

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition to determine need for Treasure Coast Energy Center Unit 1, proposed electrical power plant in St. Lucie County, by Florida Municipal Power Agency.

DOCKET NO. 050256-EM
FILED: JUNE 10, 2005

RECEIVED PSC
JUN 10 PM 1:20
COMMISSION CLERK

STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-05-0485-PCO-EM, filed May 4, 2005, the Staff of the Florida Public Service Commission files its Prehearing Statement.

a. All Known Witnesses

None for staff at this time.

b. All Known Exhibits

None for staff at this time.

c. Staff's Statement of Basic Position

Staff's positions are preliminary and based on materials filed by the parties and on discovery. The preliminary positions are offered to assist the parties in preparing for the hearing. Staff's final positions will be based upon all the evidence in the record and may differ from the preliminary positions stated herein.

d. Staff's Position on the Issues

Issue 1: Is there a need for the proposed Treasure Coast Energy Center Unit 1, taking into account the need for electric system reliability and integrity, as this criterion is used in Section 403.519, Florida Statutes?

Position: No position at this time.

Issue 2: Is there a need for the proposed Treasure Coast Energy Center Unit 1, taking into account the need for adequate electricity at a reasonable cost, as this criterion is used in Section 403.519, Florida Statutes?

Position: No position at this time.

Issue 3: Are there any conservation measures taken by or reasonably available to the Florida Municipal Power Agency which might mitigate the need for the proposed Treasure Coast Energy Center Unit 1?

CMP _____
COM 5
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
RCA _____
SCR _____
SEC 1
OTH _____

DOCUMENT NUMBER DATE
05578 JUN 10 05
FPSC-COMMISSION CLERK

Position: No position at this time.

Issue 4: Is the proposed Treasure Coast Energy Center Unit 1 the most cost-effective alternative available, as this criterion is used in Section 403.519, Florida Statutes?

Position: No position at this time.

Issue 5: Based on the resolution of the foregoing issues, should the Commission grant the Florida Municipal Power Agency's petition to determine the need for the proposed Treasure Coast Energy Center Unit 1?

Position: No position at this time.

Issue 6: Should this docket be closed?

Position: When the Commission has issued its final order in the case and the time for reconsideration has passed, this docket should be closed.

e. Pending Motions

The City of Vero Beach's Petition to Intervene, filed June 9, 2005, is pending at this time.

f. Pending Confidentiality Claims or Requests

FMPA's request for confidential classification of document no. 03616-05 is pending.

g. Compliance with Order No. PSC-05-0485-PCO-EM

Staff has complied with all requirements of the Order Establishing Procedure entered in this docket.

Respectfully submitted this 10th day of June, 2005.


MARTHA CARTER BROWN, STAFF COUNSEL

FLORIDA PUBLIC SERVICE COMMISSION
Gerald L. Gunter Building
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0863
Telephone: (850) 413-6199

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to determine need for Treasure Coast Energy Center Unit 1, proposed electrical power plant in St. Lucie County, by Florida Municipal Power Agency.

DOCKET NO. 050256-EM

FILED: JUNE 10, 2005

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Staff's Prehearing Statement has been served by electronic and U. S. Mail to Gary V. Perko, Esq. (garyp@hgslaw.com) and Brian D. O'Neill (boneill@llgm.com) and that a copy of same was furnished to the following, by U.S. Mail, on this 10th day of June, 2005.

Gary V. Perko, Esquire
Gary P. Sams, Esquire
Hopping Law Firm
P.O. Box 6526
Tallahassee, FL 32314

Mr. Paul Darst
Department of Community Affairs
Division of Resource Planning/Mgmt.
2555 Shumard Oak Blvd.
Tallahassee, FL 32399-2100


Department of Environmental Protection
(Siting)
Attn: Buck Oven, Siting Coordination Office
2600 Blairstone Road
Tallahassee, FL 32301

Florida Municipal Power Agency
Frederick M. Bryant/Jody Lamar Finklea
P.O. Box 3209
Tallahassee, FL 32315-3209

Florida Municipal Power Agency (Orl)
8553 Commodity Circle
Orlando, FL 32819-9002

Brian D. O'Neill, Esquire
LeBoeuf, Lamb, Greene & MacRae LLP
1875 Connecticut Avenue, N.W.
Washington, D.C. 00009

Mr. James Gabbard, Interim City Manager
Mr. Paul Thompson, Utilities Director
City of Vero Beach
1053 - 20th Place
Vero Beach, FL 32961


MARTHA BROWN, STAFF COUNSEL

FLORIDA PUBLIC SERVICE COMMISSION
Gerald L. Gunter Building
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
Telephone No. (850) 413-6199