

ORIGINAL
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Planning hearing on load fore-) DOCKET NO. 900004-EU
casts, generation expansion plans,)
and cogeneration prices for Peninsular) FILED: August 7, 1990
Florida's electric utilities.)
_____)

Motion for Clarification
of Order No. 23234

The AES Corporation (AES) hereby moves the Commission to enter an order clarifying Order No. 23234, issued on July 23, 1990, and as grounds therefore state:

1. At its May 25 agenda, the Commission voted to use the delivered price of fuel at the St. John's River Power Park coal units as the fuel price for the 500 MW 1996 statewide avoided coal unit. [T. 54-55] Order No. 23234 correctly indicates this fact by stating: "Fuel prices for the statewide avoided unit shall be computed using the delivered price of fuel to the St. John's River Power Park coal units." Order No. 23234 at 2. However, when listing the parameters, parameter c. states "Cost of fuel - Delivered coal at Big Bend # 4." Order No. 23234 at 2. This appears to be simply a typographical error. AES requests that this language be changed to read: "Cost of fuel - Delivered coal at St. John's River Power Park."

2. During the May 25 agenda, reference was made to the fact that allocation of subscription limits was an attempt to match the capacity needs of each investor-owned utility to the state's capacity needs as identified in the statewide generation expansion plan, i.e., the statewide unit. [T. 21-22] This is the thought that is partially expressed by the last sentence of Page 2 which appears to be incomplete. The sentence states: "The allocation to each individual utility was our attempt to more closely match each utility's need for capacity on a statewide basis." This sentence would completely comport with the rationale expressed in the transcript if the sentence were stated as follows: "The allocation to each individual utility was our attempt to more closely match each utility's need for capacity with that identified on a statewide basis." AES requests that this change be made to clarify the rationale expressed.

3. Finally, Order No. 23234 at page 3 states: "The import of our decision [to eliminate allocation of the subscription limit to individual investor-owned utilities] is to require all peninsular Florida utilities to honor negotiated and standard offer contracts until the 500 MW limit has been reached on a statewide basis." Implicit in this sentence is the idea that all negotiated or standard offer cogeneration contracts with in-service dates prior to January 1, 1996 will count toward the 1996 500 MW coal unit

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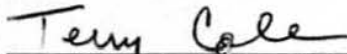
subscription limit.

4. A review of the transcript of the May 25 agenda shows that this issue is really part of Item No. 2 which dealt with the criteria for implementing the subscription and allocation of the statewide avoided unit [T. 55-58] and is addressed by Proposed Agency Action Order No. 23235. [Order No. 23235 at page 3, Issues 4 and 5] The May 25 agenda was an agenda in which the related cogeneration topics of proposed cogeneration rule changes, motions for reconsideration of the statewide avoided unit, and Staff's recommendation concerning implementing the subscription concept were all discussed more or less simultaneously. That being the case, it is easy to understand how this language slipped into this order.

5. AES does not agree that the Commission voted to "count" both negotiated and standard offer contracts with in-service dates prior to 1996 toward the 500 MW 1996 coal unit subscription limit. However, that issue is properly dealt with in response to Proposed Agency Action Order No. 23235. Removal of this sentence from Order No. 23234 would conform the order to the Commission's vote on its motion for reconsideration and allow further action on this issue to be properly taken up in response to Proposed Agency Action Order No. 23235.

Wherefore, it is requested that the Commission enter an order which clarifies Order No. 23234 in the manner discussed above.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Motion for Clarification of Order No. 23234 by Terry Cole on Behalf of The AES Corporation has been furnished by hand delivery to Michael Palecki, Florida Public Service Commission, Division of Legal Services, 101 East Gaines Street, Tallahassee, Florida 32399 and by U.S. Mail to the following on this 7 day of August, 1990.

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