

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 041414-EI

In the Matter of

PETITION FOR APPROVAL OF LONG-TERM
FUEL SUPPLY AND TRANSPORTATION
CONTRACTS FOR HINES UNIT 4 AND
ADDITIONAL SYSTEM SUPPLY AND
TRANSPORTATION, BY PROGRESS ENERGY
FLORIDA, INC.



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PROCEEDINGS: PREHEARING

BEFORE: COMMISSIONER RUDOLPH "RUDY" BRADLEY
PREHEARING OFFICER

DATE: Monday, April 18, 2005

TIME: Commenced at 1:35 p.m.
Concluded at 1:40 p.m.

PLACE: Betty Easley Conference Center
Hearing Room 152
4075 Esplanade Way
Tallahassee, Florida

REPORTED BY: LINDA BOLES, RPR
Official FPSC Hearings Reporter
(850) 413-6734

FLORIDA PUBLIC SERVICE COMMISSION

DOCUMENT NUMBER: DATE
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1 APPEARANCES:

2 JOHN BURNETT, ESQUIRE, Carlton Fields Law Firm,
3 Post Office Box 3239, Tampa, Florida 33607-5736, appearing on
4 behalf of Progress Energy Florida, Inc.

5 DAVID LYLES CRUTHIRDS, ESQUIRE, 4302 Cheena Drive,
6 Houston, Texas 77096, appearing on behalf of BG LNG Services,
7 LLC.

8 PATRICIA A. CHRISTENSEN, ESQUIRE, Office of Public
9 Counsel, c/o The Florida Legislature, 111 W. Madison Street,
10 Room 812, Tallahassee, Florida 32399-1400, appearing on behalf
11 of the Office of Public Counsel.

12 ADRIENNE VINING, ESQUIRE, FPSC General Counsel's
13 Office, 2540 Shumard Oak Boulevard, Tallahassee, Florida
14 32399-0850, appearing on behalf of the Commission Staff.

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P R O C E E D I N G S

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2 COMMISSIONER BRADLEY: I'd like to call this
3 prehearing conference to order.

4 Could I have the notice read, please.

5 MS. VINING: Pursuant to notice issued by the Florida
6 Public Service Commission, the prehearing conference for
7 Docket Number 041414-EI was set for this time and place. The
8 purpose of the prehearing conference is more fully set out in
9 the notice.

10 COMMISSIONER BRADLEY: Thank you. Let's take
11 appearances.

12 MR. BURNETT: Good afternoon, Commissioner. John
13 Burnett on behalf of Progress Energy Florida.

14 COMMISSIONER BRADLEY: Thank you.

15 MR. CRUTHIRDS: David Cruthirds on behalf of British
16 Gas.

17 MR. KEANE: David Keane with BG.

18 MS. CHRISTENSEN: Patty Christensen on behalf of the
19 Office of Public Counsel.

20 MS. VINING: Adrienne Vining appearing on behalf of
21 the Florida Public Service Commission.

22 COMMISSIONER BRADLEY: Okay. Thank you. Are there
23 any preliminary matters?

24 MS. VINING: None that I'm aware of, Commissioner.

25 COMMISSIONER BRADLEY: Okay. Thank you. We are

1 going to proceed through the draft prehearing order section by
2 section. If there are any questions, clarifications or changes
3 or anything to be called to my attention, please let me know
4 when we reach that section. To preserve the record, I'm going
5 to ask each party to provide oral response to each section. It
6 can just be "no changes."

7 I have a draft prehearing order provided to my office
8 on Friday, April the 15th, 19 -- I mean, I'm sorry, not 19 --
9 2005. Does everyone have a copy?

10 MS. VINING: I believe so.

11 COMMISSIONER BRADLEY: Okay. We'll begin with
12 Section I, the conduct of proceedings.

13 MR. BURNETT: No changes, sir.

14 MR. CRUTHIRDS: No changes.

15 MS. CHRISTENSEN: No changes.

16 COMMISSIONER BRADLEY: Thank you. Section II.

17 MR. BURNETT: No changes.

18 MR. CRUTHIRDS: No changes.

19 MS. CHRISTENSEN: No changes.

20 COMMISSIONER BRADLEY: Section III, jurisdiction.

21 MR. BURNETT: No changes.

22 MR. CRUTHIRDS: No changes.

23 MS. CHRISTENSEN: No changes, Commissioner.

24 COMMISSIONER BRADLEY: Section IV, procedure for
25 handling confidential information.

1 MR. BURNETT: No changes.

2 MR. CRUTHIRDS: No changes.

3 MS. CHRISTENSEN: No changes.

4 COMMISSIONER BRADLEY: Thank you. Section V,
5 post-hearing procedures.

6 MR. BURNETT: No changes.

7 MR. CRUTHIRDS: No changes.

8 MS. CHRISTENSEN: No changes.

9 COMMISSIONER BRADLEY: Thank you. Section VI,
10 prefiled testimony, exhibits and witnesses.

11 MR. BURNETT: No changes.

12 MR. CRUTHIRDS: No changes.

13 MS. CHRISTENSEN: No changes.

14 COMMISSIONER BRADLEY: Section VII, order of
15 witnesses.

16 MR. BURNETT: Sir, one change to that. Actually, the
17 order of the witnesses, if acceptable, should be Robert
18 Caldwell is the first witness, then Pamela Murphy. Those two
19 are just flip-flopped.

