

COMMISSIONERS:
MATTHEW M. CARTER II, CHAIRMAN
LISA POLAK EDGAR
KATRINA J. MCMURRIAN
NANCY ARGENZIANO
NATHAN A. SKOP

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK
ANN COLE
COMMISSION CLERK
(850) 413-6770

Public Service Commission

March 19, 2008

| | | |
|--|----------------------------------|-----------------------------------|
| FPSC, CLK - CORRESPONDENCE | | |
| <input checked="" type="checkbox"/> Administrative | <input type="checkbox"/> Parties | <input type="checkbox"/> Consumer |
| DOCUMENT NO. 09298-07 | | |
| DISTRIBUTION: ECR; GCL | | |

John T. Burnett, Esquire
Progress Energy
106 East College Avenue, Suite 800
Tallahassee, Florida 32301

Re: Return of Confidential Documents to the Source, Docket No. 070645-EQ

Dear Mr. Burnett:

Commission staff have advised that confidential Document Nos. 09795-07, 09832-07, 10062-07, and 00033-08, filed on behalf of Progress Energy Florida, Inc., can be returned to the source. The documents are enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

Ann Cole
Commission Clerk

AC:mhl
Enclosure

cc: Jeanette Sickel, Division of Economic Regulation
Caroline Klancke, Office of the General Counsel

RECEIVED

Lisa Stuehlt

DATE

4/16/08

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action / Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

Matilda Sanders

PSC-08-0114-CO -EQ

From: Theresa Walsh
Sent: Tuesday, February 19, 2008 1:45 PM
To: CLK - Orders / Notices; Caroline Klancke
Subject: Order / Notice Submitted

Date and Time: 2/19/2008 1:44:00 PM
Docket Number: 070645
Filename / Path: 070645.ConsummatingOrder.cmk.doc

| | | |
|--|----------------------------------|-----------------------------------|
| FPSC, CLK - CORRESPONDENCE | | |
| <input checked="" type="checkbox"/> Administrative | <input type="checkbox"/> Parties | <input type="checkbox"/> Consumer |
| DOCUMENT NO. <u>09298-07</u> | | |
| DISTRIBUTION: _____ | | |

Please issue the above-referenced Consummating Order in Docket No. 070645-EQ today.

0/1/3

**FLORIDA PUBLIC SERVICE COMMISSION
CASE MANAGEMENT SYSTEM
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 070645**

| PARTY NAME | COMPANY CODE | EMAIL ADDRESS | ADDRESS IN MASTER COMMISSION DIRECTORY |
|---|-------------------------|--------------------------|---|
| Innovation Energy Group of Florida, LLC (Jenkins08) | | aj@jenkinsatlaw.com | No |
| Progress Energy Florida, Inc. | EI801 | paul.lewisjr@pgnmail.com | No |
| Progress Energy Service Company, LLC (07a) | | john.burnett@pgnmail.com | No |

Matilda Sanders

PSC - 08 - 0080 - CFO - ED

From: Theresa Walsh
Sent: Monday, February 11, 2008 9:04 AM
To: CLK - Orders / Notices; Caroline Klancke
Subject: Order / Notice Submitted

Date and Time: 2/11/2008 9:02:00 AM
Docket Number: 070645
Filename / Path: 070645conf.PEF.10062-07.ck.doc
Order Type: Signed / Hand Deliver

| | | |
|--|----------------------------------|-----------------------------------|
| FPSC, CLK - CORRESPONDENCE | | |
| <input checked="" type="checkbox"/> Administrative | <input type="checkbox"/> Parties | <input type="checkbox"/> Consumer |
| DOCUMENT NO. <u>09298-07</u> | | |
| DISTRIBUTION: _____ | | |

Please issue the above-referenced order in Docket 070645 today. Because this order is signed by Chairman Carter, the original is on its way to you.

tfw

0/0/3

RECEIVED--FPSC

08 FEB 11 AM 11:15

COMMISSION
CLERK

**FLORIDA PUBLIC SERVICE COMMISSION
CASE MANAGEMENT SYSTEM
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 070645**

| PARTY NAME | COMPANY CODE | EMAIL ADDRESS | ADDRESS IN MASTER COMMISSION DIRECTORY |
|---|-------------------------|--------------------------|---|
| Innovation Energy Group of Florida, LLC (Jenkins08) | | aj@jenkinsatlaw.com | No |
| Progress Energy Florida, Inc. | EI801 | paul.lewisjr@pgnmail.com | No |
| Progress Energy Service Company, LLC (07a) | | john.burnett@pgnmail.com | No |

