

OPC's Response to Staff's First Interrogatories Nos. 1-3.

- H. Citizens object to providing information to the extent that such information is already in the public record before the Florida Public Service Commission and available through normal procedures.
- I. Citizens object to any request that purports to require disclosure of the Public Counsel deliberative process and internal reviews to determine what if any issues to protest in any case. The Public Counsel is authorized by Section 350.0611, Florida Statutes, to represent the customers before the Commission. The Legislature granted the Public Counsel the following specific power:

To recommend to the commission or the counties, by petition, the commencement of any proceeding or action or to appear, in the name of the state or its citizens, in any proceeding or action before the commission or the counties and urge therein any position which he or she deems to be in the public interest, whether consistent or inconsistent with positions previously adopted by the commission or counties, . . .

The Public Counsel's decision-making and grant of discretion to take any position he deems in the public interest is not subject to review or an issue in this case. Thus, any such request is not relevant nor can it be reasonably calculated to lead to the discovery of admissible evidence.

- J. In responding to these Requests, Citizens do not waive the foregoing objections, or any specific objections that are set forth in the responses to particular requests.

INTERROGATORIES

1. Please refer to OPC witness McCullar's Direct Testimony, Exhibit RMM-2, for the questions below:
 - a. For Account 341.00 – Structures and Improvement associated with Ft. Myers Unit 3 combined cycle (CC), please explain how the proposed negative 4 percent Future Net Salvage (NS) was determined.

RESPONSE: OPC objects to this request to the extent this request seeks OPC's expert to conduct an analysis or study not done for OPC or calls for information that is attorney work product.

- b. For Account 341.00 – Structures and Improvement associated with all CC plants, except the CC at Ft. Myers Unit 3, please explain how the proposed negative 5 percent NS was determined.

RESPONSE: OPC objects to this request to the extent this request seeks OPC's expert to conduct an analysis or study not done for OPC or calls for information that is attorney work product.

- c. For Account 344.00 – Generators associated with all CC plants, except the CC at Ft. Myers Unit 3, please explain how the proposed negative 5 percent NS was determined.

RESPONSE: OPC objects to this request to the extent this request seeks OPC's expert to conduct an analysis or study not done for OPC or calls for information that is attorney work product.

- 2. Please refer to OPC witness McCullar's Direct Testimony, page 22, where the witness testified "[m]y proposed estimated future net salvage accrual amounts are in current dollars that consider FPL's historic practices, the impact of inflation, and builds a reserve for reasonable estimated future net removal costs associated with future retirements."
- a. Please explain in detail how the impact of inflation is factored in the calculation of OPC's proposed future net salvage (NS).

RESPONSE: OPC objects to this request to the extent this request seeks OPC's expert to conduct an analysis or study not done for OPC or calls for information that is attorney work product.

- b. Please explain how the "reserve for reasonable estimated future net removal costs" is determined in the calculation of OPC's proposed NS.

RESPONSE: OPC objects to this request to the extent this request seeks OPC's expert to conduct an analysis or study not done for OPC or calls for information that is attorney work product.

- c. Taking Account 364.00 – Poles, Towers, and Fixtures as an example, please provide a workpaper, in MS Excel format with formulas intact, demonstrating how OPC's proposed NS for the account was derived based on each considered component as described in the testimony and specify the dollar and/or percentage amount of the components such as the inflation rate used to quantify "the impact of inflation."

RESPONSE: OPC objects to this request to the extent this request seeks OPC's expert to conduct an analysis or study not done for OPC or calls for information that is attorney work product.

3. Please refer to OPC witness McCullar's Direct Testimony, page 21, where the witness testified "I recommend estimated future net salvage ("FNS") percents differ from Witness Allis's proposal and Witness Ferguson's proposal as shown in Table 3 below:". Please explain in detail how witness McCullar's FNS percents differ from witness Ferguson's recommended FNS percents.

RESPONSE: OPC objects to this request to the extent this request seeks OPC's expert to conduct an analysis or study not done for OPC or calls for information that is attorney work product.

Respectfully submitted,

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