



JACK SHREVE
PUBLIC COUNSEL

STATE OF FLORIDA
OFFICE OF THE PUBLIC COUNSEL

ORIGINAL
FILE COPY

c/o The Florida Legislature
111 West Madison Street
Room 812
Tallahassee, Florida 32399-1400
904-488-9330

January 27, 1997

Ms. Blanco S. Bayó
Director, Division Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Fl 32399

Re: Docket No. 970001-EI
Fuel and Purchased Power Cost Recovery Clause with
Generating Performance Incentive Factor

Dear Ms. Bayó:

Enclosed for filing in the above-referenced docket is an original and fifteen (15) copies of Prehearing Statement of the Office of Public Counsel. A diskette in Wordperfect 6.1 is also submitted.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me.

ACK Copies have been served on the parties shown on the attached

AFA 1 Certificate of Service.

APP

CAF

CMU

CTR

EAG

LEG 1 RH/ddj

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OPC Enclosures

RCH

SEC 1 cc: Parties of Record

WAS

OTH

Sincerely,

John Roger Howe
Deputy Public Counsel

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Fuel and Purchased Power)	DOCKET NO. 970001-EI
Cost Recovery Clause with)	FILED: January 27, 1997
Generating Performance Incentive)	
Factor)	
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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-97-0043-PCO-EI, issued January 9, 1997, 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 necessary.

D. STATEMENT OF FACTUAL ISSUES AND POSITIONS

Generic Fuel Adjustment Issues

ISSUE 1: What are the appropriate final fuel adjustment true-up amounts for the period April, 1996, through September, 1996?

OPC:

FPC: No position at this time.
FPL: No position at this time.
FPUC: Fernandina: No position at this time.
Marianna: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 2: What are the estimated fuel adjustment true-up amounts for the period October, 1996, through March, 1997?

OPC:

FPC: No position at this time.
FPL: No position at this time.
FPUC: Fernandina: No position at this time.
Marianna: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 3: What are the total fuel adjustment true-up amounts to be collected during the period April, 1997, through September, 1997?

OPC:

FPC: No position at this time.
FPL: No position at this time.
FPUC: Fernandina: No position at this time.
Marianna: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 4: What are the appropriate levelized fuel cost recovery factors for the period April, 1997, through September, 1997?

OPC:

FPC: No position at this time.
FPL: No position at this time.
FPUC: Fernandina: No position at this time.
Marianna: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 5: What should be the effective date of the new fuel adjustment charge and capacity cost recovery charge for billing purposes?

OPC: The factor should be effective beginning with the specified fuel cycle and thereafter for the period April, 1997, through September, 1997. Billing cycles may start before April 1, 1997, and the last cycle may be read after September 30, 1997, so that each customer is billed for six months regardless of when the adjustment factor became effective.

ISSUE 6: What are the appropriate fuel recovery line loss multipliers to be used in calculating the fuel cost recovery factors charged to each rate class?

OPC:

FPC:	No position at this time.
FPL:	No position at this time.
FPU:	Fernandina: No position at this time.
	Marianna: No position at this time.
GPC:	No position at this time.
TECO:	No position at this time.

ISSUE 7: What are the appropriate Fuel Cost Recovery Factors for each rate group adjusted for line losses?

OPC:

FPC:	Agree with Staff.
FPL:	Agree with Staff.
FPU:	Fernandina: Agree with Staff.
	Marianna: Agree with Staff.
GPC:	Agree with Staff.
TECO:	Agree with Staff.

ISSUE 8: What is the appropriate revenue tax factor to be applied in calculating each company's levelized fuel factor for the projection period of April, 1997, through September, 1997?

OPC:

FPC:	No position at this time.
FPL:	No position at this time.
FPU:	Fernandina: No position at this time.
	Marianna: No position at this time.
GPC:	No position at this time.
TECO:	No position at this time.

ISSUE 9: What accounting procedures should be used by the investor-owned utilities to book adjustments due to differences between the "per books" inventory quantities and the semi-annual coal inventory survey quantities?

OPC: No position at this time.

ISSUE 10: How should transmission costs be accounted for when determining the transaction price of an economy, Schedule C, broker transaction between two directly interconnected utilities?

OPC: No position at this time.

ISSUE 11: If the cost of transmission is used to determine the transaction price of an economy, Schedule C, broker transaction between two directly interconnected utilities, how should the costs of this transmission be recovered?

OPC: No position at this time.

ISSUE 12: How should transmission costs be accounted for when determining the transaction price of economy, Schedule C, broker transaction that requires wheeling between two non-directly interconnected utilities?

