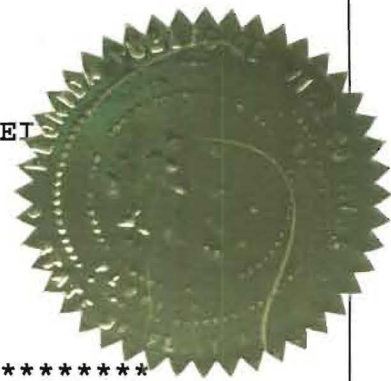


BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

:
In the Matter of : DOCKET NO. 990007-ET
:
Environmental Cost :
Recovery Clause :



*
* ELECTRONIC VERSIONS OF THIS TRANSCRIPT *
* ARE A CONVENIENCE COPY ONLY AND ARE NOT *
* THE OFFICIAL TRANSCRIPT OF THE HEARING *
* AND DO NOT INCLUDE PREFILED TESTIMONY. *
*

PROCEEDINGS: PRE-PREHEARING CONFERENCE

BEFORE: COMMISSIONER SUSAN F. CLARK
Prehearing Officer

DATE: Thursday, November 4, 1999

TIME: Commenced at 9:30 a.m.

PLACE: Betty Easley Conference Center
Room 148
4075 Esplanade Way
Tallahassee, Florida

REPORTED BY: KIMBERLY K. BERENS, CSR, RPR
FPSC Commission Reporter

DOCUMENT NUMBER - DATE
13985 NOV 15 99
FPSC-RECORDS/REPORTING

1 **APPEARANCES:**

2 **JEFFREY A. STONE** and **RUSSELL A. BADDERS**,
3 Beggs & Lane, 700 Blount Building, 3 West Garden
4 Street, Post Office Box 12950, Pensacola, Florida
5 32576-2950, appearing on behalf of **Gulf Power Company**.

6 **JAMES D. BEASLEY** and **LEE L. WILLIS**, Ausley &
7 McMullen, Post Office Box 391, Tallahassee, Florida
8 32302, appearing on behalf of **Tampa Electric Company**
9 **(TECO)**.

10 **VICKI GORDON KAUFMAN**, McWhirter, Reeves,
11 McGlothlin, Davidson, Rief and Bakas, appearing on
12 behalf of **Florida Industrial Power Users Group**
13 **(FIPUG)**.

14 **STEPHEN C. BURGESS**, Deputy Public Counsel,
15 Office of Public Counsel, 111 West Madison Street,
16 Room 812, Tallahassee, Florida 32399-1400, appearing
17 on behalf of the **Citizens of the State of Florida**.

18 **GRACE A. JAYE**, Florida Public Service
19 Commission, Division of Legal Services, 2540 Shumard
20 Oak Boulevard, Tallahassee, Florida 32399-0870,
21 appearing on behalf of the **Commission Staff**.

22 **MATTHEW M. CHILDS**, Steel, Hector & Davis,
23 215 South Monroe Street, Suite 601, Tallahassee,
24 Florida 32301, appearing on behalf of **Florida Power &**
25 **Light Company (FPL)**.

P R O C E E D I N G S

(Hearing convened at 9:40 a.m.)

COMMISSIONER CLARK: Call the prehearing to order. Mr. Keating, will you read the notice.

MR. KEATING: Pursuant to Notice issued September 2, 1999 this time and place have been set for a prehearing hearing conference in Docket No. 990001-EI, fuel and purchased power cost recovery clause and generating performance incentive factor. Docket No. 990002-EG, energy conservation cost recovery clause. Docket No. 990003-GU, purchased gas adjustment true-up and Docket No. 990007-EI, environmental cost recovery clause.

COMMISSIONER CLARK: We'll take appearances.

MR. WILLIS: Lee L. Willis together with James D. Beasley, Post Office Box 391, Tallahassee, Florida, appearing on behalf of Tampa Electric Company in the 01, 02 and 07 dockets.

MR. MCGEE: James McGee, Post Office Box 14042, St. Petersburg, 33733 appearing on behalf of Florida Power Corporation in the 01 and 02 dockets.

MR. STONE: Jeffrey A. Stone and with me Russell A. Badders of the law firm Beggs and Lane, P.O. Box 12950, Pensacola, Florida on behalf of Gulf Power Company in the 01, 02 and 07 dockets.

1 **MR. CHILDS:** Matthew Childs on behalf of
2 Florida Power & Light Company in the 01 and 07 docket
3 and I enter an appearance for Charles Guyton on behalf
4 of Florida Power & Light Company in the 02 docket.

5 **MR. NICHOLSON:** David Nicholson, Peoples Gas
6 System, P.O. Box 111, Tampa, 33601 appearing in the
7 002 on 003 dockets.

8 **MR. SELF:** Norman H. Horton and Floyd Self
9 of the Messer, Caparello & Self law firm, P.O. Box
10 1876, Tallahassee, Florida appearing on behalf of
11 Florida Public Utilities Company in the 01, 02 and 03
12 dockets. Appearing on behalf of Sebring Gas Systems
13 Inc. in the 03 docket, and South Florida Natural Gas
14 Company also in the 03 docket.

15 **MR. BURGESS:** Steve Burgess here on behalf
16 of the Public Counsel's Office, 111 West Madison
17 Street, representing the Citizens of the State of
18 Florida in all the dockets before the Commission
19 today.

20 **MS. KAUFMAN:** Vicki Gordon Kaufman of the
21 McWhirter Reeves law firm, 117 South Gadsden Street,
22 Tallahassee, 32301. I'm here on behalf of the Florida
23 Industrial Power Users Group in the 01, 02 and 07
24 dockets.

25 **MR. SCHIEFELBEIN:** Wayne Schiefelbein, Post

1 Office Box 13688, Tallahassee 32317 appearing on
2 behalf of Chesapeake Utilities Corporation in the 02
3 and 03 dockets.

4 **MR. PALECKI:** Michael Palecki, 3111-20 Mahan
5 Drive, Tallahassee, Florida appearing on behalf of NUI
6 Corporation in the 02 and 03 dockets.

7 **MR. KEATING:** Cochran Keating on behalf of
8 Commission Staff in the 01 and 03 dockets.

9 **MS. JAYE:** Grace A. Jaye on behalf of
10 Commission Staff in the 02 and 07 dockets.

11 **MR. KEATING:** Commissioner Clark, we suggest
12 that we take up dockets in the following order. First
13 the 03 docket followed by 02, 07 and then 01.

14 **COMMISSIONER CLARK:** Is there any objection
15 to that? All right.

16 * * * * *

17 **COMMISSIONER CLARK:** 07.

18 **MS. JAYE:** Before we begin going issue by
19 issue, Staff would like to drop Issue 15. I believe
20 it is subsumed in Issue 11. And Staff has a
21 modification to make to Issue 13A.

22 **COMMISSIONER CLARK:** Yes.

23 **MS. JAYE:** Staff's position on Issue 13A
24 should read, "if the project is approved the project
25 costs should be allocated to the rate classes on an

1 energy basis." That should be changed from no
2 position at this time.

3 **COMMISSIONER CLARK:** Okay. Any changes
4 through Page 5 of the Prehearing Order?

5 **MS. KAUFMAN:** Commissioner Clark, on the
6 order of witnesses, since utilities had the burden of
7 proof here and FIPUG is an intervenor, I would like
8 Mr. Taylor to be moved to follow Mr. Barringer.

9 **COMMISSIONER CLARK:** We'll make that change.

10 **MR. CHILDS:** Commissioner, in addition on
11 Witness K.M. Dubin we need to add as issues addressed,
12 5, 6, 8, 9, 10, 11, 12, 12A, and 15, although it may
13 not be necessary if 15 is being eliminated.

14 **COMMISSIONER CLARK:** Okay. I think 15 is
15 eliminated so I guess we can just show him as
16 appearing on Issues 1 through 12 and 12A. Would that
17 be right?

18 **MR. CHILDS:** Right.

19 **COMMISSIONER CLARK:** Anything else on the
20 witness list? Basic positions. Why don't we move
21 FIPUG down to appearing just before OPC.

22 Any other changes to basic positions?

23 Issue No. 1.

24 **MR. CHILDS:** Commissioner, bear with me for
25 a minute, but for Florida Power & Light Company we

1 have a number of positions to fill in on issues. Some
2 I may have to do orally, but I'd like to pass that out
3 and identify what they are.

4 These -- statement of positions on issues
5 for Florida Power & Light that I'm going to pass out
6 are 3, 4, 8, 9, 10, 12, and 12A. I have limited
7 copies, but I think those that are --

8 **COMMISSIONER CLARK:** Okay.

9 **MR. CHILDS:** -- at issue in this docket can
10 get a copy.

11 **COMMISSIONER CLARK:** All right. But you
12 have no changes to Issue 1?

13 **MR. CHILDS:** No.

14 **COMMISSIONER CLARK:** Okay. Issue 2. Does
15 anyone have any changes to Issue 1?

16 Issue 2.

17 **MR. BEASLEY:** Commissioner, Tampa Electric
18 has made a number of corrections in its schedules and
19 has refiled them and provided them to the Staff. It
20 changes a number of the actual dollar amounts in the
21 issues, although the factors all remain the same,
22 except for the average factor which is off by about
23 1/1000ths of a cent because of rounding.

24 What I would propose to do is distribute
25 copies of a revised version of our prehearing

1 statement that have the changes in Tampa Electric's
2 positions bolded and that would save some time as
3 opposed to having to read them into the record.

4 **COMMISSIONER CLARK:** That would be
5 acceptable to me. And Mr. Childs, I didn't get a copy
6 of your changes.

7 **MR. BEASLEY:** And that changes our position
8 on Issue 2 to \$2,272,017 underrecovery.

9 **COMMISSIONER CLARK:** Okay. But the other
10 changes you'll just -- we'll just take from your
11 revised prehearing.

12 **MR. BEASLEY:** Yes. And I'll note them
13 briefly as we go through.

14 **COMMISSIONER CLARK:** Good. Thank you.
15 Okay. Any other changes to Issue 2?

16 Issue 3.

17 **MR. BEASLEY:** That's also a change noted in
18 the handout that I passed out.

19 **COMMISSIONER CLARK:** Okay. The same would
20 be for FP&L? There would be a change there?

21 **MR. CHILDS:** That's one of our handouts,
22 yes.

23 **COMMISSIONER CLARK:** Okay. Anything else on
24 Issue 3?

25 Issue 4.

1 **MR. BEASLEY:** That's also discussed in our
2 handout.

3 **MR. CHILDS:** Florida Power & Light changes
4 positions in the handout.

5 **MR. STONE:** Commissioner Clark, with regard
6 to Issue 4, this is probably the appropriate place to
7 bring this up. Gulf Power Company made a proposal for
8 change in its ROE -- authorized ROE that would effect
9 its Environmental Cost Recovery Clause filing. That
10 proposal was approved by the Commission via a Proposed
11 Agency Action Order. That period for protest expired
12 last Friday and the consummating order was issued on
13 Monday.

