

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of GridFlorida Regional)
Transmission Organization Proposal.)
_____)

Docket No. 020233-EI
Filed: September 18, 2002

PUBLIC COUNSEL'S REQUEST FOR ORAL ARGUMENT


The Citizens of the State of Florida, through the Office of Public Counsel, pursuant to Rule 25-22.058, Florida Administrative Code, request that the Florida Public Service Commission permit oral argument on PUBLIC COUNSEL'S MOTION FOR STAY OF PROCEEDINGS AND MOTION FOR RECONSIDERATION OF ORDER NO. PSC-02-1199-PAA-EI filed this date, and as grounds therefore, state:

1. This docket is at a cross-roads. Pursuant to the Commission's Order No. PSC-02-1199-PAA-EI, parties are preparing for hearing on the market monitoring issues. The order further provides that matters raised in protest of the proposed-agency-action portions of the order will also be considered at the market-monitoring hearing. And the order requires the GridFlorida Companies to file a rate structure proposal that allows the Commission to retain jurisdiction over the total cost of transmission service to retail customers. Implicitly, the Commission's approval of the GridFlorida ISO, and the relevance of going forward in the docket, is contingent upon the companies' ability to fashion a methodology for retention of the Commission's statutory jurisdiction. Oral argument would facilitate understanding of the intersection of these disparate matters and their effects upon the Commission's ability to proceed in the docket.

2. As things now stand, native load retail customers enjoy a priority of transmission service from their vertically integrated utility under the Commission's regulatory oversight. The customers' rates for transmission as well as all other aspects of retail service are established by the Commission. And the Grid Bill places ultimate responsibility for the planning, development, and maintenance of the state-wide transmission grid under the Commission's jurisdiction. All that can change with approval of the GridFlorida ISO. Oral argument would greatly facilitate the Commission's understanding of the interplay of these activities today and the drastic effects its actions could have on the way things are done in the future.

Respectfully submitted,

JACK SHREVE
PUBLIC COUNSEL


John Roger Howe
Deputy Public Counsel

Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street
Room 812
Tallahassee, Florida 32399-1400
(850) 488-9330

Attorneys for the Citizens
of the State of Florida

**CERTIFICATE OF SERVICE
DOCKET NO. 020233-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing PUBLIC COUNSEL'S REQUEST FOR ORAL ARGUMENT has been furnished by U.S. Mail or *hand-delivery to the following parties on this 18th day of September, 2002:

William Cochran Keating, IV, Esquire*
Jennifer S. Brubaker, Esquire*
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Mark F. Sundback, Esquire
Kenneth L. Wiseman, Esquire
Andrews & Kurth Law Firm
1701 Pennsylvania Avenue, NW
Suite 300
Washington, DC 20006

Lee L. Willis, Esquire
James D. Beasley, Esquire
Ausley & McMullen
Post Office Box 391 (32302)
227 South Calhoun Street (32301)
Tallahassee, FL

Leslie J. Paugh, Esquire
Leslie J. Paugh, P.A.
2473 Care Drive, Suite 3
Tallahassee, FL (Zip 32308)
Post Office Box 16069
Tallahassee, FL 32317-6069

Bill L. Bryant, Jr., Esquire
Natalie B. Futch, Esquire
Katz, Kutter, Alderman,
Bryant & Yon, P.A.
106 East College Avenue, 12th Floor
Tallahassee, FL 32301

John W. McWhirter, Jr., Esquire
Florida Industrial Power Users Group
McWhirter, Reeves, McGlothlin, Davidson,
Decker, Kaufman, Arnold & Steen, P.A.
400 North Tampa Street, Suite 2450
Tampa, FL 33601-3350

Michael B. Twomey, Esquire
Post Office Box 5256
Tallahassee, FL 32314-5256

James A. McGee, Esquire
Florida Power Corporation
Post Office Box 14042
St. Petersburg, FL 33733

Harry W. Long, Jr., Esquire
Tampa Electric Company
Post Office Box 111
Tampa, FL 33601

Mr. Robert C. Williams, P.E.
Director of Engineering
Florida Municipal Power Agency
8553 Commodity Circle
Orlando, FL 32819-9002

Joseph A. McGlothlin, Esquire
Vicki Gordon Kaufman, Esquire
Timothy J. Perry, Esquire
McWhirter, Reeves, McGlothlin, Davidson
Decker, Kaufman, Arnold & Steen, P.A.
117 South Gadsden Street
Tallahassee, FL 32301

Frederick M. Bryant, Esquire
General Counsel
Jody Lamar Finklea, Esquire
Attorney
Florida Municipal Power Agency
2061-2 Delta Way
Tallahassee, FL 32303

Jon C. Moyle, Jr., Esquire
Cathy M. Sellers, Esquire
Moyle, Flanigan, Katz, Raymond
& Sheehan, P.A.
The Perkins House
118 North Gadsden Street
Tallahassee, FL 32301

Bruce D. May, Esquire
Holland Law Firm
Post Office Drawer 810
Tallahassee, FL 32302-0810

Ms. Angela Llewellyn
Regulatory Affairs
Tampa Electric Company
Post Office Box 111
Tampa, FL 33601-0111

Kenneth A. Hoffman, Esquire
Rutledge, Ecenia, Purnell & Hoffman, P.A.
Post Office Box 551
Tallahassee, FL 32302-0551

Mr. Richard Zambo, Esquire
598 SW Hidden River Avenue
Palm City, FL 34990

Buddy L. Hansen
13 Wild Olive Court
Homosassa, FL 34446

Ronald C. LaFace, Esquire
Seann M. Frazier, Esquire
Greenberg Traurig Law Firm
101 East College Avenue
Tallahassee, FL 32301

