

JAMES E. "JIM" KING, JR.

PRESIDENT



Charles J. Beck
Interim
Public Counsel

ORIGINAL

STATE OF FLORIDA
OFFICE OF THE PUBLIC COUNSEL

c/o THE FLORIDA LEGISLATURE
111 WEST MADISON ST
ROOM 812
TALLAHASSEE, FLORIDA 32399-1400
850-488-9330

JOHNNIE BYRD

SPEAKER



October 14, 2003

Ms. Blanca S. Bayó, Director
Division of the Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0870

RECEIVED FPSC
OCT 14 PM 3:13
COMMISSION
CLERK

RE: Docket No. 030007-EI

Dear Ms Bayó

Enclosed are an original and fifteen copies of the Office of Public Counsel's Preliminary Statement of Issues and Positions 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.

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

Sincerely,

Robert Vandiver
Associate Public Counsel

- AJS _____
- CAF _____
- CMP _____
- COM 5
- CTR _____
- ECR _____
- GCL _____
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- OTH _____

RV/pd
Enclosures

DOCUMENT NUMBER 0471
10021 OCT 14 03
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Environmental cost recovery)
clause.)
)
_____)

DOCKET NO. 030007-GU
FILED October 14, 2003

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-03-0114-PCO-EI, issued January 21, 2003, submit this Prehearing Statement.

APPEARANCES:

ROBERT D. VANDIVER, Esquire
Associate 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 at this time.

BOOKING NUMBER DATE

10021 OCT 14 03

FPSC - COMMISSION CLERK

D. STATEMENT OF FACTUAL ISSUES AND POSITIONS

Generic Environmental Cost Recovery Issues

ISSUE 1: What are the final environmental cost recovery true-up amounts for the period ending December 31, 2001?

POSITION: None at this time.

ISSUE 2: What are the estimated environmental cost recovery true-up amounts for the period January 2003 through December 2003?

POSITION: None at this time.

ISSUE 3: What are the total environmental cost recovery true-up amounts to be collected or refunded during the period January 2004 through December 2004?

POSITION: None at this time.

ISSUE 4: What are the projected environmental cost recovery amounts for the period January 2004 through December 2004?

POSITION: None at this time.

ISSUE 5: What depreciation rates should be used to develop the depreciation expense included in the total environmental cost recovery amounts for the January 2004 through December 2004?

POSITION: None at this time.

ISSUE 6: What are the appropriate jurisdictional separation factors for the projected period January 2004 through December 2004?

POSITION: None at this time.

ISSUE 7: What are the appropriate environmental cost recovery factors for the period January 2004 through December 2004 for each rate group?

POSITION: None at this time.

ISSUE 8: What should be the effective date of the environmental cost recovery factors for billing purposes?

POSITION: None at this time.

Company Specific Issues: Florida Power & Light Company - all 2004 items.

ISSUE 9A: Should the Commission approve FPL's request for recovery of costs for the Underground Storage Tank Replacement/Removal through the environmental Cost Recovery Clause?

POSITION: None at this time.

ISSUE 9B: How should FPL's newly proposed environmental costs for the Underground Storage Tank Replacement/Removal be allocated to the rate classes?

POSITION: None at this time.

ISSUE 9C: Should the Commission approve FPL's request for recovery of costs for Lowest Quality Water Source Project through the Environmental Cost Recovery Clause?

POSITION: None at this time.

ISSUE 9D: How should FPL's newly proposed environmental costs for the Lowest Quality Water Source Project be allocated to the rate classes?

POSITION: None at this time.

ISSUE 9E: Should the Commission approve FPL's request for recovery of costs for the Port Everglades

Electrostatic Precipitator Technology Project
through the Environmental Cost Recovery Clause?

POSITION: None at this time.

ISSUE 9F: How should FPL's newly proposed environmental costs for the Port Everglades Electrostatic Precipitator Technology Project be allocated to the rate classes?

POSITION: None at this time.

Company Specific Issues: Progress Energy Florida, Inc. - 2003 & 20004 items. This list assumes approval of PEFI's petition in 030711-EI.

