

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery
clause with generating performance incentive
factor.

DOCKET NO. 060001-EI

DATED: OCTOBER 6, 2006

STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-06-0001-PCO-EI, filed January 3, 2006, and Order No. PSC-06-0207-PCO-EI, issued March 15, 2006, the Staff of the Florida Public Service Commission files its Prehearing Statement.

a. All Known Witnesses

None at this time

b. All Known Exhibits

None at this time. Staff reserves the right to identify exhibits for proposed stipulation prior to hearing for purposes of cross-examination at the hearing.

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

GENERIC FUEL ADJUSTMENT ISSUES

ISSUE 1: What are the appropriate fuel adjustment true-up amounts for the period January 2005 through December 2005?

POSITION: FPL: No position pending resolution of outstanding issues.
FPUC-Fernandina Beach: \$153,867 (underrecovery)
FPUC-Marianna: \$53,882 (underrecovery).
Gulf: No position pending resolution of outstanding issues.
PEF: No position pending resolution of outstanding issues.
TECO: No position pending resolution of outstanding issues.

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ISSUE 2: What are the appropriate estimated/actual fuel adjustment true-up amounts for the period January 2006 through December 2006?

POSITION: FPL: No position pending resolution of outstanding issues.
FPUC-Fernandina Beach: \$738,815 (underrecovery)
FPUC-Marianna: \$262,709 (underrecovery)
Gulf: No position pending resolution of outstanding issues.
PEF: No position pending resolution of outstanding issues.
TECO: No position pending resolution of outstanding issues.

ISSUE 3: What are the appropriate total fuel adjustment true-up amounts to be collected/refunded from January 2007 to December 2007?

POSITION: FPL: No position pending resolution of outstanding issues.
FPUC-Fernandina Beach: \$892,682 (to be collected)
FPUC-Marianna: \$316,591 (to be collected)
Gulf: No position pending resolution of outstanding issues.
PEF: No position pending resolution of outstanding issues.
TECO: No position pending resolution of outstanding issues.

ISSUE 4: What is the appropriate revenue tax factor to be applied in calculating each investor-owned electric utility's levelized fuel factor for the projection period January 2007 through December 2007?

POSITION: FPL: 1.00072
FPUC-Fernandina Beach: 1.00072
FPUC-Marianna: 1.00072
Gulf: 1.00072
PEF: 1.00072
TECO: 1.00072

ISSUE 5: What are the appropriate projected net fuel and purchased power cost recovery amounts to be included in the recovery factor for the period January 2007 through December 2007?

POSITION: FPL: No position pending resolution of outstanding issues. Recovery of carrying costs for natural gas stored in inventory at Bay Gas facility is subject to approval

by Commission in Docket No. 060362. Any recovery is subject to true-up and refund pending outcome of Docket No. 060362.

FPUC-Fernandina Beach: No position pending resolution of outstanding issues.

FPUC-Marianna: No position pending resolution of outstanding issues.

Gulf: No position pending resolution of outstanding issues.

PEF: No position pending resolution of outstanding issues.

TECO: No position pending resolution of outstanding issues.

ISSUE 6: What are the appropriate levelized fuel cost recovery factors for the period January 2007 through December 2007?

POSITION: FPL: No position pending resolution of Issues 1-5.
FPUC-Fernandina Beach: No position pending resolution of Issues 1-5.
FPUC-Marianna: No position pending resolution of Issues 1- 5.
Gulf: No position pending resolution of Issues 1- 5.
PEF: No position pending resolution of Issues 1- 5.
TECO: No position pending resolution of Issues 1- 5.

ISSUE 7: What are the appropriate fuel recovery line loss multipliers to be used in calculating the fuel cost recovery factors charged to each rate class/delivery voltage level class?

POSITION:

PEF:

<u>Group</u>	<u>Delivery Voltage Level</u>	<u>Line Loss Multiplier</u>
A.	Transmission	0.9800
B.	Distribution Primary	0.9900
C.	Distribution Secondary	1.0000
D.	Lighting Service	1.0000

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FPL:

GROUP	RATE SCHEDULE	FUEL RECOVERY LOSS MULTIPLIER
A	RS-1,GS-1,SL2,GSCU-1	1.00194
A-1*	SL-1,OL-1,PL-1	1.00194
B	GSD-1	1.00187
C	GSLD-1 & CS-1	1.00077
D	GSLD-2,CS-2,OS-2 & MET	.99464
E	GSLD-3 & CS-3	.95644
A	RST-1,GST-1	
	ON-PEAK	1.00194
	OFF-PEAK	1.00194
B	GSDT-1,CILC-1(G), HLFT(21-499kW)	
	ON-PEAK	1.00187
	OFF-PEAK	1.00187
C	GSLDT-1,CST-1, HLFT(500-1999kW)	
	ON-PEAK	1.00077
	OFF-PEAK	1.00077
D	GSLDT-2,CST-2, HLFT(2000+kW)	
	ON-PEAK	.99571
	OFF-PEAK	.99571
E	GSLDT-3,CST-3 CILC-1(T)&ISST-1(T)	
	ON-PEAK	.95644
	OFF-PEAK	.95644
F	CILC-1(D) & ISST-1(D)	
	ON-PEAK	.99298
	OFF-PEAK	.99298

ISSUE 8: What are the appropriate fuel cost recovery factors for each rate class/delivery voltage level class adjusted for line losses?

POSITION: FPL: No position pending resolution of Issue 6.
FPUC-Fernandina Beach: No position pending resolution of Issue 6.
FPUC-Marianna: No position pending resolution of Issue 6.
Gulf: No position pending resolution of Issue 6.
PEF: No position pending resolution of Issue 6.
TECO: No position pending resolution of Issue 6.

ISSUE 9: What should be the effective date of the fuel adjustment charge and capacity cost recovery charge for billing purposes?

POSITION: FPL: No position pending resolution of outstanding issues
FPUC-Fernandina Beach, FPUC-Marianna, Gulf, PEF, TECO: The new factors should be effective beginning with the first billing cycle for January 2007, and thereafter through the last billing cycle for December 2007. The first billing cycle may start before January 1, 2007, and the last billing cycle may end after December 31, 2007, so long as each customer is billed for twelve months regardless of when the factors became effective.

ISSUE 10: What are the appropriate actual benchmark levels for calendar year 2006 for gains on non-separated wholesale energy sales eligible for a shareholder incentive?

POSITION: FPL: \$19,136,028.
Gulf: \$3,546,453.
PEF: \$5,626,264.
TECO: No position pending receipt and review of discovery.

ISSUE 11: What are the appropriate estimated benchmark levels for calendar year 2007 for gains on non-separated wholesale energy sales eligible for a shareholder incentive?

POSITION: FPL: \$19,849,221.
Gulf: \$3,093,606.
PEF: \$3,187,140.
TECO: No position pending receipt and review of discovery.

ISSUE 12: What is the appropriate methodology for calculating over and under recoveries of projected fuel costs, pursuant to Commission Order Nos. 13694 and PSC-98-0691?

POSITION: No position pending receipt and review of discovery.

ISSUE 13: At what point in time should a utility notify the Commission that an over or under recovery exceeds 10% of the projected fuel costs?

POSITION: No position pending receipt and review of discovery.

ISSUE 14: What are the appropriate credits for emissions allowances for power sales for each investor-owned electric utility for the years 2005 through 2007?

POSITION: FPL: No position pending receipt and review of discovery.
FPUC-Fernandina Beach: No position pending receipt and review of discovery.
FPUC-Marianna: No position pending receipt and review of discovery.
Gulf: No position pending receipt and review of discovery.
PEF: No position pending receipt and review of discovery.
TECO: No position pending receipt and review of discovery.

COMPANY-SPECIFIC FUEL ADJUSTMENT ISSUES

Progress Energy Florida

ISSUE 15A: Has PEF adequately mitigated the price risk for natural gas, residual oil, and purchased power for the years 2005 through 2007?

POSITION: No position pending receipt and review of discovery.

ISSUE 15B: Were the prices that PEF paid to Progress Fuels Corporation for coal reasonable in amount? If not, what adjustment should be made?

POSITION: This issue is part of a spin-off docket (Docket No. 060658-EI) and should be removed from the issue list for Docket No. 060001-EI.

Florida Power & Light Company

ISSUE 16A: Has FPL adequately mitigated the price risk for natural gas, residual oil, and purchased power for the years 2005 through 2007?

POSITION: No position pending receipt and review of discovery.

ISSUE 16B: Are the costs associated with FPL's proposed participation in the Southeast Supply Header Pipeline Project appropriate for recovery through the fuel cost recovery clause beginning in 2008?

POSITION: No position pending receipt and review of discovery.

ISSUE 16C: What is the appropriate calculation of fuel savings associated with the addition of Turkey Point Unit 5?