OPC: No position at this time.

ISSUE 13: If the cost of transmission is used to determine the transaction price of an economy, Schedule C, broker transaction that requires wheeling between two non-directly interconnected utilities, how should the costs of this transmission be recovered?

OPC: No position at this time.

Company-Specific Fuel Adjustment Issues

Florida Power Corporation

ISSUE 14a: Should the Commission approve Florida Power Corporation's request to recover the cost of converting Debary Unit 7, Bartow Units 3 and 4, and Suwanee Unit 1 to burn natural gas?

OPC: No position at this time.

ISSUE 14b: Should the costs associated with the settlement agreement between Florida Power Corporation and Lake Cogen, Ltd., be approved for recovery through the Fuel and Purchased Power Cost Recovery Clause for the period April, 1997, through September, 1997?

OPC: No position at this time.

ISSUE 14c: Should the costs associated with the settlement agreement between Florida Power Corporation and Pasco Cogen, Ltd., be approved for recovery through the Fuel and Purchased Power Cost Recovery Clause for the period April, 1997, through September, 1997?

OPC: No position at this time.

ISSUE 14d: Should Florida Power Corporation be permitted to recover the replacement fuel costs associated with the extended outage at its Crystal River No. 3 nuclear unit?

OPC: No.

Florida Power and Light Company

ISSUE 15a: Should the Commission approve Florida Power and Light Company's request to recover depreciation expense and return on investment for rail cars purchased to deliver coal to the Scherer Plant?

OPC: No position at this time.

ISSUE 15b: Should the Commission approve Florida Power and Light Company's request to recover the costs of implementing certain equipment modifications and additions at some of its generating plants and fuel storage facilities to use "low gravity" fuel oil?

OPC: No position at this time.

Tampa Electric Company

ISSUE 16: Has Tampa Electric Company appropriately calculated its proposed refund factors for refunding the \$25 million in excess earnings as required by Order No. PSC-96-0670-S-EI?

OPC: No position at this time.

Generic Generating Performance Incentive Factor Issues

ISSUE 17: What is the appropriate GPIF reward or penalty for performance achieved during the period April, 1996, through September, 1996?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 18: What should the GPIF targets/ranges be for the period April, 1997, through September, 1997?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

Generic Capacity Cost Recovery Issues

ISSUE 19: What is the appropriate final capacity cost recovery true-up amount for the period April, 1996, through September, 1996?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 20: What is the estimated capacity cost recovery true-up amount for the period October, 1996, through March, 1997?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.

TECO: No position at this time.

ISSUE 21: What is the total capacity cost recovery true-up amount to be collected during the period April, 1997, through September, 1997?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 22: What is the appropriate projected net purchased power capacity cost recovery amount to be included in the recovery factor for the period April, 1997, through September, 1997?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

ISSUE 23: What are the projected capacity cost recovery factors for the period April, 1997, through September, 1997?

OPC:

FPC: No position at this time.
FPL: No position at this time.
GPC: No position at this time.
TECO: No position at this time.

Company-Specific Capacity Cost Recovery Issues

Florida Power Corporation

ISSUE 24a: Should the costs associated with the settlement agreement between Florida Power Corporation and Lake Cogen, Ltd., be approved for recovery through the Capacity Cost Recovery Clause for the period April, 1997, through September, 1997?

OPC: No position at this time.

ISSUE 24b: Should the costs associated with the settlement agreement between Florida Power Corporation and Pasco Cogen, Ltd., be approved for recovery

through the Capacity Cost Recovery Clause for the period April, 1997, through September, 1997?

OPC: No position at this time.

Florida Power & Light

ISSUE 25: Should the Commission approve Florida Power & Light Company's request for mid-course correction to reduce its Capacity Cost Recovery Clause factors effective April, 1997?

OPC: No position at this time.

Tampa Electric Company

ISSUE 26: How should the non-fuel revenues associated with Tampa Electric Company's wholesale sales to the Florida Municipal Power Agency and the City of Lakeland be treated for cost recovery purposes?

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.

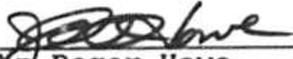
H. PENDING MOTIONS: None.

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,

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Attorneys for the Citizens
of the State of Florida

**CERTIFICATE OF SERVICE
DOCKET NO. 970001-EI**

I HEREBY certify that a copy of the foregoing PREHEARING STATEMENT OF THE OFFICE OF PUBLIC COUNSEL has been served by *hand delivery or U.S. mail to the following parties of record on this 27th day of January, 1997:

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