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STATE OF FLORIDA
OFFICE OF THE PUBLIC COUNSEL

c/o The Florida Legislature
111 West Madison Street
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ORIGINAL
FILE COPY

February 8, 1996

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 960002-EG

Dear Ms. Bayo:

Enclosed please find the original and fifteen (15) copies of the Prehearing Statement of the Office of Public Counsel for filing in the above-referenced docket. A diskette in IBM-compatible WordPerfect 5.1 is also submitted.

Please indicate receipt of filing by date-stamping the attached copy of this letter. Thank you for your assistance in this matter.

Sincerely,

John Roger Howe
Deputy Public Counsel

- ACK
- AFD
- APP _____
- CAF JRH/bgm
- Enclosures
- CMU _____
- CTR _____
- EAG 6 Hoff
- LEG 1
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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
01550 FEB-8 96
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Conservation Cost Recovery)
Factor.)
_____)

DOCKET NO. 960002-EG
FILED: February 8, 1996

PREHEARING STATEMENT OF THE OFFICE OF PUBLIC COUNSEL

The Citizens of the State of Florida, through the Office of Public Counsel, pursuant to the Order Establishing Procedure in this docket, Order No. PSC-96-0016-PCO-EG, issued January 5, 1996, submit this Prehearing Statement.

APPEARANCES:

JOHN ROGER HOWE, Esquire, Deputy Public Counsel, Office of Public Counsel, c/o The Florida Legislature, 111 West Madison Street, Room 812, Tallahassee, Florida 32399-1400
On behalf of the Citizens of the State of Florida.

A. WITNESSES:

None.

B. EXHIBITS:

None.

C. STATEMENT OF BASIC POSITION

None at this time.

D. STATEMENT OF FACTUAL ISSUES AND POSITIONS

Generic Conservation Cost Recovery Issues

ISSUE 1: What is the appropriate adjusted net true-up amounts for the period October 1, 1994 through September 30, 1995?

OPC:

FPC : No position at this time.
FPL : No position at this time.
FPUC: Marianna: No position at this time.
Fernandina: No position at this time.
GPC : No position at this time.
TECO: No position at this time.
CHESAPEAKE : No position at this time.
CITY GAS : No position at this time.
PEOPLES GAS : No position at this time.
ST. JOE : No position at this time.
WEST FLORIDA: No position at this time.

ISSUE 2: What are the appropriate conservation cost recovery factors for the period April 1996 through March 1997?

OPC:

FPC : No position at this time.
FPL : No position at this time.
FPUC: Marianna: No position at this time.
Fernandina: No position at this time.
GPC : No position at this time.
TECO: No position at this time.
CHESAPEAKE : No position at this time.
CITY GAS : No position at this time.
PEOPLES GAS : No position at this time.
ST. JOE : No position at this time.
WEST FLORIDA: No position at this time.

Company-Specific Conservation Cost Recovery Issues

ISSUE 3: [FPC] Is \$17,746,531 the appropriate amount of over-recovery for the Revenue Decoupling true-up balance for 1995?

OPC: No position at this time.

ISSUE 4: [FPC] Are the revisions to the "Proposed Adjustment to RPC for Changes in Economic Condition" appropriate?

OPC: No position at this time.

ISSUE 5: [FPC] Should Florida Power Corporation be allowed to defer for 60 days, with interest, its Revenue Decoupling true-up in order to petition the Commission for approval to apply the 1995 over-recovery from Revenue Decoupling towards reducing capacity payments to qualifying facilities instead

of refunding the amount to ratepayers through the Energy Conservation Cost Recovery Clause?

OPC: No position at this time.

ISSUE 6: [FPC] In the event that FPC fails to timely file the petition, or the petition is not granted, should FPC be required to refund the 1995 over-recovery from Revenue Decoupling, plus interest, during the remaining portion of the cost recovery period?

OPC: No position at this time.

ISSUE 7: [GULF] Should the Commission grant Gulf Power Company's request to implement The Business Edge, a new conservation program?

OPC: No position at this time.

ISSUE 8: [GULF] Should the Commission grant Gulf Power Company's request to change the method for allocating the costs of the Residential Advanced Energy Management (AEM) program from an energy basis to a demand basis?

OPC: No position at this time.

ISSUE 9: [GULF] Should Gulf Power Company's final true-up amount be reduced to reflect expenses incurred in the In Concert With The Environment program prior to the Commission's approval of this program?

OPC: No position at this time.

ISSUE 10: [PGS] Is it appropriate for Peoples Gas System, Inc. to recover legal costs incurred in defense of its Commission approved conservation programs when challenged for cost-effectiveness by a competitive utility?

OPC: No position at this time.

ISSUE 11: [PGS] Is it appropriate for PGS to recover \$41,038 for outside consulting fees related to research conducted to forecast and monitor financial impact of their conservation programs.

OPC: No position at this time.

ISSUE 12: [PGS] Should PGS be allowed to recovery costs incurred in Docket No. 941104-GU, related to the development of a demand-side management cost recovery methodology?

OPC: No position at this time.

E. STATEMENT OF LEGAL ISSUES AND POSITIONS: None at this time.

F. STATEMENT OF POLICY ISSUES AND POSITIONS: None at this time.

G. STIPULATED ISSUES: None.

H. PENDING MOTIONS: None.

I. STATEMENT OF COMPLIANCE WITH ORDER ESTABLISHING PROCEDURE:

There are no requirements of the Order Establishing Procedure with which the Office of Public Counsel cannot comply.

Respectfully Submitted,


John Roger Howe
Deputy Public Counsel

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Attorneys for the Citizens
of the State of Florida

CERTIFICATE OF SERVICE
DOCKET NO. 960002-EG

I HEREBY CERTIFY that a true and correct copy of the PREHEARING STATEMENT OF THE OFFICE OF PUBLIC COUNSEL has been furnished by *hand-delivery or by U.S. Mail to the following parties on this 8th day of February, 1996.

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