POSITION: No position pending receipt and review of discovery.

ISSUE 16D: Due to numbering error there is no Issue 16D

ISSUE 16E: Should the Commission approve FPL's proposal to levelize the Residential 1000 kWh Bill by offsetting the Generation Base Rate Adjustment (GBRA) for Turkey Point Unit 5 with the fuel savings attributable to this new unit?

POSITION: Yes. FPL's proposal to levelize the residential 1,000 kWh bill by offsetting the Generation Base Rate Adjustment (GBRA) as approved in Docket No. 050045-EI for Turkey Point Unit 5 with fuel savings attributable to this new unit will provide all customer classes with a more stable bill in 2007. Without levelization, bills are projected to decrease in January 2007. Then, in May 2007, when Turkey Point Unit 5 begins commercial operations, the GBRA will become effective, resulting in an increase in base rates and thus customer bills. The appropriate GBRA is addressed in Issue 38A.

The appropriate fuel savings are addressed in Issue 16C. Based on the Commission vote in Issue 16C and 38A, FPL should credit the fuel savings over the periods January through April 2007 and May through December 2007 in such a manner as to maintain a stable 1,000 kWh residential bill.

ISSUE 16F: What was the additional fuel cost incurred as a result of the outage extension at Turkey Point Unit 3 in March and April, 2006?

POSITION: No position at this time.

ISSUE 16G: With respect to the outage extension at Turkey Point Unit 3 which was caused by a drilled hole in the pressurized piping, should customers or FPL be responsible for the additional fuel cost incurred as a result of the extension?

POSITION: No position at this time.

ISSUE 16H: What is the appropriate regulatory treatment of the base gas requirement for the MoBay gas storage contract?

POSITION: This issue is to be heard in Docket No. 060362-EI. Staff's position is provided in its prehearing statement filed in that docket.

ISSUE 16I: What is the appropriate regulatory treatment for the carrying costs associated with any unamortized balance of MoBay base gas?

POSITION: This issue is to be heard in Docket No. 060362-EI. Staff's position is provided in its prehearing statement filed in that docket.

ISSUE 16J: What is the appropriate regulatory treatment for the carrying costs associated with the MoBay and Bay Gas inventory?

POSITION: This issue is to be heard in Docket No. 060362-EI. Staff's position is provided in its prehearing statement filed in that docket.

Florida Public Utilities Company

ISSUE 17A: Are FPUC's purchased power costs as proposed for recovery in its 2007 fuel factor and as reflected in its purchased power agreements, prudent and reasonable?

POSITION: No position pending receipt and review of discovery.

Gulf Power Company

ISSUE 18A: After review of discovery, staff has dropped Issue 18A from its issue list.

ISSUE 18B: Has Gulf adequately mitigated the price risk for natural gas and purchased power for 2005 through 2007?

POSITION: No position pending receipt and review of discovery.

ISSUE 18C: Has Gulf taken reasonable and prudent steps to find replacement fuel at reasonable costs in order to mitigate the coal shortfall caused by a contract dispute with a coal provider?

POSITION: No position pending receipt and review of discovery.

Tampa Electric Company

ISSUE 19A: What is the appropriate mechanism for recovery of the natural gas storage costs included in the calculation of TECO's 2007 fuel factor?

POSITION: No position pending receipt and review of discovery.

ISSUE 19B: Has TECO taken reasonable steps to date to pursue rail transport of coal as required by Order No. PSC-04-0999-FOF-EI?

POSITION: No position pending receipt and review of discovery.

ISSUE 19C: Has TECO adequately mitigated the price risk for natural gas and purchased power for 2005 through 2007?

POSITION: No position pending receipt and review of discovery.

GENERIC GENERATING PERFORMANCE INCENTIVE FACTOR ISSUES

ISSUE 20: What is the appropriate generation performance incentive factor (GPIF) reward or penalty for performance achieved during the period January 2005 through December 2005 for each investor-owned electric utility subject to the GPIF?

POSITION: FPL: \$8,478,098 reward.
TECO: \$99,791 penalty.
Gulf: \$842,874 penalty.
PEF: \$1,547,048 penalty.

ISSUE 21: Should the Commission amend or modify the existing GPIF mechanism so as to incorporate a "dead band" around the scale of Generating Performance Incentive Points in the amounts proposed by OPC?

POSITION: No position pending testimony and evidence presented at hearing.

