

ORIGINAL
FILE COPY

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Florida Power Corporation for determination that its plan for curtailing purchases from qualifying facilities in minimum load conditions is consistent with Rule 25-17.086, F.A.C.

DOCKET NO. 941101-EQ
FILED: 04/17/95

**TIGER BAY LIMITED PARTNERSHIP'S
PREHEARING STATEMENT**

Tiger Bay Limited Partnership (Tiger Bay) hereby files this prehearing statement pursuant to Rule 25-22.038(3), Florida Administrative Code.

A. Witnesses: L. Roy Smith Issue 6

B. Exhibits: At this time, Tiger Bay does not plan to introduce exhibits, but reserves the right to introduce cross-examination exhibits if necessary.

C. Basic Position: No position at this time.

D. ISSUES

- WCK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG entirely _____
- LES 1 _____
- LIN 5 _____
- CCC _____
- RTH _____
- SEE 1 _____
- VBS _____
- DIN _____

ISSUE 1: Has Florida Power Corporation adequately demonstrated that the minimum load conditions for curtailment outlined in its plan comply with Commission Rule 25-17.086, Florida Administrative Code?

TIGER BAY'S POSITION: No position at this time.

ISSUE 2: Has Florida Power Corporation adequately demonstrated that it has attempted to mitigate any foreseeable imbalance between generation and load during minimum load conditions by committing the most appropriate combination of generation resources for the circumstances?

TIGER BAY'S POSITION: No position at this time.

DOCUMENT NUMBER-DATE

03799 APR 17 95

FPSC-RECORDS/REPORTING

ISSUE 3: Does the proposed curtailment plan properly require Florida Power Corporation to take all appropriate measures to decrease other sources of generation to mitigate any imbalance between generation and load?

TIGER BAY's POSITION: No position at this time.

ISSUE 4: Does the proposed curtailment plan properly require Florida Power Corporation to take all appropriate measures to increase sales to mitigate any imbalance between generation and load?

TIGER BAY's POSITION: No position at this time.

ISSUE 5: Has Florida Power Corporation adequately demonstrated that the procedures for curtailment outlined in its plan are reasonable and appropriate?

TIGER BAY's POSITION: No position at this time.

ISSUE 6: Has Florida Power Corporation adequately demonstrated that its proposed plan allocates justifiable curtailments among QF's in a fair and not unduly discriminatory manner?

TIGER BAY's POSITION: No position at this time.

ISSUE 7: Has Florida Power Corporation properly implemented the procedures set forth in the plan during the curtailments that have occurred from October, 1994 to January 1, 1995?

TIGER BAY's POSITION: No position at this time.

ISSUE 8: Has Florida Power Corporation adequately demonstrated that the curtailments that have occurred from October 1, 1994, through January 1, 1995, were necessary to avoid negative avoided costs?

TIGER BAY's POSITION: No position at this time.

LEGAL ISSUE

ISSUE 9: What is the permissible scope of Rule 25-17.086, Florida Administrative Code, as an implementation of section 210 of PURPA?

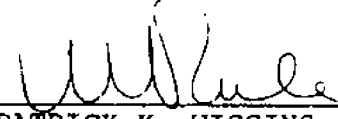
TIGER BAY's POSITION: No position at this time.

ISSUE 10: Should the Commission approve Florida Power Corporation's curtailment plan as being in compliance with Rule 25-17.086?

TIGER BAY's POSITION: No position at this time.

- E. QUESTIONS OF LAW: None.
- F. POLICY QUESTIONS: None.
- G. STIPULATED ISSUES: None.
- H. PENDING MOTIONS OR OTHER MATTERS: None.
- I. REQUIREMENTS THAT CANNOT BE COMPLIED WITH: None.

Respectfully submitted this 17th day of April, 1995.



PATRICK K. WIGGINS
MARSHA E. RULE
WIGGINS & VILLACORTA, P.A.
Post Office Drawer 1657
Tallahassee, Florida 32302
(904) 222-1534

Attorneys for Tiger Bay
Limited Partnership

CERTIFICATE OF SERVICE

Docket No. 941101-EQ

I hereby certify that a copy of the foregoing has been furnished by U.S. Mail to the following persons on this 17th day of April, 1995:

Martha Brown
Vicki Johnson
101 E. Gaines St.
Tallahassee FL 32399-0850

Nancy Jones
1125 U.S. 98 South
Suite 100
Lakeland FL 33801

Gregory Presnell
P.O. Box 231
Orlando FL 32802-0231

Robert Riley
125000 Fair Lakes Circle, #420
Fairfax VA 22033-3808

Suzanne Brownless
2546 Blairstone Pines Dr.
Tallahassee FL 32301

Barrett Johnson
P.O. Box 1308
Tallahassee FL 32302

James A. McGee
P.O. Box 14042
St. Petersburg FL 33733-4042

Bruce May
P.O. Drawer 810
Tallahassee FL 32302

Robert Scheffel Wright
P.O. Box 271
Tallahassee FL 32302

Joseph McGlothlin
315 S. Calhoun St. #716
Tallahassee FL 32301

Gail Fels
Assistant County Attorney
Aviation Dept.
P.O. Box 592075 AMF
Miami FL 33159

Orlando Cogen Limited, L.P.
c/o Air Products
7201 Hamilton Blvd.
Allentown PA 18195

Kelly A. Tomblin
Director - Legal & Corporate
c/o Energy Initiatives, Inc.
One Upper Pond Road
Parsippany NJ 07054

Ansley Watson
P.O. Box 1531
Tampa FL 33601-1531

Stuart Broom
901 15th St. NW. #700
Washington DC 20005-2301

Montenay-Dade, Ltd.
3225 Aviation Ave., 4th Fl
Miami FL 33133

Stephen Argenbright
4100 Spring Valley Road. #1001
Dallas TX 75244

Elliott White
111 E. Madison St. #1700
Tampa FL 33601-2562

County Attorney
7530 Little Road
New Port Richey FL 34654

Rodney Williams
3131 K-Ville Ave.
Auburndale FL 33823

Barry Huddleston
c/o Destec Energy Co.
2500 CityWest Blvd., #150
Houston TX 77210-4411

Director, Solid Waste Dept.
2800 114th Ave., N.
St. Petersburg FL 33716

Richard A. Zambo
598 S.W. Hidden River Ave.
Palm City FL 34990

Michael O'Friel
Liberty Lane
Hampton NH 03842



Patrick K. Wiggins