOCKET NO. 971069-E1

IN RE: PETITION TO DETERMINE NEED FOR EXPANSION UNDER BAY ELECTRICITY POWER PLANT AND INCREASED ELECTRICAL CAPACITY INCREASE TO THAT PLANT BY FLORIDA POWER CORPORATION.

DATED: September 1, 1997

NOTICE is hereby given that the Florida Public Service Commission will hold a public hearing in the above stated title and place listed below. All persons who wish to be heard are urged to be present at the beginning of the hearing on Thursday, October 23, 1997.

9:30 a.m., Thursday, October 23, 1997
Commission Meeting Room 101
The Betty Eshley Conference Center
4075 Spansville Way
Tallahassee, Florida

Any person requiring some accommodation at the hearing or the prehearing conference because of a physical impairment should call the Division of Records and Reporting at (904) 491-4779 at least five calendar days prior to the hearing or prehearing conference. Any person who is hearing or speech impaired should contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at 1-800-486-6771 (TDD).

PURPOSE AND SCOPE

The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Sections 405.001-018, Florida Statutes (1995), for the existing Bay Electric power plant and associated facilities located near Ft. Meade in Polk County, Florida. Specific to permit any increases in power capacity and address increasing the station to permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning the matter, and/or for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the discretion of the Commission.

The proceedings will be governed by the provisions of Chapter 120, Florida Statutes, Section 405.018, Florida Statutes, and Chapter 26-82, Florida Administrative Code.

Under Section 405.001, Florida Statutes, the Commission is the sole forum for the determination of need for the electrical power plant and associated facilities. In making its determination, the Commission shall take into account the need for electrical power plant and associated facilities, the need for adequate electricity to a reasonable need, and whether the proposed plant is the most cost-effective alternative available. The Commission must also consider the environmental impacts of the proposed plant and the need for the plant to meet the need for the Bay Electric power plant and associated facilities. The Commission's determination of need for the Bay Electric power plant and associated facilities shall be subject to cross-examination at the discretion of the Commission pursuant to the hearing and constitute final agency action.

Only issues relating to the need for the power plant and its associated facilities will be heard at the October 23, 1997 hearing. Separate public hearings will be held before the Division of Administrative Hearings to resolve environmental and other impacts of the existing plant and associated facilities.

Members of the public who are not parties to the need determination proceeding will have an opportunity to present testimony regarding the need for the plant and associated facilities. All members of the public who wish to offer testimony should be present at the beginning of the hearing. All witnesses will be sworn and will be subject to cross-examination at the discretion of the Commission.

Written comments regarding the need for the proposed plant and associated facilities may be sent to the Commission at the following address:

Blanca S. Bovo
Division of Records and Reporting
Florida Public Service Commission
Room 101, The Betty Eshley Conference Center
4075 Spansville Way
Tallahassee, Florida 32304

Anyone wishing to become a party to the need determination proceeding should file an appropriate petition pursuant to Rule 26-82.005, Florida Administrative Code with the Director of the Commission's Division of Records and Reporting at the address listed above. Copies of the petition should be sent by mail to all parties. Those wishing to intervene in these proceedings, whose requests for intervention are not granted, must be represented by an attorney or other person who can be persuaded to be a qualified representative pursuant to Chapter 120, Florida Statutes, and Rule 26-82.005, Florida Administrative Code. Petitions for leave to intervene must be filed at least five (5) days before the final hearing, must comply with Commission Rule 26-82.005 (7) 05, Florida Administrative Code, and must include objections sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the hearing.

GENERAL LOCATION AND PROJECT DESCRIPTION

The Bay Electric facility is an existing natural gas combined cycle generating facility located near Ft. Meade in Polk County, Florida. Florida Power Corporation proposes to increase the steam capacity of the facility to greater than 75 megawatts.

