RUTLEDGE, ECENIA, PURNELL & HOFFMAN

PROFESSIONAL ASSOCIATION
ATTORNEYS AND COUNSELORS AT LAW

ORIGINAL

STEPHEN A. ECENIA
JOHN R. ELLIS
KENNETH A. HOFFMAN
THOMAS W. KONRAD
MICHAEL G. MAIDA
J. STEPHEN MENTON
R. DAVID PRESCOTT
HAROLD F. X. PURNELL
GARY R. RUTLEDGE

POST OFFICE BOX 551, 32302-0551
215 SOUTH MONROE STREET, SUITE 420
TALLAHASSEE, FLORIDA 32301-1841

TELEPHONE (850) 681-6788
TELECOPIER (850) 681-6515

OF COUNSEL:
CHARLES F. DUDLEY

GOVERNMENTAL CONSULTANTS:
PATRICK R. MALOY
AMY J. YOUNG

February 14, 2000

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Betty Easley Conference Center, Room 110
Tallahassee, Florida 32399-0850

HAND DELIVERY

Re: Docket No. 000061-EI

Dear Ms. Bayo:

Enclosed herewith for filing in the above-referenced docket on behalf of Allied Universal Corporation ("Allied") and Chemical Formulators, Inc. ("CFI") are:

1. The original and fifteen copies of Allied/CFI's Proposed Issues; and

2. A diskette formatted in Word Perfect 6.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely,

Kenneth A. Hoffman

AFA
APP
CAF
CMU
CTR
EAG
LEG 2
MAS 3
OPC
RRR
SEC 1
WAW
OTH

KAH/rl
Enclosures
Trib.3

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of Allied Universal Corporation and Chemical Formulators, Inc. against Tampa Electric Company for violation of Sections 366.03, 366.06(2) and 366.07, Florida Statutes, with respect to rates offered under Commercial/Industrial Service Rider tariff; petition to examine and inspect confidential information; and request for expedited relief.	Docket No. 000061-EI Filed: February 14, 2000

ORIGINAL

ALLIED/CFI'S PROPOSED ISSUES

Allied Universal Corporation ("Allied") and Chemical Formulators, Inc. ("CFI"), by and through their undersigned counsel, submit the following list of proposed issues for hearing and decision by the Commission in this proceeding. As used herein, "Allied/CFI" refers to Allied and CFI jointly; "TECO" refers to Tampa Electric Company; "Odyssey" refers to Odyssey Manufacturing Company; and "CISR tariff" refers to TECO's Commercial/Industrial Service Rider tariff approved by Order No. PSC-98-1081-FOF-EI, issued August 10, 1998, in Docket No. 980706-EI.

A. ISSUES OF FACT

ISSUE 1: What are the facts and circumstances that led to TECO's Contract Service Agreement with Odyssey for electric service pursuant to TECO's CISR tariff?

ISSUE 2: What are the facts and circumstances that led to TECO's offer of CISR tariff rates to Allied/CFI on October 18, 1999?

ISSUE 3: Did Odyssey meet all requirements and preconditions of TECO's CISR tariff when TECO and Odyssey entered into a Contract Service Agreement in October, 1998?

ISSUE 4: Did Allied/CFI meet all requirements and preconditions of TECO's CISR tariff when TECO offered CISR tariff rates to Allied/CFI on October 18, 1999?

ISSUE 5: Are there any differences in the rates offered by TECO to Allied/CFI and the rates agreed to between TECO and Odyssey pursuant to TECO's CISR tariff?

(a) If the answer is yes, what are the differences between the rates offered to Allied/CFI and the rates provided to Odyssey?

(b) If the answer is yes, whether TECO has given undue preference and advantage to Odyssey and whether TECO has subjected Allied/CFI to undue and unreasonable prejudice and disadvantage?

(c) If the answer is yes, whether TECO's undue discrimination was a product of collusion deliberately intended to affect the non-electric marketplace?

ISSUE 6: What justification, if any, existed for the difference in rates offered by TECO to Allied/CFI and the rates agreed to between TECO and Odyssey?

B. ISSUES OF LAW

ISSUE 7: Has TECO violated Sections 366.03, 366.06(2) or 366.07, Florida Statutes, or its obligation of good faith mandated by Order No. PSC-98-1081A-FOF-EI, either through its conduct or through the actual disparate CISR tariff rates offered to Odyssey and to Allied/CFI?

ISSUE 8: Should Odyssey's CISR tariff rates under its October, 1998 Contract Service Agreement with TECO be suspended, and, if so, what are appropriate terms and

conditions for such suspension?

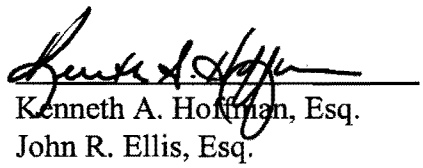
ISSUE 9: Should TECO be ordered to offer non-discriminatory CISR tariff rates to Allied/CFI?

C. POLICY ISSUES

ISSUE 10: Are TECO's actions in offering disparate electric service rates under its CISR tariff to customers who are similarly situated in the same industry consistent with the goals of promoting job growth and economic development in the State of Florida?

ISSUE 11: Should the Commission revisit its current policy authorizing CISR tariffs and, if so, what action is appropriate?

Respectfully submitted,



Kenneth A. Hoffman, Esq.
John R. Ellis, Esq.
Rutledge, Ecenia, Purnell & Hoffman, P.A.
P. O. Box 551
Tallahassee, FL 32302
(850) 681-6788 (Telephone)
(850) 681-6515 (Telecopier)

Attorneys for Allied Universal Corporation and Chemical Formulators, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Allied/CFI's Proposed Issues was furnished by U. S. Mail to the following this 14th day of February, 2000:

L. Lee Willis, Esq.
James D. Beasley, Esq.
Ausley & McMullen
227 South Calhoun Street
Tallahassee, Florida 32301

Robert V. Elias, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Room 370
Tallahassee, Florida 32388-0850

KENNETH A. HOFFMAN

Allied/issues.list