

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition for determination of need for proposed Stanton Energy Center Combined Cycle Unit B electrical power plant in Orange County, by Orlando Utilities Commission.

DOCKET NO. 060155-EM
DATED: APRIL 24, 2006

STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-06-0190-PCO-EM, the Staff of the Florida Public Service Commission files its Prehearing Statement.

a. All Known Witnesses

Staff will not submit any witness testimony in this case. Staff is aware that Orlando Utilities Commission (OUC) has submitted the testimony and exhibits of 10 witnesses to support its petition. At this point, staff can stipulate the testimony of OUC's witness Eric Fox into the record as though read, waiving cross-examination.

b. All Known Exhibits

Staff has not identified its exhibits at this time. Staff can stipulate the exhibits sponsored by witness Fox into the record.

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 STANTON B GENERATING UNIT, TAKING INTO ACCOUNT THE NEED FOR ELECTRIC SYSTEM RELIABILITY AND INTEGRITY, AS THIS CRITERION IS USED IN SECTION 403.519, FLORIDA STATUTES?

Position: Staff has no position at this time.

ISSUE 2: IS THERE A NEED FOR THE PROPOSED STANTON B GENERATING UNIT, TAKING INTO ACCOUNT THE NEED FOR ADEQUATE ELECTRICITY AT A REASONABLE COST, AS THIS CRITERION IS USED IN SECTION 403.519, FLORIDA STATUTES?

DOCUMENT NUMBER-DATE

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Position: Staff has no position at this time.

ISSUE 3: ARE THERE ANY CONSERVATION MEASURES TAKEN BY OR REASONABLY AVAILABLE TO OUC WHICH MIGHT MITIGATE THE NEED FOR THE PROPOSED STANTON B GENERATING UNIT?

Position: No. OUC evaluated the cost-effectiveness of over 180 demand-side management (DSM) measures in its Need for Power Application. OUC used the Florida Integrated Resource Evaluator (FIRE) model, which the Commission has found to be appropriate for evaluating conservation and DSM measures. None of the potential measures were found to be cost-effective, as none of the measures passed the rate impact test. On August 9, 2004, the Commission issued Order No. PSC-04-0767-PAA-EG, in Docket No. 040035-EG, which set OUC's DSM goals at zero because no DSM programs were found to be cost-effective. OUC does offer a wide variety of DSM measures under its existing seven residential and seven commercial/industrial DSM programs, and OUC also offers two pilot DSM programs, a green pricing program and a photovoltaic generation program. Those programs, however, do not provide OUC a cost-effective way to mitigate the need for the Stanton B Unit.

ISSUE 4: IS THE PROPOSED STANTON B GENERATING UNIT THE MOST COST-EFFECTIVE ALTERNATIVE AVAILABLE, AS THIS CRITERION IS USED IN SECTION 403.519, FLORIDA STATUTES?

Position: Staff has no position at this time.

ISSUE 5: BASED ON THE RESOLUTION OF THE FOREGOING ISSUES, SHOULD THE COMMISSION GRANT OUC'S PETITION TO DETERMINE THE NEED FOR THE PROPOSED STANTON B GENERATING UNIT?

Position: Staff has no position at this time.

e. Pending Motions

Staff has no pending motions.

f. Pending Confidentiality Claims or Requests

There are no pending confidentiality requests.

g. Compliance with Order No. PSC-06-0190-PCO-EM

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

Respectfully submitted this 24th day of April, 2006.


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Staff Counsel

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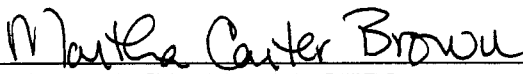
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of STAFF'S PREHEARING STATEMENT has been served to the following by U. S. mail this 24th day of April, 2006.

Orlando Utilities Commission Mr. T. B. Tart Post Office Box 3193 Orlando, FL 32802-3193	Young Law Firm Roy C. Young Post Office Box 1833 Tallahassee, FL 32302-1833
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