14 The factors and the numbers that have been
15 given in our filing reflected the previous ROE. There
16 are several ways that that issue can be handled. And
17 we are prepared to do as the Commission would prefer.

18 We can either refile the numbers and the
19 factors using the new ROE, or we can wait until the
20 issues that remain at issue in this proceeding are
21 dealt with at the hearing and then refiled conforming
22 schedules, or finally, we could choose to do it in the
23 true-up.

24 But I just want to bring it to your
25 attention that we are aware that the numbers reflect

1 the old ROE, but as a result of action taken by the
2 proposal of Gulf and action by the Commission, there
3 is a need to change the ROE at some point and we're
4 prepared to do that.

5 **COMMISSIONER CLARK:** Ms. Jaye, what does the
6 Staff prefer?

7 **MS. JAYE:** Staff would prefer that Gulf
8 refile the numbers.

9 **COMMISSIONER CLARK:** Okay. Why don't you
10 refile the numbers and we'll show those changes in the
11 issued Prehearing Order.

12 **MR. STONE:** Thank you.

13 **COMMISSIONER CLARK:** Okay. Issue 5.

14 **MR. CHILDS:** I didn't mention that in my
15 list, but that is also on FPL's handout. We've made a
16 correction on Issue 5 to change the year to the year
17 2000.

18 **COMMISSIONER CLARK:** Okay. TECO has no
19 changes to this?

20 **MR. BEASLEY:** That's correct.

21 **COMMISSIONER CLARK:** Anyone else? Issue 6.
22 No changes.

23 Issue 7.

24 **MR. BEASLEY:** Tampa Electric changed the
25 average factor very slightly as reflected in the

1 handout I distributed.

2 **MR. STONE:** Gulf's No. 1, Page 13, in the
3 third row, I believe there may be a typographical type
4 of error. The factor for that class --

5 **COMMISSIONER CLARK:** GS class?

6 **MR. STONE:** GSD class, should be 114, but of
7 course, all of that is subject to us being refiled.

8 **COMMISSIONER CLARK:** Okay. Thank you.

9 Issue No. 8.

10 **MR. CHILDS:** Florida Power & Light has a
11 handout position on 8.

12 **MS. JAYE:** Commissioner on Issue 8, Staff
13 had handed out some proposed language, and I believe
14 that we were waiting for some confirmation of either
15 agreement or disagreement from Florida Power & Light.
16 I believe we have agreement with everyone else on this
17 language.

18 **MR. CHILDS:** Trying to find where that is.

19 **COMMISSIONER CLARK:** I guess, Ms. Jaye, did
20 you hand me some changes for Issue 8?

21 **MS. JAYE:** I don't believe that was handed
22 your way, but it's on its way up.

23 **MR. STONE:** Commissioner, we have discussed
24 with Staff. I'm not sure that we have been able to
25 reach agreement yet this morning on one element of it.

1 **COMMISSIONER CLARK:** Say that again,
2 Mr. Stone.

3 **MR. STONE:** Well, I apologize for holding
4 things up. Before the prehearing conference started
5 there was some discussion with Staff about Staff's
6 proposed language. I did not understand that we were
7 being asked to agree to that this morning. We have
8 agreed in principal with all elements of the Staff
9 position except the due date for the initial
10 projection filing. There was some discussion about
11 that date and I really need to get back with some
12 folks back at the company to see if we can do that
13 with our budget cycle. I don't have sufficient
14 authority to be able to say that we can agree to that
15 at this time. We may be able to agree to that by the
16 end of the week or be able to state that that's the
17 only element we cannot agree with.

18 **COMMISSIONER CLARK:** Okay.

19 **MS. KAUFMAN:** Commissioner Clark, I have a
20 question about the Staff language that FIPUG is in
21 agreement with, but does this mean that the testimony
22 supporting the projections is going to be filed also
23 90 days before the hearing?

24 **COMMISSIONER CLARK:** Ms. Jaye, do you have
25 an answer?

1 **MS. JAYE:** Just a moment.

2 **COMMISSIONER CLARK:** Okay.

3 **MS. JAYE:** Staff believes that the testimony
4 supporting the projections and the filings, the
5 true-ups and projections and the estimated actual
6 current period numbers would all be filed along with
7 those numbers.

8 **COMMISSIONER CLARK:** So the testimony would
9 be filed?

10 **MS. JAYE:** Yes.

11 **COMMISSIONER CLARK:** Okay.

12 **MS. KAUFMAN:** I would just ask that we make
13 this language clear so that it says initial
14 projections and testimony. It's in the middle of the
15 paragraph.

16 **COMMISSIONER CLARK:** Okay. Mr. Childs.

17 **MR. CHILDS:** I would suggest, I know we said
18 we agree, but I sense that we're moving a little bit
19 and I'm not sure that we do. I ask that we have an
20 opportunity to sit down and make sure we understand it
21 with the Staff.

22 **COMMISSIONER CLARK:** Why don't we -- I think
23 this is probably an area we could potentially reach
24 agreement on. And why don't we simply leave it as an
25 issue where if we can get agreement on the wording and

1 then it can be stipulated, we'll do that. If it can't
2 then it will be inserted with language that at least
3 people can agree with and then positions responding to
4 that issue can be stated. And I guess I would also
5 indicate we'll make that -- a resolution of that also
6 to be achieved by close of business next Wednesday.

7 All right. Issue 9.

8 **MR. BEASLEY:** Commissioner, that being said,
9 we would adhere to our position on Issue 8 as in the
10 handout that was distributed.

11 **COMMISSIONER CLARK:** Okay.

12 **MR. CHILDS:** Issue 9, FPL has a handout
13 position on that.

14 **COMMISSIONER CLARK:** Okay. We'll show that
15 changed.

16 **MR. BEASLEY:** As does Tampa Electric.

17 **MS. JAYE:** Staff had handed around some
18 proposed language for Issue A. I was wondering if
19 there is any discussion on that proposed language?

20 **MR. CHILDS:** FPL will agree with the
21 position as stated by the Staff on Issue 9.

22 **MR. STONE:** Gulf agrees with the position as
23 stated in the handout by Staff on Issue 9.

24 **MR. BEASLEY:** Tampa Electric is in agreement
25 with that as well.

1 **COMMISSIONER CLARK:** OPC? FIPUG?

2 **MR. BURGESS:** We can agree with the language
3 offered by Staff.

4 **MS. KAUFMAN:** Yes, ma'am, we can agree.

5 **COMMISSIONER CLARK:** All right. We'll show
6 that Issue 9 as -- we'll have it changed as restated
7 and then show it stipulated.

8 Issue 10.

9 **MR. CHILDS:** Once again, FPL has a handout
10 position on Issue 10.

11 **COMMISSIONER CLARK:** All right. We'll show
12 that change.

13 Issue 11.

14 **MR. CHILDS:** FPL's position is yes, as to
15 FPL. I don't think I can express an opinion as to the
16 others.

17 **COMMISSIONER CLARK:** Okay. Staff, is this
18 matter still one that needs to be left pending?

19 **MS. JAYE:** Yes.

20 **COMMISSIONER CLARK:** Okay. Issue 12. We'll
21 note the change to FPL's position.

22 **MR. CHILDS:** We have Issue 12 a handout, I
23 believe.

24 **COMMISSIONER CLARK:** Yes. Issue 12A.

25 **MR. CHILDS:** We also have a handout on Issue

1 12A.

2 **COMMISSIONER CLARK:** Okay.

3 Issue 13. Issue 14. I'm sorry. Issue 13A,
4 Staff's position will be changed as previously noted.

5 **MS. JAYE:** Yes. Thank you, Commissioner.

6 **MS. KAUFMAN:** Commissioner, FIPUG has
7 changed its position as well. It should read the same
8 way that our position reads on 13C. Some of the
9 sentence got left out.

10 **COMMISSIONER CLARK:** Okay. We'll make that
11 change.

12 **MR. STONE:** May I ask for clarification on
13 that? I understand that that is FIPUG's position and
14 has been FIPUG's position consistently throughout this
15 docket and I understand their need to continue to
16 state that that's their position, but do I understand
17 it correctly that they are not contesting continued
18 treatment as the way it has been consistently in the
19 past?

20 **MS. KAUFMAN:** You understand that correctly,
21 Mr. Stone. We just want to be on the record as
22 continuing to state our opposition to what the current
23 Commission policy is, but you're correct.

24 **MR. STONE:** So I believe we have a
25 stipulation on 13A, assuming that the program is

1 approved. If it's not approved, obviously there is
2 nothing to recover or to allocate.

3 **COMMISSIONER CLARK:** All right. We will
4 show that as stipulated and -- but we will note
5 FIPUG's position. I guess it can be part of the
6 stipulation. We'll just say it's been stipulated to
7 by the company and the Staff but FIPUG continues to
8 believe that costs should be allocated on a capacity
9 basis as opposed to an energy basis.

10 13B. 13D. I'm sorry. 13C.

11 **MR. STONE:** Commissioner, on 13B it appears
12 as though we have a stipulation.

13 **COMMISSIONER CLARK:** Staff.

14 **MS. JAYE:** I believe so.

15 **COMMISSIONER CLARK:** Okay. We'll show that
16 stipulated. 13C.

17 **MR. STONE:** Again, it appears as though it's
18 stipulated.

19 **MS. JAYE:** Yes, once again noting that
20 FIPUG's position is slightly different.

21 **COMMISSIONER CLARK:** Okay. We'll show it
22 stipulated with the same caveat on behalf of FIPUG.
23 Issue 13.

24 **MS. JAYE:** Once again, I believe that Staff
25 and the company are in agreement here.

1 **COMMISSIONER CLARK:** Okay. We'll show that
2 stipulated to. Is it necessary for this to have the
3 same note on FIPUG's behalf?

4 **MS. KAUFMAN:** Yes, ma'am.

5 **COMMISSIONER CLARK:** Okay. 13E. Is this
6 stipulated?

7 **MR. STONE:** I believe that it is in the same
8 fashion that the other allocation issue --

9 **COMMISSIONER CLARK:** All right. We'll make
10 that change. 13F.

11 **MR. STONE:** Does Staff have a position on
12 13F at this time?

13 **MS. JAYE:** I don't believe so. I think
14 we're waiting on additional discovery before taking a
15 position.

16 **COMMISSIONER CLARK:** So you want to leave it
17 as indicated on Page 21?

18 **MS. JAYE:** Yes, ma'am.

19 **COMMISSIONER CLARK:** Okay. 13G.

20 **MS. JAYE:** Once again, Staff can't take a
21 position yet. We're still waiting some discovery.