Matilda Sanders

FSC-08-0064-EQ - PAA-EQ

From: Timolyn Henry
Sent: Monday, January 28, 2008 1:23 PM
To: CLK - Orders / Notices
Cc: Caroline Klancke
Subject: Order / Notice Submitted

Date and Time: 1/28/2008 1:22:00 PM
Docket Number: 070645-EQ
Filename / Path: 070645OrderFinal.doc

| | | |
|--|----------------------------------|-----------------------------------|
| FPSC, CLK - CORRESPONDENCE | | |
| <input checked="" type="checkbox"/> Administrative | <input type="checkbox"/> Parties | <input type="checkbox"/> Consumer |
| DOCUMENT NO. <i>09298-07</i> | | |
| DISTRIBUTION: _____ | | |

NOTICE OF PROPOSED AGENCY ACTION
ORDER APPROVING JOINT PETITION TO AMEND
NEGOTIATED POWER PURCHASE CONTRACT

0/2/3

**FLORIDA PUBLIC SERVICE COMMISSION
CASE MANAGEMENT SYSTEM
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 070645**

| PARTY NAME | COMPANY CODE | EMAIL ADDRESS | ADDRESS IN MASTER COMMISSION DIRECTORY |
|--|-----------------|--------------------------|--|
| Jenkins At Law, LLC (07) | | aj@jenkinsatlaw.com | No |
| Progress Energy Florida, Inc. | EI801 | paul.lewisjr@pgnmail.com | No |
| Progress Energy Service Company, LLC (07a) | | john.burnett@pgnmail.com | No |

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

~~M-E-M-O-R-A-N-D-U-M~~

| | | |
|--|----------------------------------|-----------------------------------|
| PSC, CLK - CORRESPONDENCE | | |
| <input checked="" type="checkbox"/> Administrative | <input type="checkbox"/> Parties | <input type="checkbox"/> Consumer |
| DOCUMENT NO. 09298-07 | | |
| DISTRIBUTION: _____ | | |

DATE: January 7, 2008
TO: Ann Cole, Commission Clerk – PSC, Office of Commission Clerk
FROM: Timothy J. Devlin, Director, Division of Economic Regulation *TJD*
RE: Request to copy confidential information in Docket No. 070645-EQ

Please make one additional copy of the confidential documents listed below. This copy is for Caroline Klancke.

Document # 09795⁻⁰⁷ - Analysis of avoided cost, based on 2013 CC as avoided unit

Document # 09832⁻⁰⁷ - Amended Contract between Progress and Innovative Energy

Document # 00033⁻⁰⁸, part 1 - Energy Pricing Analysis, explanation of analysis

Document # 00033, part 2 - Petition from Docket No. 060387-EQ. Note: This document includes the confidential analysis of avoided cost with Hines 5 as the avoided unit

Document # 00033, part 3 - Original contract between Progress and Florida Biomass Energy Group

Thank you.

TJD/sa

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: January 7, 2008
TO: Ann Cole, Commission Clerk – PSC, Office of Commission Clerk
FROM: Timothy J. Devlin, Director, Division of Economic Regulation
RE: Request to copy confidential information in Docket No. 070645-EQ

| | | |
|--|----------------------------------|-----------------------------------|
| FPSC, CLK - CORRESPONDENCE | | |
| <input checked="" type="checkbox"/> Administrative | <input type="checkbox"/> Parties | <input type="checkbox"/> Consumer |
| DOCUMENT NO. <u>09298-02</u> | | |
| DISTRIBUTION: _____ | | |

Please make three (3) copies of the confidential documents listed below. These copies are for the following persons: Roberta Bass, Mike Cooke, and myself.

Document # 09795⁻⁰⁷ - Analysis of avoided cost, based on 2013 CC as avoided unit

Document # 09832⁻⁰⁷ - Amended Contract between Progress and Innovative Energy

Document # 00033⁻⁰⁸, part 1 - Energy Pricing Analysis, explanation of analysis

Document # 00033, part 2 - Petition from Docket No. 060387-EQ. Note: This document includes the confidential analysis of avoided cost with Hines 5 as the avoided unit

Document # 00033, part 3 - Original contract between Progress and Florida Biomass Energy Group

Thank you.

