

ORIGINAL

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Sent: Monday, December 18, 2006 3:23 PM
To: Filings@psc.state.fl.us; Buck Oven; CHRISTENSEN.PATTY; James Walls; Joe McGlothlin; John Burnett; John McWhirter; Lisa Bennett; Mike Twomey; Paul Lewis; Scheffel Wright; Shaw Stiller
Subject: Filing: 060642 Prehearing Statement
Attachments: 060642 Prehearing Statement.DOC1.DOC

On behalf of Patricia A. Christensen, Office of Public Counsel
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1. In re: PEF's Petition for Determination of Need for Expansion of an Electrical Power Plant, for Exemption from Rule 25-22.082, F.A.C., and for Cost Recovery through the Fuel Clause
2. Attached for filing on behalf of Office of Public Counsel is OPC's Prehearing Statement
3. There are a total of four (4) pages for filing

Phyllis W. Davis

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DOCUMENT NUMBER-DATE

11534 DEC 18 06

12/18/2006

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: PEF's Petition for Determination)
of Need for Expansion of an Electrical)
Power Plant, for Exemption from Rule)
25-22.082, F.A.C., and for Cost Recovery)
through the Fuel Clause)
_____)

Docket No.: 060642-EI

Filed: December 18, 2006

PREHEARING STATEMENT OF THE OFFICE OF PUBLIC COUNSEL

The Citizens of the State of Florida, through the Office of Public Counsel, pursuant to the Order Establishing Procedure to be issued in this docket, hereby submits this Prehearing Statement.

APPEARANCES:

PATRICIA A. CHRISTENSEN, Esquire
Associate Public Counsel
JOSEPH A. MCGLOTHLIN, Esquire
Associate Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, Florida 32399-1400
On behalf of the Citizens of the State of Florida.

A. WITNESSES:

None.

B. EXHIBITS:

None.

C. STATEMENT OF BASIC POSITION

None.

D. STATEMENT OF ISSUES AND POSITIONS:

ISSUE 1: Should the Commission grant PEF's request for an exemption from the requirements of the Bid Rule, Rule 25-22.082?

No position at this time.

ISSUE 2: Is there a need for the proposed CR3 Uprate, taking into account the need for electric system reliability and integrity, as this criterion is used in Section 403.519?

No position at this time.

ISSUE 3: Is there a need for the proposed CR3 Uprate, taking into account the need for adequate electricity at a reasonable cost, as this criterion is used in Section 403.519?

No position at this time.

ISSUE 4: Is there a need for the proposed CR3 Uprate, taking into account the need for fuel diversity and supply reliability, as this criterion is used in Section 403.519?

No position at this time.

ISSUE 5: Are there any conservative measures taken by or reasonably available to PEF which might mitigate the need for the proposed CR3 Uprate?

No position at this time.

ISSUE 6: Is the CR3 Uprate Project the most cost-effective alternative available, as this criterion is used in Section 403.519?

No position at this time.

ISSUE 7: Based on the resolution of the foregoing issues, should the Commission grant PEF's Petition to determine the need for the proposed CR3 Uprate?

No position at this time.

ISSUE 8: Should this docket be closed?

No position at this time.

E. STIPULATED ISSUES.

None at this time.

F. PENDING MOTIONS.

OPC does not seek action on any pending motions at this time.

G. REQUESTS FOR CONFIDENTIAL CLASSIFICATION.

None at this time.

H. REQUIREMENTS OF PREHEARING ORDER THAT CANNOT BE MET.

There are no requirements of the Order Establishing Procedure with which the Office of Public counsel cannot comply.

Respectfully submitted this 18th day of December, 2006.

s/Patricia A. Christensen
Patricia A. Christensen
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DOCKET NO. 060642-EI
CERTIFICATE OF SERVICE

I, HEREBY CERTIFY that a true and correct copy of the Office of Public Prehearing Statement has been furnished by electronic mail and U.S. Mail on this 18th day of December, 2006, to the following:

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