22 **MR. STONE:** Commissioner, on 13G there have
23 been some discussions with Staff as recently as this
24 morning. We believe that this is just a question of
25 trying to get both sides comfortable with the

1 accounting system. I'm not sure that it is ripe for a
2 hearing at this time and we would like the opportunity
3 to continue to work with Staff to come to agreement on
4 this issue. I don't believe there is any need to have
5 this as a contested hearing -- contested issue for the
6 hearing set this month.

7 **COMMISSIONER CLARK:** Well, as I understand
8 it, Staff is indicating they may be able to resolve
9 this prior to the hearing and we can show it as
10 stipulated. If it can't be resolved then we can show
11 it as being continued to another time.

12 **MS. JAYE:** Very good.

13 **COMMISSIONER CLARK:** Issue 14. Is there a
14 stipulation on this?

15 **MS. JAYE:** It appears so, Commissioner.

16 **MS. KAUFMAN:** Excuse me, Commissioner Clark.
17 There is not a stipulation on Issue 14.

18 **COMMISSIONER CLARK:** Oh, you have "no"
19 instead of a position. All right. 14A.

20 **MS. KAUFMAN:** Commissioner, FIPUG would take
21 the same position on that that we talked about earlier
22 in regard to some of the Gulf issues.

23 **MR. STONE:** What is that position?

24 **MS. KAUFMAN:** First of all, it's as stated
25 there, that we oppose recovery, but if it is permitted

1 to be recovered, it should be recovery on a
2 capacity -- I mean on an energy basis recognizing that
3 we believe it should be recovered on a capacity basis.
4 So if you look back at 13C, that would be our
5 position.

6 **COMMISSIONER CLARK:** So this issue cannot be
7 stipulated?

8 **MS. KAUFMAN:** I think it can be stipulated,
9 but obviously it's dependent on No. 14 as to whether
10 or not recovery is permitted.

11 **COMMISSIONER CLARK:** Okay. We'll just leave
12 it as an issue then because 14 is unresolved.

13 **MR. BEASLEY:** Commissioner, I had a question
14 about Issue 14. That has gone to extensive hearing
15 and it's been decided by the Commission that the
16 investment costs associated with the flue gas
17 desulfurization project qualifies for a recovery
18 through the cost recovery clause. It's been decided,
19 and we question why it should be an issue in this
20 proceeding.

21 **COMMISSIONER CLARK:** Ms. Kaufman.

22 **MS. KAUFMAN:** When we discussed this issue
23 in the other proceeding we raised a number of issues
24 in regard to the project. The only thing that was
25 decided in the prior proceeding was that this was the

1 best alternative for Tampa Electric to pursue and we
2 were told that all other issues -- and we've got some
3 more coming up as we go through -- should be taken up
4 in the cost recovery docket, and we have provided
5 testimony of a witness on this issue.

6 So we think that it has not been decided yet
7 by the Commission and we were specifically told to
8 raise these issues when the project came back for cost
9 recovery. Cost recovery has not been approved.

10 **MR. BEASLEY:** Commissioner, the principal of
11 the project being recoverable through the ECRC was
12 addressed and resolved in the affirmative, the only
13 question being whether the company presents evidence
14 to support the prudence of the funds spent on the
15 project. But the actual cost recovery issue has been
16 clearly resolved in favor of Tampa Electric's
17 position.

18 **COMMISSIONER CLARK:** Ms. Kaufman.

19 **MS. KAUFMAN:** It's my understanding that the
20 question of cost recovery was neither considered nor
21 resolved in that other docket, and as I said, we tried
22 to raise this type of issues in that proceeding and
23 were told that the time for that is in this docket.

24 **COMMISSIONER CLARK:** Ms. Kaufman, answer the
25 question as to whether or not the project was approved

1 and was it the issue of specific amounts.

2 **MS. KAUFMAN:** The project was approved as
3 being the best alternative, but there was no approval
4 as to any cost recovery in that docket because we were
5 told that we should bring those issues here to the
6 cost -- when they actually came in with their filing
7 on the cost recovery issues.

8 **MR. BEASLEY:** Commissioner, that was issues
9 relating to whether we spent too much on hammers and
10 nails and not whether the project qualifies for cost
11 recovery through the cost recovery clause. That was
12 clearly and specifically addressed in the final order.

13 **COMMISSIONER CLARK:** Well, can somebody --
14 can you find that order for me and let me look at it
15 please. And -- let's skip over to Issue 15 while we
16 do that. I guess -- wait a minute. We dropped
17 Issue 15, right?

18 **MS. JAYE:** Yes, ma'am. Issue 15 has been
19 dropped.

20 **COMMISSIONER CLARK:** Okay. Issue 16.

21 **MR. CHILDS:** Issue 16 should be eliminated
22 as FPL's error.

23 **COMMISSIONER CLARK:** Okay. We would
24 eliminate Issue 16 then.

25 **MR. CHILDS:** Right.

1 **COMMISSIONER CLARK:** Issue 17.

2 **MR. BEASLEY:** Tampa Electric's position on
3 Issue 17 is set forth in the handout, Commissioner.

4 **MR. STONE:** Commissioner, is this a
5 company-specific issue?

6 **COMMISSIONER CLARK:** Looks like it, doesn't
7 it? Does anyone else have scrubbers?

8 **MS. KAUFMAN:** This is a FIPUG issue,
9 Commissioner, and it is intended to be specific to
10 Tampa Electric.

11 **COMMISSIONER CLARK:** Okay. Let's move it as
12 a -- I guess it would be under 14 as a new letter.

13 **MS. JAYE:** Very good. It will be renumbered
14 for the Prehearing Order.

15 **COMMISSIONER CLARK:** Issue 18.

16 **MS. KAUFMAN:** The same is true for Issue 18.

17 **MR. BEASLEY:** Tampa Electric's position is
18 in the handout, Commissioner.

19 **COMMISSIONER CLARK:** Same with 19?

20 **MS. KAUFMAN:** Yes, ma'am.

21 **COMMISSIONER CLARK:** Issue 20.

22 **MR. CHILDS:** Issue 20 should also be
23 removed. That is, again, FPL's error.

24 **COMMISSIONER CLARK:** All right. We'll show
25 it as deleted.

1 **MR. BEASLEY:** Commissioner, on Issue 17, we
2 take issue with the predicate of the issue, the
3 allegation that projected savings for use of the
4 scrubbers will not materialize for several years.

5 **MR. WILLIS:** That should be in the position
6 of FIPUG rather as a predicate for this question. The
7 fact is, the scrubber is going into service. It does
8 provide benefits from the beginning of its in-service
9 date. It will be in service prior to the time where
10 recovery is being requested for it and it is -- there
11 is a requirement under the environmental laws and
12 regulations that we begin complying and we are
13 complying through the use of the scrubber at that
14 time.

15 **COMMISSIONER CLARK:** Ms. Kaufman, can this
16 be made part of your position in another issue?

17 **MS. KAUFMAN:** I don't think so. I don't
18 have any problem changing the wording of the issue to
19 say, "if projected savings will not materialize then
20 should collections be postponed," to try to make it
21 more neutral if they're asserting that there's some
22 benefit that's going to occur currently. But I think
23 it should remain a separate issue.

24 **COMMISSIONER CLARK:** Should it be, when
25 should recovery of costs for scrubbers be included in

1 the conservation cost recovery.

2 **MS. KAUFMAN:** That would be fine with me as
3 well.

4 **MR. WILLIS:** Our point is that there is a
5 new standard in effect. We're meeting the standard
6 through the operation of the scrubber. It's going
7 into effect before the standards --

8 **COMMISSIONER CLARK:** I appreciate that, but
9 I think if we change it, when should the costs of
10 scrubbers be recovered, I guess, through the con --
11 the environmental clause, we can state it that way and
12 you can indicate, since you're required to have it,
13 you think it should be now, and FIPUG can state a
14 later date.

15 But Issue 17, 18 and 19 should be moved to
16 under the -- as letters under the issues relating to
17 Tampa Electric Company and they should reflect the
18 changes that Tampa Electric Company passed out.

19 **MS. JAYE:** They will be moved. Thank you.

20 **COMMISSIONER CLARK:** Okay. I apparently now
21 have a copy of the order.

22 **MR. WILLIS:** The last ordering paragraph.

23 **MR. BEASLEY:** The last ordering paragraph on

24 Page 26.

25 **COMMISSIONER CLARK:** Ms. Kaufman.

1 **MS. KAUFMAN:** Commissioner Clark, if you
2 look at the paragraph above that, it's talking about
3 specific cost recovery issues, and whether or not
4 there is going to be cost recovery is obviously a
5 specific cost recovery issue.

6 **COMMISSIONER CLARK:** I'm not sure I agree.
7 It seems like the petition says cost recovery is
8 granted and what would be left would be specific cost
9 elements.

10 **MS. JAYE:** Commissioner, if I could direct
11 everyone to Page 25 and the paragraph above "based
12 upon the foregoing." We have a paragraph that reads,
13 "we find that the proposed FGD project qualifies for
14 recovery through the ECRC. However, the amount of
15 costs to be recovered will be determined in subsequent
16 rate setting proceedings."

17 **COMMISSIONER CLARK:** Okay.

18 **MS. KAUFMAN:** Commissioner Clark, all I can
19 tell you is that when we tried to raise these issues
20 in this proceeding, we were told to bring them to this
21 docket. We continue to protest and contend that this
22 is not an appropriate item to go through the cost
23 recovery clause and we have testimony on that point.

24 **COMMISSIONER CLARK:** Okay. Well, did you
25 appeal this order?

1 **MS. KAUFMAN:** No, ma'am, we did not.

2 **COMMISSIONER CLARK:** I don't see how
3 Issue 14 continues to be an issue.

4 **MS. KAUFMAN:** I think it continues to be an
5 issue because this is the docket in which the
6 Commission decides whether or not those costs are
7 going to be passed on to the ratepayers.

8 **COMMISSIONER CLARK:** The amount of the
9 costs.

10 **MS. KAUFMAN:** Well, it's our position that
11 the amount should be zero.

12 **MR. BEASLEY:** Commissioner, that is simply
13 rearguing the case that's been decided. If FIPUG has
14 any problem with the amount we spent on bricks or
15 mortar in connection with this project we can address
16 that, but not recoverability through the clause.
17 That's been addressed and resolved.

18 **COMMISSIONER CLARK:** Ms. Kaufman, I believe
19 it has.

20 **MS. KAUFMAN:** Well, I don't want to
21 reiterate what I've said, but this is a project that
22 they want to pass to the ratepayers through this
23 clause. This is where that's going to be decided. We
24 object to one dollar being passed to the ratepayers
25 and we thought that this was the place that we were

1 supposed to raise that.

2 **COMMISSIONER CLARK:** Well, just reading the
3 order, the ordering paragraphs and the findings, it
4 indicates to me it's not the project that would be at
5 issue, it is the amount of costs related to the
6 project. So, we will eliminate Issue 14. I would
7 assume Issue 14A continues.

8 Issue 14B.

9 **MR. BEASLEY:** May we have a moment please?

