

DEPARTMENT OF THE AIR FORCE
AIR FORCE LEGAL SERVICES AGENCY/UTILITY LITIGATION TEAM
TYNDALL AIR FORCE BASE, FLORIDA

Major Craig Paulson
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Director Division of Commission Clerk
and Administrative Service
2450 Shumard Oak Blvd
Tallahassee, FL 32399-0850

October 14, 2005

Dear Director,

The Federal Executive Agencies, by and through the undersigned counsel of the Air Force Utility Litigation Team, encloses herewith the original and 15 copies of the pre-hearing statement in **DOCKET NO. 050001**.

Sincerely

/s/

CRAIG PAULSON, Major, USAF

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DOCUMENT NUMBER-DATE

09977 OCT 17 '05

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Fuel and Purchased Power)
Cost Recovery Clause with)
Generating Performance Incentive) DOCKET NO. 050001-EI

FEDERAL EXECUTIVE AGENCIES PRE-HEARING STATEMENT

1. The name of all known witnesses that may be called by the party, and the subject matter of their testimony;

None at this time.

2. A description of all known exhibits that may be used by the party, whether they may be identified on a composite basis, and the witness sponsoring each;

None at this time but FEA reserves the right to introduce exhibits during cross examination.

3. A statement of basic position in the proceeding; given the significant impact of the proposed costs on rate payers, only prudently incurred costs should be passed onto customers.

4. A statement of each question of fact the party considers at issue, the party's position on each such issue, and which of the party's witnesses will address the issue;

COMPANY-SPECIFIC CAPACITY COST RECOVERY FACTOR ISSUES

Florida Power & Light Company

No additional company-specific issues for Florida Power & Light have been identified at this time. If such issues are identified, they shall be numbered 31B, 31C, 31D, and so forth, as appropriate.

Proposed ISSUE 31B: Should CILC-1 load control (nonfirm) demands be included in developing capacity cost recovery factors?

Position: No.

The FEA has no position at this time on other issues, in order to save space we have not listed each issue. We reserve the right to adopt a position at a later time on other issues.

5. A statement of each question of law the party considers at issue and the party's position on each such issue;

a. None at this time.

6. A statement of each policy question the party considers at issue, the party's position on each such issue, and which of the party's witnesses will address the issue;

None at this time.

7. The FEA have not stipulated to any issues at this time.

8. At this time the FEA have no pending motions or other matters upon which action is requested.

9. At this time the FEA have no requests or claims for confidentiality pending with the Commission.

10. The FEA do not have any objections to any witness's qualifications as an expert.

Dated this 14th day of October 2005.

Respectfully submitted,



CRAIG PAULSON

MAJOR, USAF

Utility Litigation and Negotiation Attorney

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of this pleading has been served by

First Class U.S. Mail this 14th of October 2005 on the following:

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