Florida Retail Federation
100 East Jefferson Street
Tallahassee, FL 32301

Thomas J. Maida, Esquire
Foley & Lardner
106 East College Avenue, Suite 900
Tallahassee, FL 32301

Timothy S. Woodbury
Vice President - Strategic Services
Seminole Electric Cooperative, Inc.
16313 North Dale Mabry Highway
Tampa, FL 33688-2000

Paul Lewis, Jr.
Florida Power Corporation
106 East College Avenue
Suite 800
Tallahassee, FL 32301

Linda Quick, President
South Florida Hospital
and Healthcare Association
6363 Taft Street
Hollywood, FL 33024

Melissa Lavinson
PG&E National Energy Group Company
7500 Old Georgetown Road
Bethesda, MD 20814

Homer O. Bryant
3740 Ocean Beach Boulevard, Unit 704
Cocoa Beach, FL 32931

Michelle Hershel
Florida Electric Cooperatives
Association, Inc.
2916 Apalachee Parkway
Tallahassee, FL 32301

David L. Cruthirds
Dynergy Inc.
1000 Louisiana Street, Suite 5800
Houston, TX 77002-5050

Russell S. Kent
Sutherland Asbill & Brennan LLP
2282 Killearn Center Boulevard
Tallahassee, FL 32308-3561

Steven H. McElhaney
2448 Tommy's Turn
Oviedo, FL 32766

Michael G. Briggs, Senior Counsel
Reliant Energy Power Generation, Inc.
801 Pennsylvania Avenue, Suite 620
Washington, DC 20004

John G. Trawick
Mirant Americas Development, Inc.
1155 Perimeter Center West
Atlanta, GA 30338-5416

Mr. R. Wade Litchfield
Law Department
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420

Marchris Robinson
Enron Corporation
1400 Smith Street
Houston, TX 77002-7361

Lee E. Barrett, Director
Regulatory Policy
Duke Energy North America
5400 Westheimer Court
Houston, TX 77056-5310

Lee Schmudde
Vice President, Legal
Walt Disney World Co.
1375 Lake Buena Drive
Fourth Floor North
Lake Buena Vista, FL 32830

Daniel E. Frank, Esquire
Sutherland Asbill & Brennan LLP
1275 Pennsylvania Avenue, NW
Washington, DC 20004-2415

Thomas W. Kaslow
Director, Market Policy &
Regulatory Affairs
Calpine Eastern
The Pilot House, 2nd Floor
Lewis Wharf
Boston, MA 02110

Jennifer May-Brust, Esquire
Colonial Pipeline Company
945 East Paces Ferry Road
Atlanta, GA 30326

William G. Walker, III
Vice President Regulatory Affairs
Florida Power & Light Company
215 South Monroe Street, Suite 810
Tallahassee, FL 32301-1859

Day Berry Law Firm
Gerald Garfield/Robert P. Knickerbocker/
Scott P. Myers
City Place I
Hartford, CT 06103-3499

Black & Veatch
Myron Rollins
Post Office Box 8405
Kansas City, MO 64114

Paul E. Christensen
Sugarmill Woods Civic Association, Inc.
26 Hibiscus Court
Homosassa, FL 34446

Douglas F. John, Esquire
Matthew T. Rick, Esquire
John & Hengerer
1200 17th Street, N.W.
Washington, D.C. 20036-3013

Peter N. Koikos
Director, Energy Services
City of Tallahassee
100 West Virginia Street, Fifth Floor
Tallahassee, Florida 32301

Paul Elwing
Legislative & Regulatory Affairs
Lakeland Electric
501 East Lemon Street
Lakeland, Florida 33801-5079

Ed Regan
Director of Strategic Planning
Gainesville Regional Utilities
P.O. Box 147117, Station A136
301 SE 4th Avenue
Gainesville, Florida 32614-7117

David E. Goroff, Esquire
Peter K. Matt, Esquire
Bruder, Gentile & Marcoux, L.L.P.
1100 New York Avenue, N.W.
Suite 510 East
Washington, D.C. 20005

Alan J. Statman
Executive Vice President and General
Counsel
Trans-Elect, Inc.
1200 G. Street NW, Suite 600
Washington, D.C. 20005

Robert Miller
Power Supply Division
Kissimmee Utility Authority
1701 West Carroll Street
Kissimmee, FL 32746

Michael B. Wedner, Esquire
Assistant General Counsel
117 West Duval Street, Suite 480
Jacksonville, FL 32202

Dick Basford, President
Dick Basford & Associates, Inc.
5616 Fort Sumter Road
Jacksonville, FL 32210

Wayne A. Morris, Esquire
Orlando Utilities Commission
P.O. Box 3193
500 South Orange Avenue
Orlando, FL 32802


William T. Miller, Esquire
Miller, Balis & O'Neil, P.C.
1140 Nineteenth Street N. W., Suite 700
Washington, D.C. 20036-6600

Suzanne Brownless, Esquire
Suzanne Brownless, P.A.
1975 Buford Boulevard
Tallahassee, FL 32308

P. G. Para
Director of Legislative Affairs
JEA
21 West Church Street
Jacksonville, FL 32202

Thomas A. Cloud, Esquire
W. Christopher Browder, Esquire
Gray, Harris & Robinson, P.A.
301 East Pine Street, Suite 1400
P.O. Box 3068
Orlando, FL 32801

Thomas E. Washburn
Vice-President, Transmission Business Unit
Orlando Utilities Commission
P.O. Box 3193
500 South Orange Avenue
Orlando, FL 32802



John Roger Howe
Deputy Public Counsel