10 **COMMISSIONER CLARK:** Yes.

11 **MR. BEASLEY:** Commissioner, can we have
12 about five minutes to see if we can resolve some of
13 these issues?

14 **COMMISSIONER CLARK:** Sure. We'll take a
15 break until 11:00 o'clock.

16 **MR. BEASLEY:** Thank you.

17 (Brief recess.)

18 - - - - -

19 **MS. JAYE:** Commissioner Clark, as we get
20 started again, Staff has a change to make to its
21 position on Issue 10.

22 **COMMISSIONER CLARK:** Okay.

23 **MS. JAYE:** The issue is on Page 15, Staff's
24 position on Page 16 at the top. Staff would like to
25 change the current position which is "by agreement

1 this issue was deferred". Strike that language and
2 insert, "witness Lee's testimony addresses incremental
3 costs to be recovered through the ECRC".

4 **COMMISSIONER CLARK:** Okay. We'll make that
5 change. And I think we're back to issue 14 -- 14A, I
6 guess.

7 **MR. BEASLEY:** 14A. Commissioner, we would
8 propose that that issue should be stipulated based on
9 the stipulation reached in connection with Issue 13A.

10 **COMMISSIONER CLARK:** Staff.

11 **MS. JAYE:** Staff is in agreement.

12 **MS. KAUFMAN:** And FIPUG would agree as long
13 as that same language in 13A appears there.

14 **COMMISSIONER CLARK:** Yes.

15 **MS. KAUFMAN:** And also, just so you're
16 aware, Commissioner Clark, we have another allocation
17 issue, one of the ones that you moved from the back to
18 the front which is related to that. So I wouldn't
19 want my stipulation to have any effect on that other
20 issue. It has to do with allocation to the wholesale
21 jurisdiction.

22 **COMMISSIONER CLARK:** Okay.

23 **MR. WILLIS:** But the stipulation would apply
24 to 14C and E which is the -- relate to costs being
25 recovered on a capacity basis, but just note your

1 position.

2 **MS. KAUFMAN:** That's correct, Mr. Willis.

3 **MR. WILLIS:** 14C and E can be stipulated.

4 **MS. JAYE:** Yes. Staff is in agreement.

5 **COMMISSIONER CLARK:** All right. We'll show
6 C and E as stipulated. How about --

7 **MR. BEASLEY:** 14B also is an item where
8 there's no controversy.

9 **MS. KAUFMAN:** Commissioner Clark, let me
10 just be clear where we're going real quickly. On 14C
11 and D, which have to do with programs other than the
12 scrubber, we're agreeable to stipulate as long as our
13 same language about recovery on a capacity basis is
14 included.

15 **COMMISSIONER CLARK:** C, D and E?

16 **MS. KAUFMAN:** Just give me a minute. Yes,
17 ma'am.

18 **COMMISSIONER CLARK:** All right. So we can
19 show -- well, let me ask this. Let's go to 14B.

20 **MS. KAUFMAN:** 14B is in the same category as
21 C, D and E.

22 **COMMISSIONER CLARK:** And A.

23 **MS. KAUFMAN:** And A except that A relates
24 specifically to the scrubbers and we have a different
25 issue dealing with allocation to the wholesale

1 jurisdiction, which I think was 19.

2 **MR. BEASLEY:** 14B doesn't go to allocation.
3 It's simply the recovery of the EPA mercury emissions
4 information collection effort.

5 **MR. WILLIS:** She's agreed to stipulate that.

6 **MS. KAUFMAN:** I've agreed. She asking about
7 A.

8 **COMMISSIONER CLARK:** I'm just getting a
9 little confused.

10 **MS. KAUFMAN:** It is confusing. Let me
11 see -- I will try to straighten it out.

12 FIPUG's primary objection to some of the
13 projects in this docket has to do with the scrubbers
14 and that's 14, which you've stricken, and it's 14A,
15 which deals with how any recovery is going to be
16 allocated among the rate classes.

17 **COMMISSIONER CLARK:** For that one, we'll
18 show a stipulation, but we'll show your continuing
19 objection to an allocation.

20 **MS. KAUFMAN:** But I just wanted to point
21 out, if you look at, it's actually Issue 18, which
22 you've moved to the front and I guess will be
23 renumbered, that also deals with allocation and to
24 which customers these costs should be allocated. And
25 I just want to make it clear that that is an issue

1 related to the allocation of the costs. We're not
2 agreeing by stipulating to 14A that the wholesale
3 jurisdiction would bear no responsibility for these
4 costs.

5 **COMMISSIONER CLARK:** Okay. So 14A has a
6 stipulation with continuing objection on the
7 allocation. Then since 18 has been moved to be part
8 of the 14 series that will be left in as an issue.

9 **MR. BEASLEY:** Commissioner --

10 **MS. KAUFMAN:** That's correct.

11 **MR. BEASLEY:** -- we have included a position
12 on Issue 18 in our handout that would concur with
13 FIPUG that yes, indeed they should bear some
14 responsibility and they do.

15 **MS. KAUFMAN:** I don't think that their
16 position concurs with ours and we are not prepared to
17 agree to that at this point in time.

18 **MR. BEASLEY:** Even though we both say yes?

19 **MS. KAUFMAN:** I think we have an ongoing
20 dispute about this, Mr. Beasley, and I'm not prepared
21 at this point to agree to your language.

22 **COMMISSIONER CLARK:** I'm confused. The
23 language is simply, yes, from both of you. Are you
24 concerned about how it is allocated?

25 **MS. KAUFMAN:** I'm concerned about several

1 things with the language that was just momentarily
2 provided to me.

3 **COMMISSIONER CLARK:** I don't even have that
4 language. Maybe that's why I'm confused.

5 **MS. KAUFMAN:** It says much more than yes,
6 Commissioner Clark. Do you want to look at my copy?

7 **COMMISSIONER CLARK:** I think I have it, I
8 just have to -- okay.

9 **MR. BEASLEY:** It's on Page 9.

10 **COMMISSIONER CLARK:** All right. So --

11 **MS. KAUFMAN:** They say much more than yes in
12 that response and, in fact, they have several caveats
13 in there that we're not prepared to agree to.

14 **COMMISSIONER CLARK:** Well, I understand that
15 you might not agree with -- are you disagreeing with
16 how the wholesale customers have been allocated cost
17 responsibility in this proceeding?

18 **MS. KAUFMAN:** Yes, we are, and we have
19 testimony to that fact.

20 **COMMISSIONER CLARK:** Okay. We'll show that
21 as a continuing issue and I suppose what we should do
22 is indicate that FIPUG's position is yes, and it
23 should be as described by a particular witness.
24 Then --

25 **MS. KAUFMAN:** That's correct.

1 **COMMISSIONER CLARK:** -- if it works out that
2 there's an agreement, then we can stipulate it at the
3 hearing.

4 Okay. So we will -- Issue 18 will continue
5 as some sort of renumbered A issue -- I mean 14 issue.

6 **MR. BEASLEY:** Commissioner Clark, can I
7 inquire as to who the witness is on Issue 18 for
8 FIPUG?

9 **MS. KAUFMAN:** We only have one witness in
10 this proceeding. It's Mr. Taylor.

11 **MR. BEASLEY:** And he addresses allocation?

12 **MS. KAUFMAN:** He addresses wholesale sales
13 and how they should be treated.

14 **COMMISSIONER CLARK:** Well --

15 **MR. BEASLEY:** This is in the 07 docket. He
16 may have some testimony to that effect in the 01
17 docket, but is there specific testimony addressing the
18 treatment of wholesale sales in the 07 docket?

19 **MS. KAUFMAN:** You may be right about that,
20 Mr. Beasley. It may be that he addresses it in the 01
21 docket. I'll have to review his testimony.
22 Nonetheless, I don't think we're required to have
23 testimony in order to dispute an issue.

24 **MR. BEASLEY:** Well, if there's no one
25 addressing it --

1 **COMMISSIONER CLARK:** I'll tell you what.
2 I'm just going to leave it pending as an issue and
3 maybe it can be worked out. If it can't be worked out
4 and there has to be some ruling made prior to the
5 hearing we'll deal with it.

6 **MR. BEASLEY:** Fine. Thank you.

7 **COMMISSIONER CLARK:** Okay. I think that
8 takes care of everything through Issue 14F.

9 **MR. BEASLEY:** 14D and E were stipulated, is
10 that correct?

11 **COMMISSIONER CLARK:** Right. How about 14F?
12 That remains an issue?

13 **MS. JAYE:** Yes, Commissioner, it does.

14 **COMMISSIONER CLARK:** 14G.

15 **MS. JAYE:** That also remains an issue.

16 **MR. BEASLEY:** Our position on 14F,
17 Commissioner, is slightly modified in the handout.

18 **COMMISSIONER CLARK:** Okay. We'll show that.
19 And then show the appropriate letters put on the new
20 issues as the issues have been dropped.

21 **MS. JAYE:** Yes, Commissioner, I will also
22 ensure that the witnesses' issues are changed to
23 reflect the current changes to the issue numbers.

24 **COMMISSIONER CLARK:** Good. Thank you. That
25 concludes docket 007.

1 **MR. STONE:** We have some changes on the
2 exhibit list.

3 **COMMISSIONER CLARK:** Okay. Do we need to
4 take them up now or can you just submit them to Staff?

5 **MR. STONE:** I can just submit them to Staff.
6 One of our exhibits got left off.

7 **COMMISSIONER CLARK:** All right.

8 **MR. CHILDS:** Commissioner, what I'd like to
9 ask your indulgence is, there have been changes in
10 positions on issues and position that we filed for
11 instance and I'd like to see if there is an
12 opportunity for stipulation so that if that can be
13 worked out with Staff and the parties we can have an
14 avenue to come back to you and reflect that in the
15 Prehearing Order.

16 **COMMISSIONER CLARK:** Sure. Can we also
17 indicate we'll attempt to do that by close of business
18 on next Wednesday?

19 **MR. CHILDS:** Absolutely.

20 **MS. JAYE:** I would also like to include
21 witness Patricia S. Lee on behalf of Staff on the
22 exhibit list.

23 **COMMISSIONER CLARK:** Okay.

24 **MS. JAYE:** With the ID No. of PSL-1,
25 description, addresses incremental costs to be

1 recovered through the ECRC.

2 **COMMISSIONER CLARK:** Okay. Anything else on
3 007?

4 **MR. BEASLEY:** On Issue 17, if I could
5 revisit that briefly. This issue, as you recall
6 earlier, has to do with the question of when cost
7 recovery should be commenced.

8 **COMMISSIONER CLARK:** Right.

9 **MR. BEASLEY:** This docket does not involve a
10 question of whether a utility proposal is cost --
11 provides benefits to customers or is cost-effective.
12 It has to do with cost recovery associated with
13 mandatory environmental legal requirements that the
14 company has to incur. We have to incur this cost now
15 so really when the benefits, so to speak, occur is
16 really not an issue. It's when the cost is required
17 to be incurred. So we would suggest to you that
18 that's a nonissue as far as this docket is concerned.
19 It hasn't been an issue in any prior decision in the
20 ECRC proceeding.

