

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: May 4, 2010
TO: Ann Cole, Commission Clerk, Office of Commission Clerk
FROM: Anna R. Williams, Attorney, Office of the General Counsel *ARW*
RE: Docket No. 090109-EI - Petition for approval of solar energy power purchase agreement between Tampa Electric Company and Energy 5.0, LLC.

Please place Energy 5.0 LLC's responses to Staff's Second Set of Interrogatories (No. 5), dated April 30, 2010, into the Docket file.

Thank you.

ARW
Attachment

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of solar energy
power purchase agreement between Tampa
Electric Company and Energy 5.0, LLC.

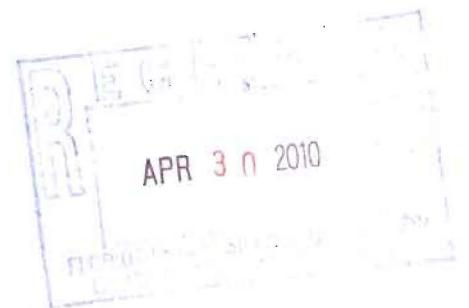
DOCKET NO. 090109-EI

DATED: APRIL 30, 2010

ENERGY 5.0 LLC'S RESPONSES TO STAFF'S SECOND SET OF
INTERROGATORIES TO ENERGY 5.0, LLC (NO. 5)

Energy 5.0 LLC ("Energy 5.0" or "E50"), pursuant to Rule 28-106.206, Florida Administrative Code, Rule 1.340, Florida Rules of Civil Procedure, and the Order Establishing Procedure in this matter, hereby submits its responses to the Staff's Second Set of Interrogatories to Energy 5.0, which were propounded on March 29, 2010.

The answers to all interrogatories have been furnished by Mr. Bernard H. Cherry, Energy 5.0 LLC, 1601 Forum Place, Suite 1010, West Palm Beach, FL 33401. A copy of Mr. Cherry's Affidavit will be furnished as soon as practicable, but no later than Friday, May 7, 2010.



INTERROGATORIES & RESPONSES

5. If Energy 5.0 responded to a new request for proposal (RFP) for solar renewable energy of similar size and scope as the Energy 5.0 project, would Energy 5.0 expect its proposal/price to be higher or lower than the current contract, and please explain why?

Response:

For a solar renewable energy project of similar size and scope, including similar development risks, similar needs to acquire a new site, and the like, Energy 5.0 expects that its proposed pricing would be similar to the pricing in the Negotiated Contract with Tampa Electric Company.

Respectfully submitted this 30th day of April, 2010.

A handwritten signature in black ink, appearing to read "J. T. LaVia, III", written over a horizontal line.

Robert Scheffel Wright
Florida Bar No. 966721
John T. LaVia, III
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Attorneys for Energy 5.0 LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by electronic mail and hand delivery (*) or U.S. Mail this 30th day of April, 2010, on the following:

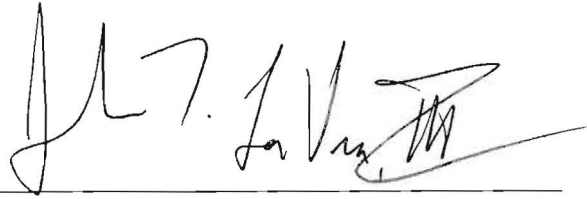
Erik Sayler / Jennifer Brubaker / Anna Williams
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2336 SE Ocean Boulevard, #309
Stuart, Florida 34996

A handwritten signature in black ink, appearing to read "J.L. LaVoy, III", written over a horizontal line.

Attorney