TJD/sa

Marguerite Lockard

From: Jeanette Sickel
Sent: Monday, January 07, 2008 11:06 AM
To: Marguerite Lockard
Subject: FW: Item #9: Docket No. 070645-EQ

| | | |
|--|----------------------------------|-----------------------------------|
| FPSC, CLK - CORRESPONDENCE | | |
| <input checked="" type="checkbox"/> Administrative | <input type="checkbox"/> Parties | <input type="checkbox"/> Consumer |
| DOCUMENT NO. <u>09298-07</u> | | |
| DISTRIBUTION: _____ | | |

From: Tim Devlin
Sent: Friday, January 04, 2008 5:02 PM
To: Commissioners Advisors
Cc: Mary Bane; Michael Cooke; Bob Trapp; Tom Ballinger; Jeanette Sickel
Subject: Item #9: Docket No. 070645-EQ

The following confidential documents may be part of the discussion at the January 8, 2008, Agenda:

Document # 09795 - Analysis of avoided cost, based on 2013 CC as avoided unit

Document # 09832 - Amended Contract between Progress and Innovative Energy

Document # 00033, part 1 - Energy Pricing Analysis, explanation of analysis

Document # 00033, part 2 - Petition from Docket No. 060387-EQ. Note: This document includes the confidential analysis of avoided cost with Hines 5 as the avoided unit

Document # 00033, part 3 - Original contract between Progress and Florida Biomass Energy Group

Also, the following non-confidential documents may be part of the discussion at the January 8, 2008, Agenda:

E-mail correspondence between Don Schmitz, DEP Bureau of Invasive Plant Management and Jeanette Sickel, ECR

Petition for Certification as a Qualifying Facility Pursuant to Rule 25-17.080, F. A. C., by Innovative Energy Group of Florida, LLC from Docket No. 070723-EQ

Petition for Certification as a Qualifying Facility Pursuant to Rule 25-17.080, F. A. C., by Florida Biomass Energy Group, L.L.C. from Docket No. 060367-EQ

Please let me know if you want a copy of any of these documents for your commissioner or if you have any questions on this matter.

Dorothy Menasco

From: Dorothy Menasco
Sent: Monday, November 26, 2007 1:37 PM
To: Jeanette Sickel
Subject: RE: Docket No. 070645; DN 10508-07

| | | |
|--|----------------------------------|-----------------------------------|
| FPSC, CLK - CORRESPONDENCE | | |
| <input checked="" type="checkbox"/> Administrative | <input type="checkbox"/> Parties | <input type="checkbox"/> Consumer |
| DOCUMENT NO. 09298-07 | | |
| DISTRIBUTION: | | |

Thank you for your help. I will make the change as requested.

From: Jeanette Sickel
Sent: Monday, November 26, 2007 1:35 PM
To: Dorothy Menasco
Subject: RE: Docket No. 070645; DN 10508-07

You may change the title to make it consistent.

From: Dorothy Menasco
Sent: Monday, November 26, 2007 1:13 PM
To: Jeanette Sickel; Caroline Klancke
Cc: Stephen Garl
Subject: Docket No. 070645; DN 10508-07

Good afternoon Jenette and Caroline,

CLK has received a letter dated 11/16/07 from Progress/Burnett requesting a revision to docket title, in the above referenced docket, to reflect, "Joint petition to amend negotiated contract for firm capacity and energy from qualifying facility between Florida Power Corporation d/b/a Progress Energy Florida, Inc. and Innovative Energy Group of Florida." Basically, the only thing changing is Florida Biomass Energy Group, L.L.C. is being replaced with Innovative Energy Group of Florida. Would you like me to make the change to the docket title per this letter? Thank you for your help.

Dorothy

COMMISSIONERS:
LISA POLAK EDGAR, CHAIRMAN
MATTHEW M. CARTER II
KATRINA J. MCMURRIAN
NANCY ARGENZIANO
NATHAN A. SKOP

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK
ANN COLE
COMMISSION CLERK
(850) 413-6770

Public Service Commission

ADMINISTRATIVE

October 11, 2007

John T. Burnett, Esquire
Progress Energy Service Company, LLC
Post Office Box 14042
St. Petersburg, Florida 33733-4042

Re: Docket No. 070645-EQ

Dear Mr. Burnett:

This will acknowledge receipt of a joint petition to amend negotiated contract for firm capacity and energy from qualifying facility between Florida Power Corporation d/b/a Progress Energy Florida, Inc. and Florida Biomass Energy Group, L.L.C., which was filed in this office on October 10, 2007, and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Office of Commission Clerk

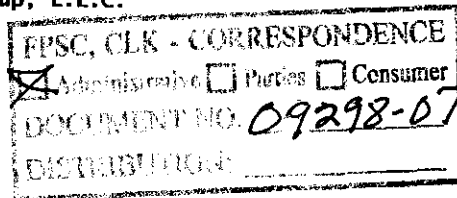
I:\Records\acklet-no-app2.doc

DOCUMENT NUMBER - DATE
09298 OCT 11 05
FPSC - COMMISSION CLERK

Section 1 - Office of Commission Clerk

Docket No. 070645-EQ Date Docketed: 10/10/2007 Title: Joint petition to amend negotiated contract for firm capacity and energy from qualifying facility between Florida Power Corporation d/b/a Progress Energy Florida, Inc. and Florida Biomass Energy Group, L.L.C.

Company: Florida Biomass Energy Group, L.L.C.
 Florida Power Corporation d/b/a Prog
 Innovative Energy Group of Florida,
 Progress Energy Florida, Inc.



Official Filing Date: _____

Expiration: _____

Last Day to Suspend: _____

Referred to:

| | | | | | | | | |
|-----|-----|-----|-------|-----|-----|-----|-----|-----|
| ADM | CLK | CMP | (ECR) | GCL | PIF | RCA | SCR | SGA |
| | | | X | X | | | | |

(*O* indicates OPR)

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module A13(a)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
 IT IS TENTATIVE AND SUBJECT TO REVISION.
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

Current CASR revision level

Due Dates

Previous Current

Staff Counsel

OCRs

Recommended assignments for hearing and/or deciding this case:

Full Commission ___ Commission Panel ___
 Hearing Examiner ___ Staff ___

Date filed with CLK: _____

Initials OPR _____

Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

| Commissioners | | | | | | Hrg Exam | Staff |
|---------------|----|----|----|----|----|----------|-------|
| ALL | ED | CT | MM | AG | SK | | |
| | | | | | | | |

Prehearing Officer

| Commissioners | | | | | ADM |
|---------------|----|----|----|----|-----|
| ED | CT | MM | AG | SK | |
| | | | | | |

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the Full Commission decides the case.

Approved: _____

Date: _____

Section 1 - Office of Commission Clerk

Docket No. 070645-EQ Date Docketed: 10/10/2007 Title: Joint petition to amend negotiated contract for firm capacity and energy from qualifying facility between Florida Power Corporation d/b/a Progress Energy Florida, Inc. and Florida Biomass Energy Group, L.L.C.

Company: Florida Biomass Energy Group, L.L.C.
 Florida Power Corporation d/b/a Prog
 Innovative Energy Group of Florida,
 Progress Energy Florida, Inc.

Official Filing Date: _____ Expiration: _____
 Last Day to Suspend: _____
 Referred to:

| | | | | | | | | |
|-----|-----|-----|-------|-----|-----|-----|-----|-----|
| ADM | CLK | CMP | (ECR) | GCL | PIF | RCA | SCR | SGA |
| | | | X | X | | | | |

("O" indicates OPR)

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module A13(a)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
 IT IS TENTATIVE AND SUBJECT TO REVISION.
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

J Sichel, S Garl

Current CASR revision level

Due Dates
 Previous Current

Staff Counsel

C Klancke

OCRs

Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with CLK: 10/12/2007

Initials OPR _____
 Staff Counsel _____

| | | | |
|-----|----------------------------------|------|------------|
| 1. | Petition Filed | NONE | 10/10/2007 |
| 2. | Staff Recommendation | NONE | 11/20/2007 |
| 3. | Agenda | NONE | 12/04/2007 |
| 4. | PAA Order - Close if No Protest | NONE | 12/24/2007 |
| 5. | Consummating Order if No Protest | NONE | 01/17/2008 |
| 6. | Close Docket or Revise CASR | NONE | 01/28/2008 |
| 7. | | | |
| 8. | | | |
| 9. | | | |
| 10. | | | |
| 11. | | | |
| 12. | | | |
| 13. | | | |
| 14. | | | |
| 15. | | | |
| 16. | | | |
| 17. | | | |
| 18. | | | |
| 19. | | | |
| 20. | | | |
| 21. | | | |
| 22. | | | |
| 23. | | | |
| 24. | | | |
| 25. | | | |
| 26. | | | |
| 27. | | | |
| 28. | | | |
| 29. | | | |
| 30. | | | |
| 31. | | | |
| 32. | | | |
| 33. | | | |
| 34. | | | |
| 35. | | | |
| 36. | | | |
| 37. | | | |
| 38. | | | |
| 39. | | | |
| 40. | | | |