21 **COMMISSIONER CLARK:** Ms. Kaufman.

22 **MS. KAUFMAN:** I think Mr. Beasley's just
23 stated his position on the issue.

24 **COMMISSIONER CLARK:** Oh, okay. You know,
25 they want it continued as an issue, when should they

1 be recovered. They want to make a proposal.

2 **MR. BEASLEY:** Okay. We will address it. Is
3 Issue 18 stipulated, having to do with allocation?

4 **COMMISSIONER CLARK:** No, it was moved.

5 **MR. BEASLEY:** Okay. And Issue 19, we would
6 move that that not be an issue because that has been
7 addressed and decided in every ECRC decision the
8 Commission has reached to date with the decision being
9 that it should be the midpoint of the range of the
10 utility's last authorized return on equity. And that
11 has been consistently decided over and again.

12 **COMMISSIONER CLARK:** Well, Staff has no
13 position on it pending hearing -- evidence adduced.

14 **MS. KAUFMAN:** Commissioner, this is one of
15 the issues that we raised in the original scrubber
16 docket that we were told to bring to the cost recovery
17 docket so we have. In fact, if I'm recalling
18 correctly, testimony of our witness on this issue was
19 either stricken or withdrawn in that docket.

20 **MR. BEASLEY:** And our only reason for
21 opposing it is because it's just been consistently
22 decided by the Commission in the manner I described.
23 It's almost like the issue of when should --

24 **MS. JAYE:** Staff would support Tampa
25 Electric Company's contentions that this has

1 consistently been decided as a midpoint in the range
2 by the Commission.

3 **MS. KAUFMAN:** Well, it may well have been
4 consistently decided by the Commission. I don't
5 dispute that. But we think there are facts and
6 circumstances pertaining to this project that would
7 warrant a different decision and we are not precluded
8 from raising that in this case, I don't believe.

9 **COMMISSIONER CLARK:** I'm going to leave them
10 both as issues unless you can show an order similar to
11 what I have seen with respect to the issue.

12 **MR. BEASLEY:** Commissioner, I have presented
13 you four of them.

14 **COMMISSIONER CLARK:** But let me ask you
15 this. Does it say, we find in every instance that the
16 midpoint of the range is the appropriate way to
17 calculate the cost to be recovered in the clause?

18 **MR. BEASLEY:** In every instance where the
19 Commission has decided the question has been the
20 midpoint of the last authorized range.

21 **MS. KAUFMAN:** They haven't decided the issue
22 pertaining to the facts and circumstances surrounding
23 this project and I don't think the Commission is bound
24 because it made that decision in regard to perhaps
25 another company and another project. This is an issue

1 that we were specifically told to raise in the cost
2 recovery proceeding and thus we've raised it and filed
3 testimony on it.

4 **COMMISSIONER CLARK:** This is -- both of
5 these relate to the scrubber.

6 **MS. KAUFMAN:** Yes, ma'am. They're both
7 specific to the scrubber project.

8 **COMMISSIONER CLARK:** I'm going to leave them
9 in as issues at this point.

10 **MR. STONE:** Commissioner Clark, before we
11 move on to Docket 001, if we may revisit 002 briefly.
12 During the break we --

13 **COMMISSIONER CLARK:** Let me just make sure
14 that there's nothing further on 007.

15 **MR. BEASLEY:** Issue 20 is out, is that
16 correct?

17 **COMMISSIONER CLARK:** As I understand it, we
18 are going to -- there is always the possibility --
19 yes, that was delated -- that we can reach a
20 stipulation on those issues. And it may be we reached
21 a stipulation to some companies, but not all.

22 * * * * *

23

24

25

	33601 4/6 33733 3/20 391 2/7, 3/16	990007-EI avenue 36/14 average 7/22, 10/25
\$		
\$2,272,017 8/8		
&	4	B
& 2/3, 2/6, 2/22, 2/24, 4/2, 4/4, 4/9, 6/25, 7/5, 9/3, 11/10, 11/15	4 1/15, 7/6, 8/25, 9/6 40 4/18 4075 1/18	BADDERS 2/2, 3/23 Bakas 2/11 based 26/11, 29/8 basis 6/1, 17/9, 20/2, 20/3, 29/25, 30/13 bear 6/24, 32/3, 32/13 BEASLEY 2/6, 3/16 Beggs 2/3, 3/23 benefit 24/22 benefits 24/8, 37/11, 37/15 BERENS 1/19, 4/13 Betty 1/17 bit 13/18 Blount 2/3 bolded 8/2 Boulevard 2/20 bound 39/23 Box 2/4, 2/7, 3/16, 3/19, 3/24, 4/6, 4/9, 5/1 break 28/15, 40/12 bricks 27/14 Brief 28/17 bring 9/7, 9/24, 22/5, 26/20, 38/16 budget 12/13 Building 2/3 burden 6/6 BURGESS 2/14, 4/15 business 14/6, 36/17
*	5	
* 1/8, 1/9, 1/10, 5/16, 40/22 ***** 1/7, 1/11	5 6/4, 6/12, 10/13, 10/16	
0	6	
001 40/11 002 4/7, 40/11 003 4/7 007 35/25, 37/3, 40/14 01 3/18, 3/21, 3/25, 4/2, 4/11, 4/23, 5/8, 5/13, 34/16, 34/20 02 3/18, 3/21, 3/25, 4/4, 4/11, 4/23, 5/2, 5/6, 5/10, 5/13 03 4/11, 4/13, 4/14, 5/3, 5/6, 5/8, 5/13 07 3/18, 3/25, 4/2, 4/23, 5/10, 5/13, 5/17, 34/15, 34/18	6 6/12, 10/21 601 2/23	
1	7	
1 6/16, 6/23, 7/12, 7/15, 11/2 1/1000ths 7/23 10 6/12, 7/6, 15/8, 15/10, 28/21 11 5/20, 6/12, 15/13 111 2/15, 4/6, 4/16 114 11/6 117 4/21 11:00 28/15 12 6/12, 6/16, 7/6, 15/20, 15/22 12950 2/4, 3/24 12A 6/12, 6/16, 7/6, 15/24, 16/1 13 11/2, 16/3, 17/23 13688 5/1 13A 5/21, 5/23, 16/3, 16/25, 29/9, 29/13 13B 17/10, 17/11 13C 16/8, 17/10, 17/16, 20/4 13D 17/10 13E 18/5 13F 18/10, 18/12 13G 18/19, 18/22 14 16/3, 19/13, 19/17, 20/9, 20/12, 20/14, 23/12, 27/3, 28/6, 29/5, 31/14, 32/8, 34/5 14042 3/20 148 1/17 14A 19/19, 28/7, 29/5, 29/7, 31/14, 32/2, 32/5 14B 28/8, 30/7, 30/19, 30/20, 31/2 14C 29/24, 30/3, 30/10 14D 35/9 14F 35/8, 35/11, 35/16 14G 35/14 15 5/19, 6/12, 6/13, 6/14, 22/15, 22/17, 22/18, 28/23 15th 41/10 16 22/20, 22/21, 22/24, 28/24 17 23/1, 23/3, 24/1, 25/15, 37/4 18 23/15, 23/16, 25/15, 31/21, 32/7, 32/12, 34/4, 34/7, 38/3 1876 4/10 19 23/19, 25/15, 31/1, 38/5 1999 1/15, 3/6, 41/10	7 10/23 700 2/3	
2	8	
2 3/6, 7/14, 7/16, 8/8, 8/15 20 23/21, 23/22, 40/15 2000 10/17 21 18/17 215 2/23 25 26/11 2540 2/19 26 25/24	8 6/12, 7/6, 11/9, 11/11, 11/12, 11/20, 14/9 812 2/16	
3	9	
3 2/3, 7/6, 8/16, 8/24 3111-20 5/4 32301 2/24, 4/22 32302 2/8 32317 5/1 32399-0870 2/20 32399-1400 2/16 32576-2950 2/5	9 6/12, 7/6, 14/7, 14/12, 14/21, 14/23, 15/6, 33/9 90 12/23 990001-EI 3/8 990002-EG 3/10 990003-GU 3/11 990007-EI 1/4, 3/12, 41/5 9:30 1/16 9:40 3/2	C
	A	
	a.m 1/16, 3/2 acceptable 8/5 accounting 19/1 achieved 14/6 Action 9/11, 10/1, 10/2 add 6/11 address 27/15, 38/2 addressed 6/11, 21/12, 22/12, 27/17, 38/7 addresses 29/2, 34/11, 34/12, 34/20, 36/25 addressing 34/17, 34/25 adduced 38/13 adhere 14/9 adjustment 3/12 affirmative 21/12 Agency 9/11 agree 12/7, 12/14, 12/15, 12/17, 13/18, 14/3, 14/20, 15/2, 15/4, 26/6, 29/12, 32/17, 32/21, 33/13, 33/15 agreeable 30/12 agreed 12/8, 31/5, 31/6 agreeing 32/2 agreement 11/15, 11/16, 11/25, 12/21, 13/24, 13/25, 14/24, 17/25, 19/3, 28/25, 29/11, 30/4, 34/2 agrees 14/22 allegation 24/3 allocate 17/2 allocated 5/25, 17/8, 31/16, 31/24, 32/24, 33/16 allocation 18/8, 29/16, 29/20, 30/25, 31/2, 31/19, 31/23, 32/1, 32/7, 34/11, 38/3 alternative 21/1, 22/3 amount 26/14, 27/8, 27/11, 27/14, 28/5 amounts 7/20, 22/1 answer 12/25, 21/24 apologize 12/3 appeal 26/25 appearance 4/3 APPEARANCES 2/1, 3/14 apply 29/23 appreciate 25/8 appropriate 9/6, 26/22, 35/19, 39/16 approval 22/3 approved 5/24, 9/10, 17/1, 21/9, 21/25, 22/2 area 13/23 asserting 24/21 associated 20/16, 37/12 attempt 36/17 attention 9/25 Ausley 2/6 authority 12/14 authorized 9/8, 38/10, 39/20	calculate 39/17 Call 3/3 came 21/8, 22/6 capacity 17/8, 20/2, 20/3, 29/25, 30/13 Caparello 4/9 care 35/8 case 27/13, 39/8 category 30/20 caveat 17/22 caveats 33/12 cent 7/23 Center 1/17 CERTIFICATE 41/1 CERTIFIED 41/7 CERTIFY 41/4 change 6/9, 8/17, 8/20, 9/8, 10/3, 10/16, 15/12, 15/21, 16/11, 18/10, 25/9, 28/20, 28/25, 29/5 changed 6/1, 10/24, 14/15, 15/6, 16/4, 16/7, 35/22 changes 6/3, 6/22, 7/12, 7/15, 7/20, 8/1, 8/6, 8/7, 8/10, 8/15, 9/3, 10/10, 10/19, 10/22, 11/20, 25/18, 35/23, 36/1, 36/9 changing 24/18 Charles 4/3 Chesapeake 5/2 CHILDS 2/22, 4/1 choose 9/22 circumstances 39/6, 39/22 Citizens 2/17, 4/17 clarification 16/12 CLARK 1/13, 3/3, 3/14, 5/11, 5/14, 5/17, 5/22, 6/3, 6/5, 6/9, 6/14, 6/19, 7/8, 7/11, 7/14, 8/4, 8/9, 8/14, 8/19, 8/23, 9/5, 10/5, 10/9, 10/13, 10/18, 10/21, 11/5, 11/8, 11/19, 12/1, 12/18, 12/19, 12/24, 13/2, 13/8, 13/11, 13/16, 13/22, 14/11, 14/14, 15/1, 15/5, 15/11, 15/17, 15/20, 15/24, 16/2, 16/10, 17/3, 17/13, 17/15, 17/21, 18/1, 18/5, 18/9, 18/16, 18/19, 19/7, 19/13, 19/16, 19/18, 20/6, 20/11, 20/21, 21/18, 21/24, 22/13, 22/20, 22/23, 23/1, 23/6, 23/11, 23/15, 23/19, 23/21, 23/24, 24/15, 24/24, 25/8, 25/20, 25/25, 26/1, 26/6, 26/17, 26/18, 26/24, 27/2, 27/8, 27/18, 28/2, 28/10, 28/14, 28/19, 28/22, 29/4, 29/10, 29/14, 29/16, 29/22, 30/5, 30/9, 30/15, 30/18, 30/22, 31/8, 31/17, 32/5, 32/22, 33/3, 33/6, 33/7, 33/10, 33/14, 33/20, 34/1, 34/6, 34/14, 35/1, 35/7, 35/11, 35/14, 35/18, 35/24, 36/3, 36/7, 36/16, 36/23, 37/2, 37/8, 37/21, 37/24, 38/4, 38/12, 39/9, 39/14, 40/4, 40/8, 40/10, 40/13, 40/17 class 11/4, 11/5, 11/6 classes 5/25, 31/16 Clause 1/5, 3/9, 3/11, 3/13, 9/9, 20/18, 22/11, 25/11, 26/23, 27/16, 27/23, 39/17 clear 13/13, 30/10, 31/25 clearly 21/16, 22/12 close 14/6, 36/17 Cochran 5/7 collection 31/4 collections 24/20 comfortable 18/25 Commenced 1/16, 37/7