20 COMMISSIONER BRADLEY: Okay.

21 MR. CRUTHIRDS: No changes.

22 MS. CHRISTENSEN: No changes.

23 COMMISSIONER BRADLEY: Okay. No objection; right?
24 Okay. Section VII, basic positions.

25 MR. BURNETT: No changes.

1 MR. CRUTHIRDS: No changes.

2 MS. CHRISTENSEN: No changes, Commissioner.

3 COMMISSIONER BRADLEY: Thank you. Section IX, issues
4 and positions. I'm not going to go through each of the
5 individual issues. If anyone has any comments or changes to
6 any of the issues, go ahead and offer them up now.

7 MR. BURNETT: No changes as to all issues, sir.

8 MR. CRUTHIRDS: No changes.

9 MS. CHRISTENSEN: No changes to any of the issues.

10 COMMISSIONER BRADLEY: Thank you. Section X, exhibit
11 list.

12 MR. BURNETT: No changes.

13 MR. CRUTHIRDS: No changes.

14 MS. CHRISTENSEN: No changes.

15 COMMISSIONER BRADLEY: Thank you. Section XI,
16 proposed stipulations.

17 MR. BURNETT: No changes.

18 COMMISSIONER BRADLEY: Wait a minute.

19 MS. VINING: There are no proposed stipulations at
20 this time.

21 COMMISSIONER BRADLEY: Okay. Okay.

22 MR. CRUTHIRDS: No, no stips.

23 COMMISSIONER BRADLEY: Okay. Ms. Christensen, is
24 that --

25 MS. CHRISTENSEN: None that I'm aware of.

1 COMMISSIONER BRADLEY: Okay. Section XII, pending
2 motions.

3 MS. VINING: The only change that I would note is
4 that you had signed an order today on BG's petition to
5 intervene and BG's request for representation by qualified
6 representative. Those will be issued today.

7 COMMISSIONER BRADLEY: Yes.

8 MS. VINING: And the others will be addressed before
9 the hearing.

10 COMMISSIONER BRADLEY: Okay. Any questions about --

11 MR. CRUTHIRDS: I only had questions on those two
12 motions. But if they've been ruled on, no action. Thank you.

13 COMMISSIONER BRADLEY: Any other comments?

14 MS. CHRISTENSEN: No questions.

15 MR. BURNETT: No questions, sir.

16 COMMISSIONER BRADLEY: Okay. Section XIII, pending
17 confidentiality matters.

18 MS. VINING: Again, those will, those will be
19 addressed before the hearing.

20 MR. BURNETT: No questions, sir.

21 MR. CRUTHIRDS: No questions.

22 MS. CHRISTENSEN: No questions.

23 COMMISSIONER BRADLEY: Okay. Thank you. Section
24 XIV, rulings.

25 MR. BURNETT: No questions.

1 MR. CRUTHIRDS: No questions.

2 MS. CHRISTENSEN: No questions.

3 COMMISSIONER BRADLEY: Okay. Just a minute.

4 MS. VINING: I just want to go on record that the
5 ruling here is opening statements, if any, shall not exceed ten
6 minutes per party. Is that acceptable to all the parties?

7 MR. BURNETT: Acceptable to Progress Energy.

8 MR. CRUTHIRDS: Yes to BG.

9 MS. CHRISTENSEN: OPC has no problem with ten
10 minutes.

11 COMMISSIONER BRADLEY: Okay. Thank you. Is, is
12 there anything else to come before the prehearing officer at
13 this time?

14 MS. VINING: Nothing that I'm aware of.

15 MR. BURNETT: No, sir.

16 MR. CRUTHIRDS: No, sir.

17 MS. CHRISTENSEN: No, sir.

18 COMMISSIONER BRADLEY: Okay. Thank you. Hearing
19 nothing, this prehearing is adjourned.

20 (Prehearing conference adjourned at 1:40 p.m.)

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1 STATE OF FLORIDA)
 :
) CERTIFICATE OF REPORTER
 2 COUNTY OF LEON)

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I, LINDA BOLES, RPR, Official Commission Reporter, do hereby certify that the foregoing proceeding was heard at the time and place herein stated.

IT IS FURTHER CERTIFIED that I stenographically reported the said proceedings; that the same has been transcribed under my direct supervision; and that this transcript constitutes a true transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative, employee, attorney or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorneys or counsel connected with the action, nor am I financially interested in the action.

DATED THIS 19th day of APRIL, 2005.

Linda Boles

 LINDA BOLES, RPR
 FPSC Official Commission Reporter
 (850) 413-6734