

RECEIVED-FPSC

11 JUN 20 AM 10:56

COMMISSION
CLERK

100346-EQ

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 05553-10		
DISTRIBUTION: _____		

SENDER: COMPLETE THIS SECTION

- Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to: 100345-EQ | 05508-10
 100346-EQ | 05514-10
 100347-EQ | 05520-10

JOHN T BURNETT ESQUIRE
 PROGRESS ENERGY SERVICE COM
 299 1ST AVE N
 SAINT PETERSBURG FL 33701-3308

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Dana Clark Agent
 Addressee

B. Received by (Printed Name) *Dana Clark* C. Date of Delivery *6/16/11*

D. Is delivery address different from item 1? Yes
 No
 If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number *7009 3410 0002 4112 5269*
 (Transfer from service label)

COMMISSIONERS:
ART GRAHAM, CHAIRMAN
LISA POLAK EDGAR
RONALD A. BRISÉ
EDUARDO E. BALBIS
JULIE I. BROWN

STATE OF FLORIDA



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

Public Service Commission

June 14, 2011

FPSC, CLK - CORRESPONDENCE
✓ Administrative Parties Consumer
DOCUMENT NO. 05553-10
DISTRIBUTION: _____

John T. Burnett, Esquire
Progress Energy Service Company, LLC
299 1st Avenue North
St. Petersburg, Florida 33701-3308

Certified Mail
Certified No. 7009 3410 0002 4112 5269

**Re: Return of Confidential Documents to the Source, Docket Nos. 100345-EQ,
100346-EQ, and 100347-EQ**

Dear Mr. Burnett:

Commission staff has advised that confidential Document Nos. 05508-10, 05514-10, and 05520-10 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,

A handwritten signature in cursive script, appearing to read "Ann Cole".

Ann Cole
Commission Clerk

AC: mhm
Enclosure

cc: Victor Ma, Division of Regulatory Analysis
Kenneth Franklin, Division of Economic Regulation
Lee Eng Tan, Office of the General Counsel

Dorothy Menasco

100346-EQ

From: Betty Leland
Sent: Tuesday, April 05, 2011 4:51 PM
To: Dorothy Menasco
Subject: RE: Hathaway Renewable Energy, Inc. #100345, 100346 and 100347

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 05553-10		
DISTRIBUTION: _____		

Yes, Thanks.

From: Dorothy Menasco
Sent: Tuesday, April 05, 2011 4:48 PM
To: Betty Leland
Cc: Diamond Williams
Subject: RE: Hathaway Renewable Energy, Inc. #100345, 100346 and 100347

For clarification, you would like this to receive a document number, correct?

From: Betty Leland
Sent: Tuesday, April 05, 2011 4:46 PM
To: Dorothy Menasco
Subject: Hathaway Renewable Energy, Inc. #100345, 100346 and 100347

Please add the letter that we sent over on April 1, 2011 to the Docket File.

100346-EQ

RECEIVED FPSC

11 APR -4 PM 1:47

FPSC, CLK - CORRESPONDENCE COMMISSION

Administrative Parties Consumer CLERK

DOCUMENT NO. 05553-10

DISTRIBUTION: _____

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p><i>John T. Burnett</i></p>
<p>1. Article Addressed to:</p> <p>John T. Burnett Associate General Counsel Progress Energy Service Co. LLC 299 - First Avenue North St. Petersburg, FL 33701</p> <p><i>100345-EQ: 100346-EQ</i> <i>100347-EQ 09205-10</i></p>	<p>B. Received by (Printed Name) C. Date of Delivery</p> <p><i>John T. Burnett</i> <i>3/30/11</i></p>
<p>2. Article Number (Transfer from service label)</p> <p><u>7009 3410 0002 4112 5115</u></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p> <p>3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>

COMMISSIONERS:
ART GRAHAM, CHAIRMAN
LISA POLAK EDGAR
RONALD A. BRISÉ
EDUARDO E. BALBIS
JULIE I. BROWN

STATE OF FLORIDA



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

Public Service Commission

March 28, 2011

100346-EQ

John T. Burnett
Associate General Counsel
Progress Energy Service Company, LLC
299 – First Avenue North
St. Petersburg, FL 33701

Certified Mail
Certified No. 7009 3410 0002 4112 5115

**Re: Return of Confidential Document to the Source, Docket No. 100345-EQ, 100346-EQ
and 100347-EQ**

Dear Mr. Burnett:

Commission staff has advised that confidential Document No. 09205-10 be returned to the source. The document is enclosed.

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Ann Cole".

