

ORIGINAL

Timolyn Henry

From: Richzambo@aol.com  
 Sent: Thursday, May 27, 2004 12:27 PM  
 To: Filings@psc.state.fl.us  
 Cc: Roger\_Fernandez@Cargill.com; sfdavis@imcglobal.com; JBalasis@usagricchem.com; bstone@pcsphosphate.com; b\_may@cfifl.com; john.r.horne@monsanto.com  
 Subject: FPSC Docket No. 020233-EI GridFlorida Market Issues Workshop

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Attached for filing in the referenced docket please find the **Joint Post Workshop Comments of The Florida Industrial Cogeneration Association and The Florida Phosphate Council** relating to the May 19-21, 2004 Market Issues Workshop.

If you have any questions regarding this filing, or require anything further, please do not hesitate to contact this office.

Thanks you.

*Rich Zambo*  
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REGISTERED PATENT ATTORNEY

COGENERATION & ALTERNATIVE ENERGY  
ENERGY REGULATORY LAW

May 27, 2004

Via Electronic Filing

Ms. Blanca S. Bayó, Director  
Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Betty Easley Conference Center, Room 110  
Tallahassee, Florida 32399-0850

Re: Review of GridFlorida RTO Proposal  
FPSC Docket No. 020233-EI  
Post Workshop Comments

Dear Ms. Bayo:

Attached for filing in the referenced docket please find the Joint Post Workshop Comments of the Florida Industrial Cogeneration Association and the Florida Phosphate Council in connection with the May 19-21, 2004 Market Issues Workshop.

Pursuant to Commission instructions, this joint response was electronically distributed to registered stakeholders via the GridFlorida E-mail Explorer List.

If you have any questions regarding this filing, or require anything further, please do not hesitate to contact this office. Thanks you.

Sincerely,

*/s/ Richard A. Zambo*

RAZ/ms  
Enclosure

Richard A. Zambo  
Florida Bar No. 312525

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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Review of GridFlorida            )  
Regional Transmission                    )  
Organization (RTO) Proposal            )

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Docket No. 020233-EI  
By Electronic filing: May 27, 2004

Market Issues Workshop

**Joint Post Workshop Comments  
of  
Florida Industrial Cogeneration Association  
Florida Phosphate Council**

The Florida Industrial Cogeneration Association and Florida Phosphate Council (Industrial QFs) submit these joint post workshop comments relating to the GridFlorida workshop proceedings.

1. The Commission’s December 15, 2003 procedural order in this Docket established the current workshop process and provided, among other things, that the parties:

*“. . . are encouraged to make use of the opportunity afforded by the workshops to diligently communicate their positions and concerns, and to work in the cooperative spirit demonstrated throughout this docket and at the September 15 FERC technical conference.” (emphasis supplied)*

2. At this juncture, it would be difficult to describe the workshops process as one characterized by the diligent communication of positions and concerns. Stakeholders, including, Industrial QFs, have responded in substantial detail to the issues identified by Staff - articulating their positions on the issues, and/or providing their preferred alternative solutions. Applicants, for the most part, have provided menus/matrices of options for addressing issues contained in Staff’s list, but have provided little in the way of identifying their positions on those issues or the specifics of where they agree or disagree with stakeholders.

3. Staff, stakeholders and Applicants have now participated in two workshops. Industrial QFs are of the opinion that little, if any, progress can be made in limiting or resolving the many controversial and complicated issues involved unless the workshop format is modified. What has thus far been lacking in the process is Applicants’ statement of positions on the issues, and a definitive reply to the responses and positions of the stakeholders. Absent such Applicant input to identify areas of agreement or disagreement, the workshop process is unlikely to result in the narrowing of issues or defining areas of agreement on any of the issues.

4. As a solution, Industrial QFs suggest modifying the workshop format so that Applicants provide written positions on each issue and detailed replies to each of the written responses filed by stakeholders – including those filed in the prior two workshops as well as the third scheduled workshop – prior to the next workshop. Written replies should specify each area of agreement or disagreement with stakeholders’ stated positions. This minor format modification would expedite the free and full exchange of information and result in the communication of positions and concerns for which these workshop proceedings were intended.