PREHEARING CONFERENCE

A prehearing conference will be held at the following time and place:

1:30 p.m., Thursday, October 9, 1997
Room 101, The Betty Eshley Conference Center
4075 Spansville Way
Tallahassee, Florida

The purpose of the prehearing conference will be to consider: (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of exhibits; (5) the stipulation of an order of witnesses; and (6) such other matters as may aid in the disposition of the matter.

JURISDICTION

Jurisdiction over the determination of need is vested in the Commission by Chapter 366 and Section 405.018, Florida Statutes. This proceeding will be governed by the provisions of Chapter 120, Florida Statutes, as well as Chapter 26-82, Florida Administrative Code.

ATTENDANCE

A copy of the Petition to Determine Need and supporting exhibits are available for public inspection during normal business hours at the following location:

Florida Public Service Commission
Division of Records and Reporting
Room 101, The Betty Eshley Conference Center
4075 Spansville Way
Tallahassee, Florida

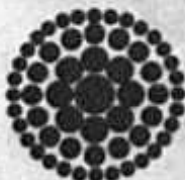
By DIRECTOR of the Florida Public Service Commission this 23rd day of September, 1997.

BLANCA S. BOVO, Director
Division of Records and Reporting

BSAD

A-689-94, 1997

9/1
Advised
Don Jenkins
that proof
looks good.
This will mean
in 9/5 edition
of Ledger.
108



**Florida
Power**
CORPORATION

RECEIVED

AUG 18 1997

PPSC - Records/Reporting

R. ALEXANDER GLENN
CORPORATE COUNSEL

August 18, 1997

BY OVERNIGHT DELIVERY

Ms. Blanca S. Bayó, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. ~~99285~~

Dear Ms. Bayó:

re dm- 09285

On Friday, August 15, 1997 I forwarded to you for filing an original and fifteen (15) copies of Florida Power Corporation's Petition To Determine Need For Existing Tiger Bay Electrical Power Plant and Nominal Electrical Capacity Increase To That Plant. I inadvertently omitted from that mailing the diskette containing the above-referenced document.

I am enclosing the 3.5 inch diskette containing the above-referenced document in WordPerfect format. I apologize for any inconvenience this omission may have caused. Thank you for your assistance in this matter.

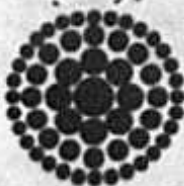
Sincerely,,

Marilyn G. Clark, secretary to
R. Alexander Glenn

/mgc

Enclosure

GENERAL OFFICE



**Florida
Power**
CORPORATION

R. ALEXANDER GLENN
CORPORATE COUNSEL

August 15, 1997

Ms. Blanca S. Bayó, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. _____

Dear Ms. Bayó:

Enclosed for filing in the subject docket are an original and fifteen (15) copies of Florida Power Corporation's Petition To Determine Need For Existing Tiger Bay Electrical Power Plant and Nominal Electrical Capacity Increase To That Plant.

Please acknowledge your receipt of the above filing on the enclosed copy of this letter and return to the undersigned. Also enclosed is a 3.5 inch diskette containing the above-referenced document in WordPerfect format. Thank you for your assistance in this matter.

Very truly yours,

R. Alexander Glenn
R. Alexander Glenn

RAG/mgc

Enclosures

GENERAL OFFICE

3201 Thirty-fourth Street South • Post Office Box 14042 • St. Petersburg, Florida 33733-4042 • (813) 866-5786 • Fax: (813) 866-4931
A Florida Progress Company

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
DIANE K. KIESLING
JOE GARCIA



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

Public Service Commission

August 18, 1997

R. Alexander Glenn, Corporate Counsel
Florida Power Corporation
Post Office Box 14042
St. Petersburg, Florida 33733-4042

Re: Docket No. 971059-EI

Dear Mr. Glenn:

This will acknowledge receipt of a petition to determine need for existing Tiger Bay Electrical Power Plant and nominal electrical capacity increase to that plant by Florida Power Corporation, which was filed in this office on August 18, 1997 and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6078 or FAX (850) 413-6079.

Division of Records and Reporting
Florida Public Service Commission