

Matilda Sanders

**From:** Jacqueline\_Bussey@fpl.com  
**Sent:** Thursday, April 27, 2006 2:18 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Bryan\_Anderson@fpl.com; Katherine Fleming; John\_Hepokoski@fpl.com; Sabrina\_Spradley@fpl.com  
**Subject:** Electronic Filing for Docket No. 060225-EI - FPL's Preliminary List of Issues in Proceeding to Determine Need for West County Energy Center Units 1 and 2 Electrical Power Plan

**Attachments:** Preliminary List of Issues\_4.27.06.doc

CMP \_\_\_\_\_  
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CTR \_\_\_\_\_  
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SGA \_\_\_\_\_  
SEC 1  
OTH \_\_\_\_\_



Preliminary  
List of Issues\_4.

Electronic Filing

a. Person responsible for this electronic filing:

Bryan S. Anderson, Esquire  
Florida Power & Light Company  
700 Universe Blvd.  
Juno Beach, FL 33408  
(561) 304-5253  
bryan\_anderson@fpl.com

b. Docket No. 060225-EI - Petition to Determine Need for West County Units 1 and 2 Electrical Power Plant

c. Document being filed on behalf of Florida Power & Light Company

d. There are a total of 4 pages

e. The document attached for electronic filing is Florida Power & Light Company's Preliminary List of Issues in Proceeding to Determine Need for West County Energy Center Units 1 and 2 Electrical Power Plant

(See attached file: Preliminary List of Issues\_4.27.06.doc)

Thank you for your consideration and assistance to this request.

Jacki Bussey, Legal Asst.  
to Bryan S. Anderson, Esquire  
Law Department  
561-691-7120  
email: Jacqueline\_Bussey@fpl.com

**ORIGINAL**

**BEFORE THE PUBLIC SERVICE COMMISSION**

|  |   |                       |
|--|---|-----------------------|
| In re: Florida Power & Light Company's       | ) | Docket No. 060225-EI  |
| Petition to Determine Need for West County   | ) |                       |
| Energy Center Units 1 and 2 Electrical Power | ) | Dated: April 27, 2006 |
| Plant  | ) |                       |
| _____  | ) |                       |

**FLORIDA POWER & LIGHT COMPANY'S  
PRELIMINARY LIST OF ISSUES IN PROCEEDING TO  
DETERMINE NEED FOR WEST COUNTY ENERGY CENTER  
UNITS 1 AND 2 ELECTRICAL POWER PLANT**

Pursuant to the Order Establishing Procedure in the above-referenced docket, Florida Power & Light Company ("FPL" or the "Company") files with the Florida Public Service Commission (the "PSC" or the "Commission") its proposed issues for determination by the Commission in connection with the proceeding initiated by FPL for an affirmative determination of need for its West County Units 1 and 2 electrical power plant, and states:

1. The list of issues that must be resolved in this proceeding consistent with the Commission's jurisdiction pursuant to Section 403.519, Florida Statutes, and Rule 25-22.082, Florida Administrative Code ("the Bid Rule"), are, in FPL's view, as follows:
  - (a) Has FPL met the requirements of Rule 25-22.082, Florida Administrative Code, "Selection of Generating Capacity"?
  - (b) Is there a need for the proposed West County Unit 1, taking into account the need for electric system reliability and integrity, as the criterion is used in section 403.519, Florida Statutes?

- (c) Is there a need for the proposed West County Unit 2, taking into account the need for electric system reliability and integrity, as the criterion is used in section 403.519, Florida Statutes?
- (d) Is there a need for the proposed West County Unit 1, taking into account the need for adequate electricity at a reasonable cost, as the criterion is used in section 403.519, Florida Statutes?
- (e) Is there a need for the proposed West County Unit 2, taking into account the need for adequate electricity at a reasonable cost, as the criterion is used in section 403.519, Florida Statutes?
- (f) Are there any conservation measures taken by or reasonably available to FPL which might mitigate the need for the proposed West County Unit 1?
- (g) Are there any conservation measures taken by or reasonably available to FPL which might mitigate the need for the proposed West County Unit 2?
- (h) Is the proposed West County Unit 1 the most cost-effective alternative available, as this criterion is used in section 403.519, Florida Statutes?
- (i) Is the proposed West County Unit 2 the most cost-effective alternative available, as this criterion is used in section 403.519, Florida Statutes?
- (j) Based on the resolution of the foregoing issues, should the Commission grant FPL's petition to determine the need for proposed West County Unit 1?
- (k) Based on the resolution of the foregoing issues, should the Commission grant FPL's petition to determine the need for proposed West County Unit 2?

(l) If an affirmative determination of need is granted, should FPL be required to annually report the budgeted and actual cost compared to the estimated total in-service cost of the proposed West County Units 1 and 2?

(m) Should this docket be closed?

**WHEREFORE**, FPL submits that its proposed preliminary issues listed in paragraph 1 above conform to the statutory and rule criteria, comply with the Commission's Notice of Hearing and Prehearing Conference in this docket and are the proper issues for resolution of this case.

Respectfully submitted this 27th day of April, 2006.

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Bryan S. Anderson, Senior Attorney  
Natalie F. Smith, Esq.  
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Attorneys for Florida Power & Light  
Company

By: /s/ Bryan S. Anderson, Esq.  
BRYAN S. ANDERSON, ESQ.  
Authorized House Counsel #219511

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic mail and United States Mail on the 27th day of April, 2006, to the following:

Katherine E. Fleming, Senior Attorney  
Florida Public Service Commission  
Division of Legal Services  
Gerald L. Gunter Building  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

By: /s/ Bryan S. Anderson  
Bryan S. Anderson  
Authorized House Counsel #219511