

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for Determination)
of Need for Collier-Orange River) DOCKET NO. 030084-EI
230kV Transmission Line in Collier,)
Hendry, and Lee Counties, by) FILED: March 26, 2003
Florida Power & Light Company)
_____)

BARRON COLLIER COMPANIES' PREHEARING STATEMENT
OF ISSUES AND POSITIONS

Barron Collier Companies ("Barron Collier"), pursuant to Commission Order No. PSC-03-0275-PCO-EI, the Order Establishing Procedure in this docket, hereby files its Prehearing Statement of Issues and Positions in the above-styled proceeding. For convenience, Florida Power & Light Company is referred to herein as "FPL" and the transmission line that is the subject of this proceeding, the Collier-Orange River #3 Project, is referred to simply as the "Project."

A. WITNESSES

1. Michel P. Armand

The subject matter of Mr. Armand's testimony includes the cost-effectiveness of FPL's proposed route for the Project and reliability issues associated with FPL's proposed route for the Project.

B. EXHIBITS

Exhibit 1: Resume' of Michel P. Armand

Barron Collier reserves the right to introduce additional exhibits as such may be identified through discovery. Barron Collier will endeavor to notify the Staff and FPL, and any other parties, of its intentions with regard to such exhibits as soon as practicable.

C. STATEMENT OF BASIC POSITION

The Commission should make an appropriate determination as to whether FPL has a general reliability need for additional bulk transmission resources in the area to be served by the proposed line. Pending the results of discovery, Barron Collier has no position at this time on whether FPL has such a need. FPL's own information shows that the proposed Collier-Orange River #3 Project (the "Project") is not the most cost-effective alternative for meeting FPL's alleged reliability need. Barron Collier believes that FPL has not adequately considered all viable alternatives for meeting its reliability needs, assuming that such needs can be established, and accordingly, Barron Collier believes that the Commission should deny FPL's petition for determination of need for the Project.

D, E, and F. ISSUES OF FACT, LAW, AND POLICY

Issue 1: Is FPL's proposed Collier-Orange River #3 Project needed, taking into account the need for system reliability and integrity in FPL's service area and in Florida?

BARRON COLLIER POSITION:

No position at this time pending the completion of discovery. In particular, Barron Collier needs to review FPL's load forecasts for FPL's Western Division before taking a position on this issue.

Issue 2: Is FPL's proposed Collier-Orange River #3 Project needed taking into account the need for abundant, low-cost electricity in FPL's service area and in Florida?

BARRON COLLIER POSITION:

No position at this time pending the completion of discovery. In particular, Barron Collier needs to review FPL's load forecasts for FPL's Western Division before taking a position on this issue.

Issue 3: Is FPL's proposed Collier-Orange River #3 Project needed, taking into account the specific proposed starting and ending points of the proposed Project?

BARRON COLLIER POSITION:

No position at this time pending the completion of discovery. In particular, Barron Collier needs to review FPL's load forecasts for FPL's Western Division before taking a position on this issue. (Armand)

Issue 4: Is FPL's proposed Collier-Orange River #3 Project needed, taking into account the economic and reliability impacts of the specific route proposed for the Project?

BARRON COLLIER POSITION:

Pending the completion of discovery, Barron Collier believes that the proposed Project is not the most cost-effective alternative that will satisfy FPL's economic and reliability needs, if any, for additional transmission facilities in the Project area. Accordingly, Barron Collier believes that the specific Project, with the specific route proposed by FPL, is not needed. (Armand)

Issue 5: Is FPL's proposed Collier-Orange River #3 Project the most cost-effective alternative for meeting FPL's claimed need for additional transmission resources in the area to be served by the proposed Project?

BARRON COLLIER POSITION:

No. (Armand)

Issue 6: Should the Commission grant FPL's petition for determination of need for the proposed Collier-Orange River #3 Project?

BARRON COLLIER POSITION:

No. (Armand)

Issue 7: Should this docket be closed?

BARRON COLLIER POSITION:

Yes, upon issuance of an order either denying FPL's petition or requiring FPL to explore additional alternative routes, this docket should be closed.

G. STIPULATED ISSUES

None at this time.

H. PENDING MOTIONS

Barron Collier is not aware of any pending motions at this time.

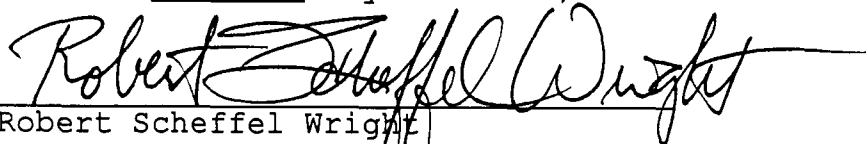
I. PENDING REQUESTS FOR CONFIDENTIAL TREATMENT

On March 19, 2003, FPL filed a request for specified confidential treatment of certain portions of its petition and prefiled testimony. Barron Collier has requested the redacted information and has offered to execute a reasonable confidentiality agreement to protect the confidentiality of the subject information. Barron Collier is not aware of any other pending requests or motions for confidential treatment at this time.

J. REQUIREMENTS OF THE PROCEDURAL ORDER

At this time, Barron Collier is not aware of any requirements of the Order Establishing Procedure with which it cannot comply.

Respectfully submitted this 26th day of March, 2003.

A handwritten signature in black ink that reads "Robert Scheffel Wright". The signature is written in a cursive style with a long horizontal flourish extending to the right.

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CERTIFICATE OF SERVICE
DOCKET NO. 030084

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by hand delivery (*), or U.S. Mail, on this 26th day of March, to the following:

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