COMMISSION 1/1, 1/20, 2/19, 2/21, 4/18, 5/8, 5/10, 9/10, 9/17, 10/2, 16/23, 20/15, 21/7, 27/6, 38/8, 38/22, 39/2, 39/4, 39/19, 39/23, 41/3
 COMMISSIONER 1/13, 3/3, 3/14, 5/11, 5/14, 5/17, 5/22, 6/3, 6/5, 6/9, 6/10, 6/14, 6/19, 6/24, 7/8, 7/11, 7/14, 7/17, 8/4, 8/9, 8/14, 8/19, 8/23, 9/5, 10/5, 10/9, 10/13, 10/18, 10/21, 11/5, 11/8, 11/12, 11/19, 11/23, 12/1, 12/18, 12/19, 12/24, 13/2, 13/8, 13/11, 13/16, 13/22, 14/8, 14/11, 14/14, 15/1, 15/5, 15/11, 15/17, 15/20, 15/24, 16/2, 16/5, 16/6, 16/10, 17/3, 17/11, 17/13, 17/15, 17/21, 18/1, 18/5, 18/9, 18/16, 18/19, 18/22, 19/7, 19/13, 19/15, 19/16, 19/18, 19/20, 20/6, 20/11, 20/13, 20/21, 21/10, 21/18, 21/24, 22/8, 22/13, 22/20, 22/23, 23/1, 23/3, 23/4, 23/6, 23/9, 23/11, 23/15, 23/18, 23/19, 23/21, 23/24, 24/1, 24/15, 24/24, 25/8, 25/20, 25/25, 26/1, 26/6, 26/10, 26/17, 26/18, 26/24, 27/2, 27/8, 27/12, 27/18, 28/2, 28/10, 28/11, 28/14, 28/19, 28/22, 29/4, 29/7, 29/10, 29/14, 29/16, 29/22, 30/5, 30/9, 30/15, 30/18, 30/22, 31/8, 31/17, 32/5, 32/9, 32/22, 33/3, 33/6, 33/7, 33/10, 33/14, 33/20, 34/1, 34/6, 34/14, 35/1, 35/7, 35/11, 35/13, 35/14, 35/17, 35/18, 35/21, 35/24, 36/3, 36/7, 36/8, 36/16, 36/23, 37/2, 37/8, 37/21, 37/24, 38/4, 38/12, 38/14, 39/9, 39/12, 39/14, 40/4, 40/8, 40/10, 40/13, 40/17
 companies 40/21
 Company 2/5, 2/8, 2/25, 3/17, 3/25, 4/2, 4/4, 4/11, 4/14, 6/25, 9/7, 12/12, 17/7, 17/25, 21/13, 25/17, 25/18, 37/14, 39/25
 Company's 38/25
 company-specific 23/5
 complying 24/12, 24/13
 con 25/10
 concerned 32/24, 32/25, 37/18
 concludes 35/25
 concur 32/12
 concurs 32/16
 CONFERENCE 1/12, 1/17, 3/7, 12/4, 41/5
 confirmation 11/14
 conforming 9/21
 confused 31/9, 32/22, 33/4
 confusing 31/10
 connection 27/15, 29/9
 conservation 3/10, 25/1
 consistently 16/14, 16/18, 38/11, 38/21, 39/1, 39/4
 constitutes 41/8
 consummating 9/12
 contend 26/21
 contentions 38/25
 contested 19/5
 contesting 16/17
 continue 16/15, 19/3, 26/21, 34/4
 continued 16/17, 19/11, 37/25
 continues 17/7, 27/3, 27/4, 28/7
 continuing 16/22, 31/18, 32/6, 33/21
 controversy 30/8
 convened 3/2
 CONVENIENCE 1/9
 copies 7/7, 7/25
 COPY 1/9, 7/10, 8/5, 25/21, 33/6
 Corporation 3/21, 5/2, 5/6
 correct 10/20, 16/23, 30/2, 32/10, 33/25, 35/10, 40/16
 correction 10/16
 corrections 7/18
 correctly 16/17, 16/20, 38/18
 Cost 1/5, 3/8, 3/10, 3/13, 9/9, 20/18, 21/4, 21/8, 21/9, 21/15, 21/20, 22/4, 22/6, 22/7, 22/10, 22/11, 25/1, 26/3, 26/4, 26/5, 26/7, 26/8, 26/22, 33/16, 37/6, 37/10, 37/12, 37/14, 37/16, 38/16, 39/17, 40/1
 cost-effective 37/11
 costs 5/25, 17/8, 20/16, 24/25, 25/9, 26/15, 27/6, 27/9, 28/5, 29/3, 29/24, 31/24, 32/1, 32/4, 36/25
 Counsel 2/14, 2/15
 Counsel's 4/16
 COUNTY 41/2
 course 11/7
 CSR 1/19, 41/3
 currently 24/22
 customers 31/24, 33/16, 37/11
 cycle 12/13

D

DATE 1/15, 12/9, 12/11, 24/9, 25/14, 38/8
 DATED 41/10
 David 4/5
 Davidson 2/11
 Davis 2/22
 day 41/10
 days 12/23
 deal 35/5
 dealing 30/25
 deals 31/15, 31/23

dealt 9/21
 decided 20/15, 20/18, 20/25, 21/6, 27/13, 27/23, 38/7, 38/11, 38/22, 39/1, 39/4, 39/19, 39/21
 decides 27/6
 decision 37/19, 38/7, 38/8, 39/7, 39/24
 deferred 29/1
 delated 40/19
 deleted 23/25
 dependent 20/9
 Deputy 2/14
 described 33/23, 38/22
 description 36/25
 desulfurization 20/17
 determined 26/15
 direct 26/10
 disagreeing 33/15
 disagreement 11/15
 discovery 18/14, 18/21
 discussed 9/1, 11/23, 30/22
 discussion 12/5, 12/10, 14/19
 discussions 18/23
 dispute 32/20, 34/23, 39/5
 distribute 7/24
 distributed 11/1, 14/10
 Division 2/19
 DOCKET 1/4, 3/7, 3/10, 3/11, 3/12, 4/2, 4/4, 4/13, 4/14, 5/13, 7/9, 16/15, 21/4, 21/21, 21/23, 22/4, 26/21, 27/5, 31/13, 34/15, 34/17, 34/18, 34/21, 35/25, 37/9, 37/18, 38/16, 38/17, 38/19, 40/11, 41/5
 dockets 3/18, 3/21, 3/25, 4/7, 4/12, 4/18, 4/24, 5/3, 5/6, 5/8, 5/10, 5/12
 doesn't 23/6, 31/2
 dollar 7/20, 27/24
 Drive 5/5
 drop 5/19
 dropped 22/16, 22/19, 35/20
 Dublin 6/11
 During 40/12

E

Easley 1/17
 ECRC 21/11, 26/14, 29/3, 37/1, 37/20, 38/7
 effect 9/8, 25/5, 25/7, 29/19, 34/16
 effort 31/4
 Electric 2/8, 3/17, 7/17, 10/24, 14/16, 14/24, 21/1, 23/10, 25/17, 25/18, 38/25
 Electric's 8/1, 21/16, 23/2, 23/17
 ELECTRONIC 1/8
 element 11/25, 12/17
 elements 12/8, 26/9
 eliminate 22/24, 28/6
 eliminated 6/13, 6/15, 22/21
 emissions 31/3
 end 12/16
 energy 3/10, 6/1, 17/9, 20/2
 ensure 35/22
 enter 4/3
 Environmental 1/5, 3/13, 9/9, 24/11, 25/11, 37/13
 EPA 31/3
 equity 38/10
 error 11/4, 22/22, 23/23
 Esplanade 1/18
 estimated 13/5
 evidence 21/13, 38/13
 Excuse 19/16
 exhibit 36/2, 36/22
 exhibits 36/6
 expired 9/11
 express 15/15

