

State of Florida

Commissioners:

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DIVISION OF LEGAL SERVICES  
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ORIGINAL  
FILE COPY

Public Service Commission

September 18, 1995

Joseph A. McGlothlin, Esquire  
McWhirter Reeves McGlothlin Davidson and Bakas  
315 South Calhoun Street  
Tallahassee, Florida 32301

Re: Docket No. 941101-EQ - Florida Power Corporation's proposed curtailment plan

Dear Joe:

Please find attached a letter from Joe Jenkins to Ansley Watson, dated January 18, 1995, regarding the effect of staff's preliminary investigation into the curtailment event that occurred on Florida Power Corporation's system October 19, 1994. I hope that letter adequately addresses the concerns you raised in your letter to me, dated January 17, 1995. You did not mention in your letter whether you had reviewed Mr. Watson's original letter of October 27, 1994 requesting a staff investigation under Rule 25-17.086, Florida Administrative Code. In case you have not, I have attached a copy of that letter for your information.

ACK \_\_\_\_\_

APP \_\_\_\_\_ I intend to send a copy of this letter to all parties to the docket so that they will be informed of this correspondence. In the future would you please send the parties copies of all correspondence that you send to me or to the staff? That will help me ensure that everyone has the information about what is happening in the docket in a timely fashion. I have attached our current list of parties and their addresses for your convenience.

CIT \_\_\_\_\_

ESC \_\_\_\_\_ If you have further questions about this matter, please let me know.

LET \_\_\_\_\_

Sincerely yours,

LIT \_\_\_\_\_

*Martha Carter Brown*

CON \_\_\_\_\_

Martha Carter Brown

REG \_\_\_\_\_

SEC 1

WAS \_\_\_\_\_

OTH cc: All parties  
Joe Jenkins  
Mark Futrell

DOCUMENT NUMBER-DATE

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Commissioners:

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DIVISION OF ELECTRIC & GAS  
JOSEPH D. JENKINS  
DIRECTOR  
(904) 488-8501

## Public Service Commission

January 18, 1995

Mr. Ansley Watson, Jr.  
Macfarlane Ausley Ferguson & McMullen  
Post Office Box 1531  
Tampa, Florida 33601

Re: Docket No. 941101-EQ - Florida Power Corporation's Curtailment Plan

Dear Mr. Watson:


On October 27, 1994, you sent me a letter requesting an investigation into Florida Power Corporation's curtailment event of October 19, 1994 (as contemplated by Rule 25-17.086, Florida Administrative Code). In response to your request, the Commission staff conducted a preliminary investigation, and I reported the results of that investigation to you in my letter dated November 16, 1994. Your letter dated December 15, 1994, outlined several concerns you have with the content and effect of the investigation that you requested. By this letter I hope I can alleviate those concerns.

Staff's investigation into the low load conditions experienced on Florida Power Corporation's system October 19, 1994 and FPC's actions in response was a preliminary investigation only. It was, of course, not the ultimate decision on the validity of the curtailment event or the viability of FPC's response. That decision will be made by the Commission in the Curtailment Docket. The questions posed in your December 15 letter can certainly be raised as possible issues in the case, and should be investigated pursuant to the normal means of discovery in that docket. The investigation conducted by staff under the rule and in response to your request should not be construed to preempt, preclude, or prejudice the Commission's full consideration of all issues raised by the parties in the case. The information obtained by staff in its preliminary investigation is available to all parties. Aside from staff's open invitation to the cogenerators to hold a meeting to present their experience with the curtailment event, staff does not intend to conduct any other informal investigations in the case.

Mr. Ansley Watson, Jr.  
January 18, 1995  
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If you have any questions please contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Joseph D. Jenkins".

Joseph D. Jenkins  
Director

cc: All parties  
Robert Trapp  
Roland Floyd  
Tom Ballinger  
Mark Futrell  
Michael Haff  
Martha Carter Brown (Division of Legal Services)