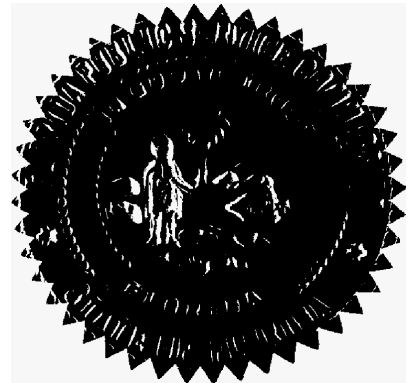


BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 050145-EI

In the Matter of

PETITION FOR DETERMINATION OF NEED FOR  
ST. JOHNS-PELLICER-PRINGLE 230 KV  
TRANSMISSION LINE, BY FLORIDA POWER  
& LIGHT COMPANY.



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PROCEEDINGS: PREHEARING

BEFORE: COMMISSIONER LISA POLAK EDGAR  
Prehearing Officer

DATE: Monday, May 2, 2005

TIME: Commenced at 1:30 p.m.  
Concluded at 1:40 p.m.

PLACE: Betty Easley Conference Center  
Room 148  
4075 Esplanade Way  
Tallahassee, Florida

REPORTED BY: JANE FAUROT, RPR  
Chief, Office of Hearing Reporter Services  
FPSC Division of Commission Clerk and  
Administrative Services  
(850) 413-6732

DOCUMENT NUMBER DATE

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1 APPEARANCES:

2                   KENNETH HOFFMAN, ESQUIRE, Rutledge Law Firm, P.O. Box  
3 551, Tallahassee, Florida 32302-0551, appearing on behalf of  
4 Florida Power & Light Company.

5                   MARTHA BROWN, ESQUIRE, FPSC General Counsel's Office,  
6 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850,  
7 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 EDGAR: We'll call this prehearing  
3 conference to order.

4 Staff Counsel, please read the notice.

5 MS. BROWN: By notice issued March 30th, 2005, the  
6 Commission scheduled this time and place for a prehearing  
7 conference in Docket Number 050145-EI, in re, petition for  
8 determination of need for St. Johns-Pellicer-Pringle 230 kV  
9 transmission line by Florida Power and Light Company. The  
10 purpose of the prehearing conference is described in the  
11 notice.

12 COMMISSIONER EDGAR: Thank you.

13 Take appearances.

14 MR. HOFFMAN: Good afternoon, Commissioner. My name  
15 is Kenneth A. Hoffman, and I'm appearing on behalf of Florida  
16 Power and Light Company.

17 MS. BROWN: And I'm Martha Carter Brown on behalf of  
18 the Commission.

19 COMMISSIONER EDGAR: Okay. Any preliminary matters?

20 MS. BROWN: No, Commissioner, we have none.

21 COMMISSIONER EDGAR: I understand that what we have  
22 before us today is pretty straightforward. But for my benefit,  
23 if no one else's, let's go ahead and walk through it, if that  
24 is all right.

25 Sections I through IV of the draft prehearing order;

1 conduct of proceedings, case background, jurisdiction, and  
2 procedure for confidential information. Any corrections, any  
3 concerns?

4 MR. HOFFMAN: No, none here.

5 MS. BROWN: No, ma'am.

6 COMMISSIONER EDGAR: Okay. Post-hearing procedures.  
7 I understand that we have a hearing scheduled for May 9th, and  
8 that we will be doing a bench decision at the conclusion of  
9 that hearing. Is that --

10 MR. HOFFMAN: That's my understanding, as well,  
11 Commissioner.

12 COMMISSIONER EDGAR: Thank you.

13 MS. BROWN: Staff's as well.

14 COMMISSIONER EDGAR: Prefiled testimony and exhibits.  
15 I understand that we have proposed stipulations, and that FPL's  
16 witness may be excused from the hearing if no Commissioner on  
17 the panel has any questions. That FPL will be notified by  
18 Thursday, May 5th, if, indeed, the witness will be asked to be  
19 present. Is that suitable?