ISSUE 10A: How should PEFI's newly proposed environmental costs for the Pipeline Integrity Management Program be allocated to the rate classes?

POSITION: None at this time.

ISSUE 10B: Should an adjustment be made for the level of costs currently being recovered through PEFI's base rate for the Aboveground Tank Secondary Containment Program?

POSITION: None at this time.

ISSUE 10C: How should PEFI's newly proposed environmental costs for the Aboveground Tank Secondary Containment Program be allocated to the rate classes?

POSITION: None at this time.

ISSUE 10D: What are the appropriate weighted debt and equity rates of return for the recovery of capital investment costs for PEFI?

POSITION: None at this time.

Company Specified Issues: Gulf Power Company - all 2004 items.

ISSUE 11A: Should the Commission approve Gulf's request for recovery of costs for the Plant Crist Unit 7 Scrubber Study through the Environmental Cost Recovery clause?

POSITION: None at this time.

ISSUE 11B: How should Gulf's newly proposed environmental costs for the Plant Crist Unit 7 Scrubber Study be allocated to the rate classes?

POSITION: None at this time.

ISSUE 11C: Should the Commission approve Gulf's request for recovery of costs for the Plant Crist Fourier Transform Infrared Spectrometer through the Environmental Cost Recovery Clause?

POSITION: None at this time.

Issue 11D: How should Gulf's newly proposed environmental costs for the Plant Crist Fourier Transform Infrared Spectrometer be allocated to the rate classes?

POSITION: None at this time.

ISSUE 11E: Should the Commission approve Gulf's request for recovery of costs for the Plant Crist Stormwater Project through the Environmental Cost Recovery Clause?


POSITION: None at this time.

ISSUE 11F: How should Gulf's newly proposed environmental costs for the Plant Crist Stormwater Project be allocated to the rate classes?

POSITION: None at this time.

Dated this 14th day of October, 2003.

Respectfully submitted

A handwritten signature in black ink, appearing to read "Robert Vandiver", with a long horizontal flourish extending to the right.

Robert Vandiver
Florida Bar No. 344052
Associate Public Counsel
Room 812, 111 W. Madison Street
Tallahassee, Florida, 32399-1400
850) 488-9330
850) 488-4491 (fax)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Citizens First Set of Interrogatories has been furnished by U.S. Mail on this 14th day of October, 2003, to the following:

James Beasley
Lee Willis
Ausley Law Firm
Post Office Box 391
Tallahassee, FL 32302

John McWhirter, Jr
McWhirter Reeves Law Firm
400 North Tampa Street, Suite 2450
Tampa, FL 33602

Bill Walker
Florida Power & Light
215 South Monroe Street, Ste 818
Tallahassee, FL 32301-1859

Mr. R. Wade Litchfield
Florida Power & Light Company
700 Universe Blvd.
Juno Beach, FL 33408-0420

James A. Mcgee
Progress Energy Florida, Inc.
Post Office Box 14042
St. Petersburg, FL 33733-4042

Hopping Law Firm
Richard Melson/Gray Perko
Post Office Box 6526
Tallahassee, FL 32314

Susan D. Ritenour
Richard McMillan
Gulf Power Company
One Energy Place
Pensacola, FL 32520-0780


Joseph McGlothlin
Vicki Kaufman
McWhirter Law Firm
117 S. Gadsden Street
Tallahassee, FL 32301

John T. Butler, P.A.
Steele Law Firm
200 S. Biscayne Blvd. Ste. 4000
Miami, FL 33131-2398

Angela Llewellyn
Tampa Electric Company
Post Office Box 111
Tampa, FL 33601-0111

Jeffrey Stone/Russell Badders
Beggs & Lane Law Firm
P.O. Box 12950
Pensacola, FL 32591-2950

Progress Energy Florida, Inc.
Paul Lewis, Jr. / Bonnie Davis
106 E. College Avenue
Tallahassee, FL 32301


Robert Vandiver
Associate Public Counsel
Room 812, 111 W. Madison Street
Tallahassee, Florida, 32399-1400