

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 060002-EG

In the Matter of

ENERGY CONSERVATION COST
RECOVERY CLAUSE.



ELECTRONIC VERSIONS OF THIS TRANSCRIPT ARE
A CONVENIENCE COPY ONLY AND ARE NOT
THE OFFICIAL TRANSCRIPT OF THE HEARING,
THE .PDF VERSION INCLUDES PREFILED TESTIMONY.

PROCEEDINGS: PREHEARING

BEFORE: MATTHEW M. CARTER, II
Prehearing Officer

DATE: Monday, October 23, 2006

TIME: Commenced at 9:30 a.m.
Concluded at 12:40 p.m.

PLACE: Betty Easley Conference Center
Room 148
4075 Esplanade Way
Tallahassee, Florida

REPORTED BY: LINDA BOLES, CRR, RPR
Official FPSC Reporter
(850) 413-6734

DOCUMENT NUMBER-DATE

FLORIDA PUBLIC SERVICE COMMISSION

09961 OCT 30 06

FPSC-COMMISSION CLERK

1 APPEARANCES:

2 LEE L. WILLIS, ESQUIRE, and JAMES D. BEASLEY,
3 ESQUIRE, Ausley Law Firm, Post Office Box 391, Tallahassee,
4 32302, appearing on behalf of Tampa Electric Company.

5 JEFFREY STONE, ESQUIRE; RUSSELL BADDERS, ESQUIRE; and
6 STEVEN R. GRIFFIN, ESQUIRE, BEGGS & LANE LAW FIRM, Post Office
7 Box 12950, Pensacola, Florida 32591-2950, appearing on behalf
8 of Gulf Power Company.

9 JOHN W. MCWHIRTER, JR., ESQUIRE, c/o McWhirter Law
10 Firm, 400 North Tampa Street, Suite 2450, Tampa, Florida 33602,
11 appearing on behalf of Florida Industrial Power Users Group.

12 JOHN BUTLER, ESQUIRE; R. WADE LITCHFIELD, ESQUIRE;
13 and NATALIE F. SMITH, ESQUIRE, Florida Power & Light Company,
14 700 Universe Boulevard, Juno Beach, Florida 33408-0420,
15 appearing on behalf of Florida Power & Light Company.

16 NORMAN H. HORTON, JR., ESQUIRE, Messer, Caparello &
17 Self, P.A., Post Office Box 15579, Tallahassee, Florida 32317,
18 appearing on behalf of Florida Public Utilities Company.

19

20

21

22

23

24

25

1 APPEARANCES CONTINUED:

2 CHARLES J. BECK, ESQUIRE; JOSEPH A. MCGLOTHLIN,
3 ESQUIRE; and PATRICIA CHRISTENSEN, ESQUIRE, Office of Public
4 Counsel, c/o The Florida Legislature, 111 W. Madison Street,
5 Room 812, Tallahassee, Florida 32399-1400, appearing on behalf
6 of the Citizens of the State of Florida.

7 JOHN T. BURNETT, Progress Energy Service Co., LLC,
8 Post Office Box 14042, St. Petersburg, Florida 33733-4042,
9 appearing on behalf of Progress Energy Florida, Inc.

10 KATHERINE FLEMING, ESQUIRE, FPSC General Counsel's
11 Office, 2540 Shumard Oak Boulevard, Tallahassee, Florida
12 32399-0850, appearing on behalf of the Commission Staff.

13

14

15

16

17

18

19

20

21

22

23

24

25

P R O C E E D I N G S

1
2 COMMISSIONER CARTER: Let us proceed now to Docket
3 Number 060002, 002-EG. Preliminary matters?

4 MS. FLEMING: Commissioner, I'm not aware of any.
5 Once again, staff and the parties are proposing stipulations on
6 all issues in this docket.

7 COMMISSIONER CARTER: Okay. And we shall proceed
8 accordingly as we have the prior two dockets.

9 Section I.

10 MS. FLEMING: No changes.

11 COMMISSIONER CARTER: Section II.

12 MS. FLEMING: No changes.

13 COMMISSIONER CARTER: Section III.

14 MS. FLEMING: No changes.

15 COMMISSIONER CARTER: Section IV.

16 MS. FLEMING: No changes.

17 COMMISSIONER CARTER: Section V.

18 MS. FLEMING: No changes.

19 COMMISSIONER CARTER: Section VI.

20 MS. FLEMING: Once again, Commissioner, since this
21 docket is potentially stipulated, staff will confer with all
22 Commissioners to make sure that witnesses can be excused, and,
23 if so, staff will contact the parties by November 1st.

24 COMMISSIONER CARTER: Excellent. Section VII.

25 MS. FLEMING: No changes.

1 COMMISSIONER CARTER: Section VIII.

2 MS. FLEMING: No changes.

3 COMMISSIONER CARTER: Section IX. Section IX.

4 MS. FLEMING: No changes.

5 COMMISSIONER CARTER: Section X.

6 MS. FLEMING: Staff would just point out that there
7 are proposed stipulations on all issues, noting that OPC and
8 FIPUG have taken no positions on all the issues.

9 COMMISSIONER CARTER: Mr. Beck.

10 MR. BECK: That's correct, Commissioner.

11 COMMISSIONER CARTER: Okay. Section XI.

12 MS. FLEMING: No changes.

13 COMMISSIONER CARTER: Section XII.

14 MS. FLEMING: No changes.

15 COMMISSIONER CARTER: Section XIII.

16 MS. FLEMING: No changes.

17 COMMISSIONER CARTER: Section XIV.

18 MS. FLEMING: Staff requests if any, if there are any
19 opening statements, that they should be limited to ten minutes
20 per party.

21 COMMISSIONER CARTER: Okay. We've gone through each
22 one of the sections again. Parties, are there any corrections,
23 revisions consistent with -- okay. Any other matters?

24 MR. BUTLER: Excuse me, Commissioner Carter.

25 COMMISSIONER CARTER: Yes, sir.

1 MR. BUTLER: I'm sorry. I would just note on, excuse
2 me, the first page to add my name in the appearances for
3 Florida Power & Light Company.

4 MS. FLEMING: It's already taken care of.

5 MR. BUTLER: Thank you.

6 COMMISSIONER CARTER: Good deal.

7 MS. FLEMING: Thank you.

8 COMMISSIONER CARTER: Okay. Any other matters? Hold
9 up, staff. Any other matters for any other parties?
10 Staff, any other matters?

11 MS. FLEMING: No, none that I'm aware of.

12 COMMISSIONER CARTER: Okay. That completes the
13 action on 060002-EG.

14 I want to take a quick five-minute break before we
15 proceed further.

16 (Recess taken.)

17 (Prehearing Conference on Docket 060002-EG
18 concluded.)

19

20

21

22

23

24

25

1 STATE OF FLORIDA)
2 COUNTY OF LEON)

CERTIFICATE OF REPORTER


3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

I, LINDA BOLES, CRR, RPR, Official Commission Reporter, do hereby certify that the foregoing proceeding was heard at the time and place herein stated.

IT IS FURTHER CERTIFIED that I stenographically reported the said proceedings; that the same has been transcribed under my direct supervision; and that this transcript constitutes a true transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative, employee, attorney or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorneys or counsel connected with the action, nor am I financially interested in the action.

DATED THIS 30TH DAY OF OCTOBER, 2006.


LINDA BOLES, CRR, RPR
FPSC Official Commission Reporter
(850) 413-6734