

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition for determination of need for
West County Units 1 and 2 electrical power
plants in Palm Beach County, by Florida
Power & Light Company.

DOCKET NO. 060225-EI

DATED: MAY 15, 2006

STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-06-0245-PCO-EI, filed March 23, 2006, the Staff of the Florida Public Service Commission files its Prehearing Statement.

A. All Known Witnesses

Judy G. Harlow

B. All Known Exhibits

Staff does not intend to sponsor any exhibits, but reserves the right to use exhibits for the purpose of cross-examination.

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: Has Florida Power & Light Company met the requirements of Rule 25-22.082, Florida Administrative Code, "Selection of Generating Capacity"?

POSITION: Staff has no position pending evidence adduced at hearing.

ISSUE 2: Is there a need for the proposed West County 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: Staff has no position pending evidence adduced at hearing.

DOCUMENT NUMBER-DATE

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ISSUE 3: Is there a need for the proposed West County Unit 2, 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 pending evidence adduced at hearing.

ISSUE 4: Is there a need for the proposed West County 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: Staff has no position pending evidence adduced at hearing.

ISSUE 5: Is there a need for the proposed West County Unit 2, taking into account the need for adequate electricity at a reasonable cost, as this criterion is used in section 403.519, Florida Statutes?

POSITION: Staff has no position pending evidence adduced at hearing.

ISSUE 6: Are there any conservation measures taken by or reasonably available to Florida Power & Light Company which might mitigate the need for the proposed West County Unit 1?

POSITION: Staff has no position pending evidence adduced at hearing.

ISSUE 7: Are there any conservation measures taken by or reasonably available to Florida Power & Light Company which might mitigate the need for the proposed West County Unit 2?

POSITION: Staff has no position pending evidence adduced at hearing.

ISSUE 8: Is the proposed West County Unit 1 the most cost-effective alternative available, as this criterion is used in section 403.519, Florida Statutes?

POSITION: Staff has no position pending evidence adduced at hearing.

ISSUE 9: Is the proposed West County Unit 2 the most cost-effective alternative available, as this criterion is used in section 403.519, Florida Statutes?

POSITION: Staff has no position pending evidence adduced at hearing.

ISSUE 10: Based on the resolution of the foregoing issues, should the Commission grant FPL's petition to determine the need for the proposed West County Unit 1?

POSITION: Staff has no position pending evidence adduced at hearing.

ISSUE 11: Based on the resolution of the foregoing issues, should the Commission grant FPL's petition to determine the need for the proposed West County Unit 2?

POSITION: Staff has no position pending evidence adduced at hearing.

ISSUE 12: If an affirmative determination of need is granted, should Florida Power & Light Company be required to annually report the budgeted and actual cost compared to the estimated total in-service cost of the proposed West County Units 1 and 2?

POSITION: Staff has no position pending evidence adduced at hearing.

ISSUE 13: Should this docket be closed?

POSITION: Staff has no position at this time.

E. Stipulated Issues

There are no issues that have been stipulated at this time.

F. Pending Motions

Staff has no pending motions.

G. Pending Confidentiality Claims or Requests

Staff is aware of one pending confidentiality request by FPL: Document No. 02158-06

H. Compliance with Order No. PSC-06-0245-PCO-EI

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

Respectfully submitted this 15th day of May, 2006.



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BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition for determination of need for West County Units 1 and 2 electrical power plant in Palm Beach County, by Florida Power & Light Company. DOCKET NO. 060225-EI
FILED: MAY 15, 2006

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of STAFF'S PREHEARING STATEMENT was furnished to the following, by U.S. Mail and electronic mail, on this 15th day of May, 2006:

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