Ann Cole
Commission Clerk

AC: cec
Enclosure

cc: Victor Ma, Division of Regulatory Analysis
Lee Eng Tan, Office of the General Counsel

100340-EQ

FLORIDA PUBLIC SERVICE COMMISSION
CASE MANAGEMENT SYSTEM
PARTICIPATING EMAIL ADDRESSES

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Hathaway Renewable Energy, Inc.		hathawaykw@msn.com	No
Progress Energy Florida, Inc.	E1801	paul.lewisjr@pgnmail.com	No

FAXED - 1
MAILED - 0
EMAILED - 2

FPSC, CLK - CORRESPONDENCE
 Administrative Parties Consumer
DOCUMENT NO. 0655310
DISTRIBUTION: _____

REQUEST FOR CHANGE TO COMMISSION CONFERENCE
HAND DELIVER

RECEIVED-FPSC

Date of Request: 12/7/2010

Date of Commission Conference: 12/14/2010

Item No. 567

10 DEC -8 AM 10:42

Docket No.: 100345-347

Brief Title: Hathaway/Progress neg. purchase power agreements

Requested by: Staff Other

Hathaway Renewable Energy, Inc.
(Name)

COMMISSION
CLERK

Please attach a copy of the written documentation filed (IF OTHER)

STAFF's Recommendation to Executive Suite (IF OTHER) Approve Request Deny Request

ACTION REQUESTED [see APM 2.11]

- Defer Item to Conference Scheduled for: _____ Date: _____
- Change Order of Item or Take Up at Time Certain
- Withdraw Item (not expected to return to Agenda)
- Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) A copy of the front page of the recommendation must be provided to the Commission Clerk by 12 noon on the regular filing date for use as a place-holder during agenda preparation.
- Add Item to Published Agenda [see Section 120.525(2), F.S.] - Issue an ADDENDUM and give Legal NOTICE
- Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] - Issue an ADDENDUM and Give Fair NOTICE

Concise explanation, justification or comments (attach additional sheet if necessary):

Hathway Renewable Energy, Inc. requests a deferral of Docket Nos. 100345-EG, 100346-EG, 100347-EG to continue contract negotiations with Progress Energy Florida, LLC. (See attached letter)

Signature (Technical Staff):

Initials (Division/Office Director or Designee):

Signature (Legal Staff):

Initials (General Counsel or Designee):

EXECUTIVE DIRECTOR:

Recommendation to the Chairman's Office

Approve Request Deny Request

Initials:

Date:

12-7-10

Comments:

CHAIRMAN'S OFFICE:

Approve Request Deny Request

Initials:

Date:

12/7/10

The Executive Suite will forward the original approved form to the Office of Commission Clerk and distribute copies to the OPR division/office director, the Executive Director, the Deputy Executive Director, the General Counsel, the Deputy General Counsel, the Office of Public Information Director, the Commissioners' Assistants, and the attorney assigned to the docket.

CLK AGENDA
STAFF COPIED

DOCUMENT NUMBER DATE
09805 DEC-8 2010



Hathaway Renewable Energy, Inc.

P.O. Box 356
45 Franks Road
Leoma, TN 38468

Tuesday, December 7, 2010

Ms. Martha Brown
Public Service Commission
Capital Circle Office Center
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Ms. Brown,

Please defer any action on Dockets 100345, 100346 and 100347 until further notice.

As discussed over telephone with Ms. Salak this morning, I need to revise the pro forma financial projections for the three 16-20MW woody biomass power only projects under development to insure that the 2010 baseline data (using a 2018 cost avoidance date vice a 2014 cost avoidance date) will provide enough return on investment to proceed. Should the projects "pencil out," I will request new contracts from Progress Energy Florida (PEF) and reenter the Commission's approval process.

Thank you for your kind attention to this matter.

Respectfully,


Kevin W. Hathaway
President

cc: Mr. David Gammon, Progress Energy Florida

Commission Clerk

Subject: Order or Notice issued by the Public Service Commission (Email ID = 910313)

Attachments: 09805-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

12/8/2010

100346

FLORIDA PUBLIC SERVICE COMMISSION
CASE MANAGEMENT SYSTEM
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 100346

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Hathaway Renewable Energy, Inc.		hathawaykw@msn.com	No
Progress Energy Florida, Inc.	E1801	paul.lewisjr@pgnmail.com	No

fax 1
mail 0
email 2

FPSC, CLK - CORRESPONDENCE
 Administrative Parties Consumer
DOCUMENT NO. 05553-10
DISTRIBUTION: _____

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-

TO: Parties and Interested Persons
FROM: Ann Cole, Commission Clerk, Office of Commission Clerk
RE: Notice of Filing of Staff Recommendation

Notice is being given that a staff recommendation has been filed with the Office of Commission Clerk for the upcoming Commission Conference Agenda. See attached page one for filing date, docket number, and document number information.

Complete staff recommendations for items on the agenda are available from the Commission's Web site <http://www.floridapsc.com> by selecting the **Agendas & Hearings** tab and then selecting **Commission Conference Agendas**. Vote sheets, transcripts, and minutes are also viewable once they become available. Records of Commission actions can also be viewed by selecting **Dockets & Filings, Dockets** and the docket number or document number.