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

| Commissioners | | | | | | Hrg Exam | Staff |
|---------------|----|----|----|----|----|----------|-------|
| ALL | ED | CT | MM | AG | SK | | |
| X | | | | | | | |

Prehearing Officer

| Commissioners | | | | | ADM |
|---------------|----|----|----|----|-----|
| ED | CT | MM | AG | SK | |
| | | | | | X |

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: ED/Am
 Date: 10/12/2007

Section 1 - Office of Commission Clerk

Docket No. 070645-EQ Date Docketed: 10/10/2007 Title: Joint petition to amend negotiated contract for firm capacity and energy from qualifying facility between Florida Power Corporation d/b/a Progress Energy Florida, Inc. and Florida Biomass Energy Group, L.L.C.

Company: Florida Biomass Energy Group, L.L.C.
 Florida Power Corporation d/b/a Prog
 Innovative Energy Group of Florida,
 Progress Energy Florida, Inc.

Official Filing Date: _____ Expiration: _____
 Last Day to Suspend: _____
 Referred to: _____

| | | | | | | | | |
|-----|-----|-----|-------|-----|-----|-----|-----|-----|
| ADM | CLK | CMP | (ECR) | GCL | PIF | RCA | SCR | SGA |
| | | | X | X | | | | |

Section 2 - OPR Completes and returns to CLK in 10 workdays. Time Schedule

Program Module A13(a)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
 IT IS TENTATIVE AND SUBJECT TO REVISION.
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

| OPR Staff | J Sichel, S Garl | 1 | Current CASR revision level | Due Dates | |
|---|------------------|-----|----------------------------------|------------|------------|
| | | | | Previous | Current |
| | | 1. | Staff Recommendation | 11/20/2007 | 12/26/2007 |
| | | 2. | Agenda | 12/04/2007 | 01/08/2008 |
| | | 3. | PAA Order - Close if No Protest | 12/24/2007 | 01/28/2008 |
| | | 4. | Consummating Order if No Protest | 01/17/2008 | 02/21/2008 |
| | | 5. | Close Docket or Revise CASR | 01/28/2008 | 02/25/2008 |
| | | 6. | | | |
| | | 7. | | | |
| Staff Counsel | C Klancke | 8. | | | |
| | | 9. | | | |
| | | 10. | | | |
| OCRs | | 11. | | | |
| | | 12. | | | |
| | | 13. | | | |
| | | 14. | | | |
| | | 15. | | | |
| | | 16. | | | |
| | | 17. | | | |
| | | 18. | | | |
| | | 19. | | | |
| | | 20. | | | |
| | | 21. | | | |
| | | 22. | | | |
| | | 23. | | | |
| | | 24. | | | |
| | | 25. | | | |
| | | 26. | | | |
| | | 27. | | | |
| | | 28. | | | |
| | | 29. | | | |
| | | 30. | | | |
| Recommended assignments for hearing and/or deciding this case: | | 31. | | | |
| | | 32. | | | |
| Full Commission <input checked="" type="checkbox"/> Commission Panel <input type="checkbox"/> | | 33. | | | |
| Hearing Examiner <input type="checkbox"/> Staff <input type="checkbox"/> | | 34. | | | |
| | | 35. | | | |
| Date filed with CLK: <u>11/08/2007</u> | | 36. | | | |
| | | 37. | | | |
| Initials OPR _____ | | 38. | | | |
| Staff Counsel _____ | | 39. | | | |
| | | 40. | | | |

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

| Commissioners | | | | | | Hrg Exam | Staff |
|---------------|----|----|----|----|----|----------|-------|
| ALL | ED | CT | MM | AG | SK | | |
| X | | | | | | | |

Prehearing Officer

| Commissioners | | | | | ADM |
|---------------|----|----|----|----|-----|
| ED | CT | MM | AG | SK | |
| | | | | | X |

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: EO/ [Signature]
 Date: -Pending- 11/12/07