ISSUE 22: If the "dead band" amendment to the GPIF mechanism is implemented by the Commission should it be applied for the current year so that the rewards or penalties are applied commencing January 1, 2007?

POSITION: No position pending review of testimony and evidence presented at hearing.

ISSUE 23: Issue 23 is duplicative of those raised in Issue 21 and 22.

ISSUE 24: What should the GPIF targets/ranges be for the period January 2007 through December 2007 for each investor-owned electric utility subject to the GPIF?

POSITION: No position pending resolution of Issues 21 and 22

COMPANY-SPECIFIC GENERATING PERFORMANCE INCENTIVE FACTOR ISSUES

Progress Energy Florida

No company-specific issues for Progress Energy Florida have been identified at this time. If such issues are identified, they shall be numbered 25A, 25B, 25C, and so forth, as appropriate.

Florida Power & Light Company

No company-specific issues for Florida Power & Light Company have been identified at this time. If such issues are identified, they shall be numbered 26A, 26B, 26C, and so forth, as appropriate.

Gulf Power Company

No company-specific issues for Gulf Power Company have been identified at this time. If such issues are identified, they shall be numbered 27A, 27B, 27C, and so forth, as appropriate.

Tampa Electric Company

No company-specific issues for Tampa Electric Company have been identified at this time. If such issues are identified, they shall be numbered 28A, 28B, 28C, and so forth, as appropriate.

GENERIC CAPACITY COST RECOVERY FACTOR ISSUES

ISSUE 29: What are the appropriate capacity cost recovery true-up amounts for the period January 2005 through December 2005?

POSITION: FPL: \$3,305,688 (overrecovery)
Gulf: No position pending receipt and review of discovery.
PEF: \$581,276 (underrecovery).
TECO: No position pending receipt and review of discovery.

ISSUE 30: What are the appropriate estimated/actual capacity cost recovery true-up amounts for the period January 2006 through December 2006?

POSITION: FPL: \$18,215,446 (underrecovery).
Gulf: No position pending receipt and review of discovery.
PEF: \$6,267,762 (underrecovery).

TECO: No position pending receipt and review of discovery.

ISSUE 31: What are the appropriate total capacity cost recovery true-up amounts to be collected/refunded during the period January 2007 through December 2007?

POSITION: FPL: \$14,909,758 (underrecovery).
Gulf: No position pending receipt and review of discovery.
PEF: \$6,849,038 (underrecovery).
TECO: No position pending receipt and review of discovery.

ISSUE 32: What are the appropriate projected net purchased power capacity cost recovery amounts to be included in the recovery factor for the period January 2007 through December 2007?

POSITION: FPL: \$591,052,906.
Gulf: No position pending receipt and review of discovery.
PEF: \$391,011,256.
TECO: No position pending receipt and review of discovery.

ISSUE 33: What are the appropriate capacity cost recovery factors for the period January 2007 through December 2007?

POSITION: FPL:

Rate Schedule	Capacity Recovery Factor (\$/kw)	Capacity Recovery Factor (\$/kwh)
RS1/RST1	-	0.00557
GS1/GST1	-	0.00521
GSD1/GSDT1/HLTF(21-499 kW)	1.58	-
OS2	-	0.00330
GSLD1/GSLDT1/CS1/CST1/HLTF(500-1,999 kW)	1.96	-
GSLD2/GSLDT2/CS2/CST2/HLTF(2,000+ kW)	1.91	-
GSLD3/GSLDT3/CS3/CST3	1.90	-
CILC D/CILC G	2.09	-
CILC T	2.01	-
MET	2.00	-
OL1/SL1/PL1	-	0.00085
SL2, GSCU1	-	0.00360

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RATE CLASS	CAPACITY RECOVERY FACTOR (RESERVATION DEMAND CHARGE) (\$/KW)	CAPACITY RECOVERY FACTOR (SUM OF DAILY DEMAND CHARGE) (\$/KW)
ISST1D	.25	.12
ISST1T	.24	.11
SST1T	.24	.11
SST1D1/SST1D2/ SST1D3	.25	.12

PEF: Agree with position of company as set forth in its preliminary statement of issues

Gulf: No position pending receipt and review of discovery.

TECO: No position pending receipt and review of discovery.

ISSUE 34: What are the appropriate jurisdictional separation factors for capacity revenues and costs to be included in the recovery factor for the period January 2007 through December 2007?