F

fact 24/7, 33/12, 33/19, 38/17
 factor 3/9, 7/22, 10/25, 11/4
 factors 7/21, 9/14, 9/19
 facts 39/5, 39/22
 fashion 18/8
 favor 21/16
 FGD 26/13
 filed 12/22, 13/6, 13/9, 36/10, 40/2
 filing 9/9, 9/15, 12/10, 22/6
 filings 13/4
 fill 7/1
 find 11/18, 22/14, 26/13, 39/15
 findings 28/3
 fine 25/2, 35/6
 FIPUG 2/13, 6/7, 6/21, 12/20, 15/1, 16/6, 17/7, 17/22, 19/20, 23/8, 24/6, 25/13, 27/13, 29/12, 32/13, 34/8
 FIPUG's 16/13, 16/14, 17/5, 17/20, 18/3, 31/12, 33/22
 firm 3/23, 4/9, 4/21

five 28/12
 FLORIDA 1/1, 1/18, 2/4, 2/7, 2/12, 2/16, 2/17, 2/18, 2/20, 2/24, 3/17, 3/21, 3/24, 4/2, 4/4, 4/10, 4/11, 4/13, 4/18, 4/22, 5/5, 6/25, 7/5, 9/3, 11/10, 11/15, 41/1
 Floyd 4/8
 flue 20/16
 folks 12/12
 follow 6/8
 followed 5/13
 four 39/13
 FP&L 8/20
 FPL 2/25, 14/12, 14/20, 15/9, 15/15
 FPL's 10/15, 15/14, 15/21, 22/22, 23/23
 FPSC 1/20
 Friday 9/12
 front 29/18, 31/22
 fuel 3/8
 funds 21/14

G

Gadsden 4/21
 Garden 2/3
 gas 3/11, 4/5, 4/12, 4/13, 20/16
 generating 3/9
 GORDON 2/10, 4/20
 GRACE 2/18, 5/9
 granted 26/8
 Group 2/12, 4/23
 GS 11/5
 GSD 11/6
 guess 6/15, 11/19, 14/4, 17/5, 22/16, 23/12, 25/10, 29/6, 31/22
 Gulf 2/5, 3/24, 9/7, 10/2, 10/7, 14/22, 19/22
 Gulf's 11/2
 Guyton 4/3

H

hammers 22/9
 hand 11/20
 handed 11/13, 11/21, 14/17
 handled 9/16
 handout 8/18, 9/2, 9/4, 10/15, 11/1, 11/11, 14/10, 14/12, 14/23, 15/9, 15/22, 15/25, 23/3, 23/18, 32/12, 35/17
 handouts 8/21
 Hector 2/22
 holding 12/3
 Horton 4/8

I

ID 36/24
 identify 7/3
 in-service 24/8
 incentive 3/9
 incremental 29/2, 36/25
 incur 37/14
 incurred 37/17
 indicate 14/5, 25/12, 33/22, 36/17
 indicated 18/17
 indicates 28/4
 indicating 19/8
 indulgence 36/9
 Industrial 2/12, 4/23
 information 31/4
 initial 12/9, 13/13
 inquire 34/7
 insert 29/2
 inserted 14/2
 intervenor 6/7
 investment 20/16
 issue 5/18, 5/19, 5/20, 5/21, 5/23, 6/23, 7/9, 7/12, 7/14, 7/15, 7/16, 8/8, 8/15, 8/16, 8/24, 8/25, 9/6, 9/16, 9/20, 10/13, 10/16, 10/21, 10/23, 11/9, 11/12, 11/20, 13/25, 14/4, 14/7, 14/9, 14/12, 14/18, 14/21, 14/23, 15/6, 15/8, 15/10, 15/13, 15/20, 15/22, 15/24, 15/25, 16/3, 17/23, 18/8, 19/4, 19/5, 19/13, 19/17, 20/6, 20/12, 20/14, 20/19, 20/22, 21/5, 21/15, 22/1, 22/15, 22/17, 22/18, 22/20, 22/21, 22/24, 23/1, 23/3, 23/5, 23/8, 23/15, 23/16, 23/21, 23/22, 24/1, 24/2, 24/16, 24/18, 24/23, 25/15, 26/5, 27/3, 27/5, 28/5, 28/6, 28/7, 28/8, 28/21, 28/23, 29/1, 29/5, 29/8, 29/9, 29/17, 29/20, 30/25, 31/21, 31/25, 32/8, 32/12, 33/21, 34/4, 34/5, 34/7, 34/23, 35/2, 35/8, 35/12, 35/15, 35/23, 37/4, 37/5, 37/16, 37/19, 37/23, 37/25, 38/3, 38/5, 38/6, 38/18, 38/23, 39/11, 39/21, 39/25, 40/15
 issued 3/5, 9/12, 10/11
 issues 6/11, 6/16, 7/1, 7/4, 7/21, 9/20, 19/22, 20/23, 21/2, 21/8, 21/22, 22/5, 22/7, 22/8, 25/16, 26/3, 26/19, 28/13, 35/20, 35/22, 36/10, 38/15, 39/10, 40/9, 40/20

item 26/22, 30/7	18/7, 18/11, 18/22, 19/23, 23/4, 36/1, 36/5, 40/10 Mr. Taylor 6/8, 34/10 MR. WILLIS 3/15, 24/5, 25/4, 25/22, 29/23, 30/2, 30/3, 31/5 MS. JAYE 5/9, 5/18, 5/23, 10/5, 10/7, 11/12, 11/19, 11/21, 12/24, 13/1, 13/3, 13/10, 14/17, 15/19, 16/5, 17/14, 17/19, 17/24, 18/13, 18/18, 18/20, 19/12, 19/15, 22/18, 23/13, 25/19, 26/10, 28/19, 28/23, 29/11, 30/4, 35/13, 35/15, 35/21, 36/20, 36/24, 38/24 MS. KAUFMAN 4/20, 6/5, 12/19, 13/12, 15/4, 16/6, 16/20, 18/4, 19/16, 19/20, 19/24, 20/8, 20/21, 20/22, 21/18, 21/19, 21/24, 22/2, 23/8, 23/16, 23/20, 24/15, 24/17, 25/2, 25/25, 26/1, 26/18, 27/1, 27/4, 27/10, 27/18, 27/20, 29/12, 29/15, 30/2, 30/9, 30/16, 30/20, 30/23, 31/6, 31/10, 31/20, 32/10, 32/15, 32/19, 32/25, 33/5, 33/11, 33/18, 33/25, 34/9, 34/12, 34/19, 37/21, 37/22, 38/14, 39/3, 39/21, 40/6	24/16, 27/10, 28/21, 28/24, 28/25, 30/1, 32/11, 32/16, 33/22, 35/16, 36/10, 37/23, 38/13 positions 6/20, 6/22, 7/1, 7/4, 8/2, 9/4, 14/3, 36/10 possibility 40/18 Post 2/4, 2/7, 3/16, 3/19, 4/25 postponed 24/20 Power 2/5, 2/12, 2/24, 3/8, 3/21, 3/25, 4/2, 4/4, 4/23, 6/25, 7/5, 9/3, 9/7, 11/10, 11/15 PRE-PREHEARING 1/12 precluded 39/7 predicate 24/2, 24/6 prefer 9/17, 10/6, 10/7 PREFILED 1/10 Prehearing 1/14, 3/3, 3/7, 6/4, 7/25, 8/11, 10/11, 12/4, 23/14, 36/15, 41/4, 41/5 prepared 9/17, 10/4, 32/16, 32/20, 33/13 presented 39/12 presents 21/13 primary 31/12 problem 24/18, 27/14 proceeding 9/20, 20/20, 20/23, 20/25, 21/22, 26/20, 33/17, 34/10, 37/20, 40/2 PROCEEDINGS 1/12, 26/16, 41/7, 41/9 program 16/25 programs 30/11 project 5/24, 20/17, 20/24, 21/8, 21/11, 21/15, 21/25, 22/2, 22/10, 26/13, 27/15, 27/21, 28/4, 28/6, 39/6, 39/23, 39/25, 40/7 projected 24/3, 24/19 projection 12/10 projections 12/22, 13/4, 13/5, 13/14 projects 31/13 proof 6/7 proposal 9/7, 9/10, 10/2, 37/10, 38/1 propose 7/24, 29/8 Proposed 9/10, 11/13, 12/6, 14/18, 14/19, 26/13 protest 9/11, 26/21 provide 24/8 provides 37/11 prudence 21/14 PSL-1 36/24 PUBLIC 1/1, 2/14, 2/15, 2/18, 4/11, 4/16 purchased 3/8, 3/11 pursue 21/1 put 35/19
J		
JAMES 2/6, 3/16, 3/19 JAYE 2/18, 5/9 JEFFREY 2/2, 3/22 jurisdiction 29/21, 31/1, 32/3		
K		
K.M 6/11 KAUFMAN 2/10, 4/20 Keating 5/7 KIMBERLY 1/19, 41/3		
L		
Lane 2/3, 3/23 language 11/13, 11/17, 12/6, 12/20, 13/13, 14/2, 14/18, 14/19, 15/2, 29/1, 29/13, 30/13, 32/21, 32/23, 33/1, 33/4 later 25/14 law 3/23, 4/9, 4/21 laws 24/11 leave 13/24, 18/16, 20/11, 35/2, 39/9, 40/8 LEE 2/6, 3/15, 36/21 Lee's 29/2 left 15/18, 16/9, 26/8, 32/8, 36/6 Legal 2/19, 37/13 LEON 41/2 letter 23/12 letters 25/16, 35/19 Light 2/25, 4/2, 4/4, 6/25, 7/5, 9/3, 11/10, 11/15 limited 7/6 list 6/20, 10/15, 36/2, 36/22 little 13/18, 31/9	N	
	nails 22/10 Natural 4/13 necessary 6/13, 18/2 need 6/11, 10/3, 12/11, 16/15, 19/4, 36/3 needs 15/18 neither 21/20 neutral 24/21 new 9/19, 23/12, 25/5, 35/19 Nicholson 4/5 Nonetheless 34/22 nonissue 37/18 Norman 4/8 note 8/12, 15/21, 17/4, 18/3, 29/25 notes 41/9 notice 3/4, 3/5 November 1/15, 41/10 NUI 5/5 number 7/1, 7/18, 7/20, 20/23 numbers 9/14, 9/18, 9/25, 10/8, 10/10, 13/6, 13/7, 35/23	
M		
Madison 2/15, 4/16 Mahan 5/4 mandatory 37/13 manner 38/22 materialize 24/4, 24/19 Matter 1/4, 15/18 MATTHEW 2/22, 4/1 McGee 3/19 McGlothlin 2/11 McMullen 2/7 McWhirter 2/10, 4/21 meeting 25/5 mention 10/14 mercury 31/3 Messer 4/9 Michael 5/4 middle 13/14 midpoint 38/9, 39/1, 39/16, 39/20 minute 6/25, 22/16, 30/16 minutes 28/12 modification 5/21 modified 35/17 moment 13/1, 28/9 Monday 9/13 Monroe 2/23 month 19/6 morning 11/25, 12/7, 18/24 mortar 27/15 move 6/20, 23/11, 38/6, 40/11 moved 6/8, 25/15, 25/19, 29/17, 31/22, 32/7, 38/4 moving 13/18 Mr. Barringer 6/8 MR. BEASLEY 7/17, 8/7, 8/12, 8/17, 9/1, 10/20, 10/24, 14/8, 14/16, 14/24, 20/13, 21/10, 22/8, 23/2, 23/17, 24/1, 25/23, 27/12, 28/9, 28/11, 28/16, 29/7, 30/7, 31/2, 32/9, 32/11, 32/18, 32/20, 33/9, 34/6, 34/11, 34/15, 34/20, 34/24, 35/6, 35/9, 35/16, 37/4, 37/9, 38/2, 38/5, 38/20, 39/12, 39/18, 40/15 Mr. Beasley's 37/22 MR. BURGESS 4/15, 15/2 MR. CHILDS 4/1, 6/10, 6/18, 6/24, 7/9, 7/13, 8/5, 8/21, 9/3, 10/14, 11/10, 11/18, 13/16, 13/17, 14/12, 14/20, 15/9, 15/14, 15/22, 15/25, 22/21, 22/25, 23/22, 36/8, 36/19 Mr. Keating 3/4, 3/5, 5/7, 5/11 MR. MCGEE 3/19 MR. NICHOLSON 4/5 MR. PALECKI 5/4 MR. SCHIEFELBEIN 4/25 MR. SELF 4/8 MR. STONE 3/22, 9/5, 10/12, 11/2, 11/6, 11/23, 12/2, 12/3, 14/22, 16/12, 16/21, 16/24, 17/11, 17/17,	O	
	Oak 2/20 object 27/24 objection 5/14, 31/12, 31/19, 32/6 offered 15/3 Office 2/4, 2/7, 2/15, 3/16, 3/19, 4/16, 5/1 Officer 1/14, 41/5 OFFICIAL 1/9, 41/3 old 10/1 OPC 6/21, 15/1 operation 25/6 opinion 15/15 opportunity 13/20, 19/2, 36/12 oppose 19/25 opposed 8/3, 17/9 opposing 38/21 opposition 16/22 orally 7/2 order 3/4, 5/12, 6/4, 6/6, 9/11, 9/12, 10/11, 22/12, 22/14, 23/14, 25/21, 26/25, 28/3, 34/23, 36/15, 39/10 ordering 25/22, 25/23, 28/3 original 38/15	
P		
	P.O 3/24, 4/6, 4/9 pages 41/8 Palecki 5/4 paragraph 13/15, 25/22, 25/23, 26/2, 26/11, 26/12 paragraphs 28/3 part 17/5, 24/16, 32/7 parties 36/13 pass 7/2, 7/5, 27/22 passed 8/18, 25/18, 27/7, 27/24 Patricia 36/21 pending 15/18, 35/2, 38/13 Pensacola 2/4, 3/24 Peoples 4/5 performance 3/9 period 9/11, 13/6 permitted 19/25, 20/10 Petersburg 3/20 petition 26/7 PLACE 1/17, 3/6, 9/6, 27/25, 41/5 point 10/3, 25/4, 26/23, 31/20, 32/17, 32/21, 40/9 policy 16/23 position 5/23, 6/2, 8/7, 11/11, 12/9, 14/9, 14/13, 14/21, 14/22, 15/10, 15/14, 15/21, 16/4, 16/7, 16/8, 16/13, 16/14, 16/16, 17/5, 17/20, 18/11, 18/15, 18/21, 19/19, 19/21, 19/23, 20/5, 21/17, 23/2, 23/17, 24/5,	Q
		qualifies 20/17, 22/10, 26/13 question 12/20, 18/24, 20/13, 20/19, 21/13, 21/20, 21/25, 24/6, 37/6, 37/10, 39/19
R		
		raise 21/8, 21/22, 26/19, 28/1, 40/1 raised 20/23, 38/15, 40/2 raising 39/8 range 38/9, 39/1, 39/16, 39/20 rate 5/25, 26/16, 31/16 ratepayers 27/7, 27/22, 27/24 reach 11/25, 13/23, 40/19 reached 29/9, 38/8, 40/20 read 3/4, 5/24, 8/3, 16/7 reading 28/2 reads 16/8, 26/12 rearguing 27/13 reason 38/20 recall 37/5 recalling 38/17 recess 28/17 record 8/3, 16/21 recover 17/2 recoverability 27/16 recoverable 21/11 recovered 20/1, 20/3, 25/10, 26/15, 29/3, 29/25, 37/1, 38/1, 39/17 Recovery 1/5, 3/8, 3/11, 3/13, 9/9, 19/25, 20/1, 20/10, 20/17, 20/18, 21/4, 21/9, 21/15, 21/20, 22/4, 22/7, 22/11, 24/10, 24/25, 25/1, 26/3, 26/4, 26/5, 26/7, 26/14, 26/23, 30/13, 31/3, 31/15, 37/7, 37/12, 38/16, 40/2 Reeves 2/10, 4/21 refile 9/18, 10/8, 10/10 refilled 7/19, 9/21, 11/7 reflect 9/25, 25/17, 35/23, 36/14 reflected 9/15, 10/25 regulations 24/12 relate 29/24, 40/5 related 28/5, 29/18, 32/1 relates 30/23 remain 7/21, 9/20, 24/23 remains 35/12, 35/15