20 MR. HOFFMAN: Yes, ma'am.

21 COMMISSIONER EDGAR: The draft shows all five issues  
22 as proposed stipulated issues. Any corrections to any of the  
23 five issues as stated?

24 MR. HOFFMAN: FPL has no corrections. The language  
25 that is reflected in the draft prehearing order accurately

1 reflects the stipulations that we've reached with the staff.

2 COMMISSIONER EDGAR: Thank you.

3 Staff.

4 MS. BROWN: Staff agrees.

5 COMMISSIONER EDGAR: Exhibits. Any corrections?

6 MR. HOFFMAN: No. Those are the two exhibits,

7 Commissioner Edgar.

8 COMMISSIONER EDGAR: And we have already discussed  
9 the proposed stipulations. Pending motions. Any pending  
10 confidentiality matters, any changes to what we have before us?

11 MS. BROWN: No.

12 MR. HOFFMAN: I'm sorry, Martha. From FPL's  
13 perspective there are no pending matters. The only pending  
14 matter is under the matter of confidential information, and FPL  
15 had filed a notice of intent and a request for confidential  
16 classification of the Appendices A and B to Exhibit A to its  
17 petition containing an assortment of load flow diagrams. And  
18 the staff has determined that it no longer needs that  
19 information in the record.

20 The staff has been kind enough to acknowledge that it  
21 no longer needs that confidential information and intends to  
22 return it to FPL, and has documented that by a letter to me,  
23 and, I believe, a letter to the Commission Clerk's Office.

24 MS. BROWN: That is correct, Commissioner.

25 COMMISSIONER EDGAR: So that takes care of that to

1 your satisfaction --

2 MR. HOFFMAN: Yes, ma'am.

3 COMMISSIONER EDGAR: -- and to the needs of staff.

4 MS. BROWN: (Indicating yes.)

5 COMMISSIONER EDGAR: Thank you.

6 The draft prehearing order reflects ten minutes for  
7 the parties for opening statements. Does that meet your needs?

8 MR. HOFFMAN: I don't believe we will need an opening  
9 statement, Commissioner Edgar. We are hoping that and  
10 anticipating that we will be able to stipulate the prefiled  
11 testimony of Mr. Ordax together with his exhibits into the  
12 record and be able to move forward without an opening  
13 statement. But certainly if one is necessary, that would  
14 certainly suit our needs.

15 MS. BROWN: That's fine with staff, too.

16 COMMISSIONER EDGAR: Okay. Any other matters that  
17 you would like to bring up at this time?

18 MS. BROWN: Staff has none.

19 MR. HOFFMAN: And FPL has none.

20 COMMISSIONER EDGAR: Again, as mentioned earlier, the  
21 hearing is scheduled for May 9th at 9:30 in the morning in this  
22 room. That is all that I have before me.

23 Anything else that we need to address?

24 MR. HOFFMAN: Not from FPL.

25 COMMISSIONER EDGAR: This hearing is adjourned.

1 Thank you.

2 MR. HOFFMAN: Thank you, Commissioner.

3 MS. BROWN: Thank you.

4 (The prehearing concluded at 1:40 p.m.)

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STATE OF FLORIDA )  
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COUNTY OF LEON )

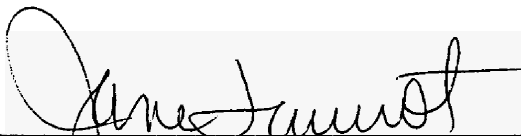
CERTIFICATE OF REPORTER

I, JANE FAUROT, RPR, Chief, Office of Hearing Reporter Services, FPSC Division of Commission Clerk and Administrative Services, 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' attorney or counsel connected with the action, nor am I financially interested in the action.

DATED THIS 4th day of May, 2005.



\_\_\_\_\_  
JANE FAUROT, RPR  
Chief, Office of Hearing Reporter Services  
FPSC Division of Commission Clerk and  
Administrative Services  
(850) 413-6732