

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to resolve territorial dispute with Clay Electric Cooperative, Inc. in Baker County by Florida Power & Light Company.

DOCKET NO. 970512-EU

FILED: OCTOBER 8, 1997

STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-97-0711-PCO-EU, issued June 16, 1997, the Staff of the Florida Public Service Commission files its Prehearing Statement.

a. All Known Witnesses

Staff has no witnesses at this time.

b. All Known Exhibits

Staff has no exhibits at this time.

c. Staff's Statement of Basic Position

Staff's positions are preliminary and based on materials filed by the parties and on discovery. The preliminary positions are offered to assist the parties in preparing for the hearing. Staff's final positions will be based upon all the evidence in the record and may differ from the preliminary positions stated herein.

d. Staff's Position on the Issues

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- LIN 2 _____
- OPC _____
- RCH _____
- SEC 1 _____
- WAS _____
- OTH _____

Issue 1: What is the geographic description of the disputed area?

Position: The disputed area is restricted to the River City Plastics plant site in Baker County, Florida.

Issue 2: What is the nature of the disputed area, including population, the type of utilities seeking to serve it,

DOCUMENT NUMBER-DATE

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degree of urbanization of the area, the area's proximity to other urban areas, and the area's present and reasonably foreseeable requirements for other utilities?

Position: No position pending further discovery and the evidence adduced at hearing.

Issue 3: Which utility has historically served the disputed area?

Position: Neither utility has historically served the disputed area.

Issue 4: What is the expected customer load and energy growth in the disputed area?

Position: The expected customer load is approximately 1955 kW. Expected energy consumption in the disputed area is approximately 13,600,000 kWh annually.

Issue 5: Has unnecessary and uneconomic duplication of electric facilities taken place in the vicinity of the disputed area or in other areas of potential dispute between the utilities?

Position: No position pending further discovery and the evidence adduced at hearing.

Issue 6: Is each utility capable of providing adequate and reliable electric service to the disputed area?

Position: No position pending further discovery and the evidence adduced at hearing.

Issue 7: What is the location, purpose, type and capacity of each utility's facilities existing as of the filing of the petition to resolve the territorial dispute?

Position: Clay Electric Cooperative, Inc. has 1 mile of the 115kv Baldwin-Columbia transmission line. Clay's Sanderson substation is approximately 2 1/4 miles from the disputed area. The Sanderson substation has a capacity rating of 7500 kva. Its load is 6800 kva. Clay has approximately 1 mile of a 3 phase feeder line from the Sanderson substation and approximately 1/4 mile of a single phase 14.4kv distribution line after that.

FPL has the Baldwin-Columbia 115kv transmission line. FPL has a two (2) mile radial tap which connects the Baldwin-Columbia 115 kv transmission line with the Wiremill substation. FPL's Wiremill substation is approximately 1/4 mile from the disputed area. The Wiremill Substation has a capacity rating of 44 mva. Its load is 8.5 mva. There are 2 feeder lines from the Wiremill substation, 1561 and 1562.

Issue 8: What additional facilities would each party have to construct in order to provide service to the disputed area?

Position: No position pending further discovery and the evidence adduced at hearing.

Issue 9: What would be the cost to each utility to provide electric service to the disputed area?

Position: No position pending further discovery and the evidence adduced at hearing.

Issue 10: How long would it take for each utility to provide service to the disputed area?

Position: No position pending further discovery and the evidence adduced at hearing.

Issue 11: What would be the cost to each utility if it were not permitted to serve the area in dispute?

Position: No position pending further discovery and the evidence adduced at hearing.

Issue 12: What would be the effect on each utility's ratepayers if it were not permitted to serve the disputed area?

Position: No position pending further discovery and the evidence adduced at hearing.

Issue 13: If all other factors are equal, what is the customer preference in the disputed area?

Position: The customer has expressed a preference for service from Clay Electric Cooperative, Inc.

Issue 14: Are the utilities bound by a territorial agreement?

Position: No territorial agreement governs service in the disputed area.

Issue 15: Which utility should be awarded the service area in dispute?

Position: No position pending further discovery and the evidence adduced at hearing.

e. Pending Motions

Staff is not aware of any pending motions at this time.

f. Compliance with Order No. PSC-97-0711-PCO-EU

Staff has complied with all requirements of the Order Establishing Procedure entered in this docket.

Respectfully submitted this 8th day of October, 1997.



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CERTIFICATE OF SERVICE

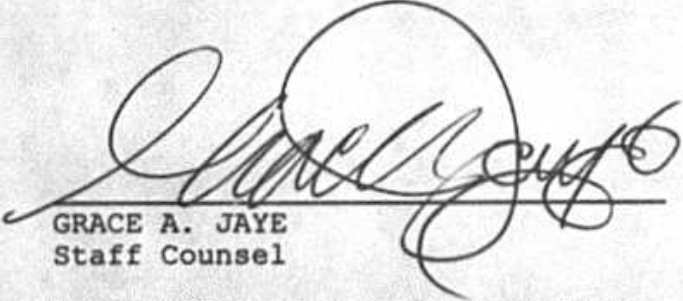
I HEREBY CERTIFY that one true and correct copy of Staff's Prehearing Statement has been furnished by U.S. Mail this 8th day of October, 1997, to the following:

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