removed 23/23
renumbered 23/13, 31/23, 34/5
REPORTED 1/19, 41/7
Reporter 1/20, 41/1, 41/3
representing 4/17
requested 24/10
required 25/12, 34/22, 37/16
requirement 24/11
requirements 37/13
resolution 14/5
resolve 19/8, 28/12
resolved 19/10, 21/12, 21/16, 21/21, 27/17
respect 39/11
responding 14/3
response 33/12
responsibility 32/3, 32/14, 33/17
restated 15/6
result 10/1
return 38/10
review 34/21
revised 7/25, 8/11
revisit 37/5, 40/11
Rief 2/11
ripe 19/1
ROE 9/8, 9/15, 9/19, 10/1, 10/3
Room 1/17, 2/16
rounding 7/23
row 11/3
RPR 1/19, 41/3
ruling 35/4
RUSSELL 2/2, 3/23

S

sales 34/12, 34/18
save 8/2
savings 24/3, 24/19
schedules 7/18, 9/22
Schiefelbein 4/25
scrubber 24/7, 24/13, 25/6, 30/12, 38/15, 40/5, 40/7
scrubbers 23/7, 24/4, 24/25, 25/10, 30/24, 31/13
Sebring 4/12
Self 4/8, 4/9
sense 13/18
sentence 16/9
separate 24/23
September 3/6
series 32/8
SERVICE 1/1, 2/18, 24/7, 24/9
Services 2/19
set 3/6, 19/6, 23/3
setting 26/16
show 6/15, 10/10, 14/14, 15/5, 15/7, 15/11, 17/4,
17/15, 17/21, 18/1, 19/9, 19/10, 23/24, 30/5, 30/19,
31/18, 33/20, 35/18, 35/19, 39/10
Shumard 2/19
sides 18/25
sit 13/20
skip 22/15
sort 34/5
South 2/23, 4/13, 4/21
spent 21/14, 22/9, 27/14
Staff 2/21, 5/8, 5/10, 5/19, 5/20, 7/19, 10/6, 10/7,
11/12, 11/24, 12/5, 12/8, 12/20, 13/3, 13/21, 14/17,
14/21, 14/23, 15/3, 15/17, 17/7, 17/13, 17/24, 18/11,
18/20, 18/23, 19/3, 19/8, 28/20, 28/24, 29/10, 29/11,
30/4, 36/4, 36/5, 36/13, 36/21, 38/12, 38/24
Staff's 5/23, 12/5, 16/4, 28/23
standard 25/5
standards 25/7
started 12/4, 28/20
State 2/17, 4/17, 12/16, 16/16, 16/22, 25/11, 25/13,
41/1
statement 7/4, 8/1
Steel 2/22
stenographically 41/7
STEPHEN 2/14
Steve 4/15
stipulate 30/12, 31/5, 34/2
stipulated 14/1, 15/7, 17/4, 17/6, 17/16, 17/18,
17/22, 18/2, 18/6, 19/10, 20/7, 20/8, 29/8, 30/3, 30/6,
35/9, 38/3
stipulating 32/2
stipulation 16/25, 17/6, 17/12, 19/14, 19/17, 29/9,
29/19, 29/23, 31/18, 32/6, 36/12, 40/20, 40/21
STONE 2/2, 3/22
straighten 31/11
Street 2/4, 2/15, 2/23, 4/17, 4/21
stricken 31/14, 38/19
Strike 29/1
subject 11/7
submit 36/4, 36/5
subsumed 5/20

sufficient 12/13
Suite 2/23
support 21/14, 38/24
supporting 12/22, 13/4
surrounding 39/22
SUSAN 1/13
System 4/6, 19/1
Systems 4/12

T

talked 19/21
talking 26/2
Tallahassee 1/18, 2/7, 2/16, 2/20, 2/23, 3/16, 4/10,
4/22, 5/1, 5/5
Tampa 2/8, 3/17, 4/6, 7/17, 8/1, 10/24, 14/16, 14/24,
21/1, 21/16, 23/2, 23/10, 23/17, 25/17, 25/18, 38/24
TECO 2/9, 10/18
TESTIMONY 1/10, 12/21, 13/3, 13/8, 13/14, 21/5,
26/23, 29/2, 33/19, 34/16, 34/17, 34/21, 34/23, 38/18,
40/3
Thank 8/14, 10/12, 11/8, 16/5, 25/19, 28/16, 35/6,
35/24
third 11/3
Thursday 1/15
TIME 1/16, 3/6, 6/2, 8/2, 12/15, 18/12, 19/2, 19/11,
21/23, 24/9, 24/14, 32/17, 41/5
top 28/24
transcribed 41/8
TRANSCRIPT 1/8, 1/9, 41/8
transcription 41/9
treated 34/13
treatment 16/18, 34/18
true 23/16, 41/8
true-up 3/12, 9/23
true-ups 13/5
type 11/3, 21/22
typographical 11/3

U

underrecovery 8/8
unresolved 20/12
Users 2/12, 4/23
Utilities 4/11, 5/2, 6/6
utility 37/10
utility's 38/10

V

version 7/25
VERSIONS 1/8
VICKI 2/10, 4/20

W

wait 9/19, 22/16
waiting 11/14, 18/14, 18/21
warrant 39/7
Wayne 4/25
Wednesday 14/6, 36/18
week 12/16
West 2/3, 2/15, 4/16
wholesale 29/20, 30/25, 32/2, 33/16, 34/12, 34/18
WILLIS 2/6, 3/15
withdrawn 38/19
Witness 6/11, 6/20, 21/5, 29/2, 33/23, 34/7, 34/9,
36/21, 38/18
witnesses 6/6
witnesses' 35/22
wondering 14/18
wording 13/25, 24/18
work 19/3
worked 35/3, 36/13
works 34/1

Y

year 10/16
years 24/4

Z

zero 27/11