POSITION: FPL: FPSC 98.68536%
FERC 1.31464%
GULF: 96.64872%
TECO: 0.9666743
PEF: BASE 93.753%
INTERMEDIATE 79.046%
PEAKING 88.979%

ISSUE 35: What are the appropriate credits for transmissions allowances for power sales for each investor-owned electric utility for the years 2005 through 2007?

POSITION: FPL: No position pending receipt and review of discovery.
Gulf: No position pending receipt and review of discovery.
PEF: No position pending receipt and review of discovery.
TECO: No position pending receipt and review of discovery.

COMPANY-SPECIFIC CAPACITY COST RECOVERY FACTOR ISSUES

Progress Energy Florida

ISSUE 36A: Are PEF's incremental security costs as projected for 2007, reasonable for capacity cost recovery purposes?

POSITION: No position pending receipt and review of discovery.

Tampa Electric Company

No company-specific issues for Tampa Electric Company have been identified at this time. If such issues are identified, they shall be numbered 37A, 37B, 37C, and so forth, as appropriate

Florida Power & Light Company

ISSUE 38A: Pursuant to the stipulation signed by all parties to the prior rate proceeding and approved in Order No. PSC-05-0902-S-EI, issued September 14, 2005, in Docket No. 050045-EI what is the appropriate Generation Base Rate Adjustment (GBRA) for Turkey Point Unit 5?

POSITION: No position pending receipt and review of discovery.

ISSUE 38C: Should the Commission approve FPL's proposal to recover the projected security costs associated with the recently issued North American Reliability Council (NERC) Cyber Security Standards through the Capacity Cost Recovery Clause?

POSITION: No position pending receipt and review of discovery.

ISSUE 38D: Should CILC-1 Load Control (nonfirm) demands be included in developing capacity cost recovery factors?

POSITION: No position pending review of evidence and testimony presented at hearing.

ISSUE 38E: Are FPL's projected incremental security costs projected for 2007 reasonable for cost recovery purposes?

POSITION: No position pending receipt and review of discovery.

Gulf Power Company

No company-specific issues for Gulf Power Company have been identified at this time. If such issues are identified, they shall be numbered 39A, 39B, 39C, and so forth, as appropriate.

e. Pending Motions

FPL's Motion for Temporary Protective Order, filed 06-15-06
TECO's Motion for Protective Order , filed 07-13-06
FPL's Motion for Reconsideration of Order PSC-06-0568-CFO-EI, filed 07-17-06
FPL's Motion for Temporary Protective Order, filed 07-21-06
FPL's Motion for Temporary Protective Order, filed 08-23-06
FPL's Motion for Temporary Protective Order, filed 09-06-06
TECO's Motion for Temporary Protective Order filed 09-07-06
FPL's Motion for Temporary Protective Order, filed 09-18-06
TECO's Motion for Temporary Protective Order, filed 09-21-06

f. Pending Confidentiality Claims or Requests

Gulf's Request for Extended Confidential Classification, filed 04-12-06
FPL's Second Request for Extension of Confidential Classification, filed 04-28-06
FPL's First Request for Extension of Confidential Classification, filed 04-28-06
FPL's Request for Confidential Classification, filed 05-08-06
TECO's Request for Specified Confidential Treatment, filed 05-18-06
FPL's Request for Confidential Classification, filed 05-26-06
PEF's Request for Confidential Classification, filed 07-17-06
PEF's Request for Confidential Classification, filed 07-31-06
TECO's Request for Confidential Classification, filed 08-08-06
PEF's Request for Confidential Classification, filed 08-22-06
PEF's Request for Confidential Classification, filed 08-24-06
PEF's Request for Confidential Classification,, filed 08-29-06
GULF's Request for Confidential Classification, filed 09-01-06
TECO's Request for Confidential Classification,, filed 09-01-06
GULF's Request for Extended Confidential Classification, filed 09-12-06
GULF's Request for Confidential Classification, filed 09-12-06
GULF's Request for Confidential Classification,, filed 09-12-06
PEF's Request for Confidential Classification, filed 09-14-06
FPL's Request for Confidential Classification,, filed 09-15-06
FPL's Request for Confidential Classification, filed 09-22-06

g. Compliance with Order No.PSC-06-0001-PCO-EI and Order No. PSC-06-0207-PCO-EI.

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

Respectfully submitted this 6th day of October, 2006.



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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, on this 6th day of October, 2006:

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Cecilia Bradley
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A handwritten signature in cursive script that reads "Lisa C. Bennett". The signature is written in black ink and is positioned above a horizontal line.

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