I hope you find this information helpful. If you have any questions concerning this information, please feel free to contact the Office of Commission Clerk at (850) 413-6770.

State of Florida



Public Service Commission

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

RECEIVED-FPSC

10 DEC -2 AM 11:07

COMMISSION
CLERK

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

DATE: December 2, 2010

TO: Office of Commission Clerk (Cole)

FROM: Division of Regulatory Analysis (Ma, Graves) *REG*
Division of Economic Regulation (Franklin) *PL*
Office of the General Counsel (Tan, Brown) *MCS AT TW* *ALT T/S* *MKS* *(m) ck*

RE: Docket No. 100346-EQ – Petition for approval of the second negotiated purchase power contract with Hathaway Renewable Energy, Inc. by Progress Energy Florida, Inc.

AGENDA: 12/14/10 – Regular Agenda – Proposed Agency Action – Interested Persons May Participate

COMMISSIONERS ASSIGNED: All Commissioners

PREHEARING OFFICER: Graham

CRITICAL DATES: None

SPECIAL INSTRUCTIONS: Take up dockets 100345-EQ, 100346-EQ, 100347-EQ together

FILE NAME AND LOCATION: S:\PSC\RAD\WP\100346.RCM.DOC

Case Background

On July 6, 2010, Progress Energy Florida, Inc., (PEF) filed three Petitions¹ requesting approval of three separate negotiated contracts for the purchase of firm capacity and energy

¹ See Docket No. 100345-EQ - In re: Petition for approval of a negotiated purchase power contract with Hathaway Renewable Energy, Inc. by Progress Energy Florida, Inc., Docket No. 100346-EQ - In re: Petition for approval of a second negotiated purchase power contract with Hathaway Renewable Energy, Inc. by Progress Energy Florida, Inc., and Docket No. 100347-EQ - In re: Petition for approval of a third negotiated purchase power contract with Hathaway Renewable Energy, Inc. by Progress Energy Florida, Inc.

DOCUMENT NUMBER-DATE

09708 DEC -2 e

FPSC-COMMISSION CLERK

Commission Clerk

Subject: Order or Notice issued by the Public Service Commission (Email ID = 126164)

Attachments: Recommendation 09708.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

Matilda Sanders

PSC-10 - 0533-CFO-EQ

100346-EQ

From: Gloria Ross
 Sent: Wednesday, September 22, 2010 9:30 AM
 To: CLK - Orders / Notices
 Cc: Lee Eng Tan; Martha Brown; Adam Teitzman
 Subject: Order / Notice Submitted

4 attach' online

Date and Time: 9/22/2010 9:26:00 AM
 Docket Number: 100346-EQ
 Filename / Path: I:\2010\100346\100346 Procedural Order-Conf. Classif.08-19-10.tlt.doc
 Order Type: Signed / Hand Deliver

**ORDER GRANTING PROGRESS ENERGY FLORIDA, INC.'S REQUEST FOR
 CONFIDENTIAL CLASSIFICATION OF COMPETITIVELY NEGOTIATED
 CONTRACTUAL DATA (DOCUMENT NO. 05514-10)**

*faxed 1
 mailed 0
 emailed 2*

RECEIVED - FPSC
 10 SEP 22 AM 10:26
 COMMISSION
 CLERK

Gloria Ross
 Commission Deputy Clerk II
 Office of the General Counsel
 Florida Public Service Commission
 850-413-6214

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. <u>05553-10</u>		
DISTRIBUTION: _____		

**FLORIDA PUBLIC SERVICE COMMISSION
CASE MANAGEMENT SYSTEM
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 100346**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Hathaway Renewable Energy, Inc.		hathawaykw@msn.com	No
Progress Energy Florida, Inc.	EI801	paul.lewisjr@pgnmail.com	No

Commission Clerk

From: Commission Clerk
Sent: Wednesday, September 22, 2010 2:53 PM
Subject: Order or Notice issued by the Public Service Commission (Email ID = 519931)
Attachments: 07936-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

STATE OF FLORIDA

COMMISSIONERS:
NANCY ARGENZIANO, CHAIRMAN
LISA POLAK EDGAR
NATHAN A. SKOP



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

Public Service Commission

ADMINISTRATIVE

July 07, 2010

Progress Energy
John Burnett
PO Box 14042
St. Petersburg, FL 33733

Re: Docket No. 100346-EQ

Dear Mr. Burnett:

This will acknowledge receipt of the petition for approval of second negotiated purchase power contract with Hathaway Renewable Energy, Inc. by Progress Energy Florida, Inc, which was filed in this office on July 06, 2010, 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

DOCUMENT NUMBER-DATE

05553 JUL-7 0

FPSC-COMMISSION CLERK