

Ruth Nettles

From: Minimushomines@aol.com
Sent: Tuesday, January 29, 2008 5:05 PM
To: Filings@psc.state.fl.us; wade_litchfield@fpl.com; charles.gauthier@dca.state.fl.us; Mike.Halpin@dep.state.fl.us; Charles Beck; Ken Hoffman; Alliance4CleanFl@aol.com; Jennifer Brubaker; Caroline Klancke; Katherine Fleming; zeasterling@ouc.com; ryoung@yvlaw.net; fred.bryant@fmpa.com; jody.lamar.finklea@fmpa.com; vkaufman@asglegal.com
Subject: Docket No. 070650 Krasowski Motion for Recondieration
Attachments: motion for reconsideration.doc

In accordance with the electronic filing procedures of the Florida Public Service Commission, the Krasowskis make the following filing.

The name, address, telephone number and email of the person responsible for the filing is:

Bob Krasowski
 1086 Michigan Avenue
 Naples, Florida 34103
 239-963-6285
 Minimushomines@aol.com

This filing is made in Docket No. 070650-EI, In re: Petition to Determine Need for Turkey Point Nuclear Units 6 and 7 Electrical Power Plant, by Florida Power & Light Company

The document is filed on behalf of Jan and Bob Krasowski

The total number of pages in the document is 5.

The attached document is Krasowskis' Motion for Reconsideration.

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BEFORE THE PUBLIC SERVICE COMMISSION

IN RE: Petition to determine need for Turkey
Point Nuclear Units 6 and 7 electrical power
Plant, by Florida Power and Light Company

Docket No. 070650-E1
Filed: January 29, 2008

**JAN AND BOB KRASOWSKI,
MOTION FOR RECONSIDERATION**

Pursuant to Rule 25-22.0376, Florida Administrative Code, Jan and Bob Krasowski, representing themselves, pro se, file this Motion for Reconsideration of the Prehearing Officers acceptance of Florida Power and Lights Needs Determination Petition for the FP&L Turkey Point 6 & 7 nuclear power project. We say, said Petition, assigned Docket 070650, does not comply with the requirements of 25-22.081 F.A.C. which includes 25-22.081 F.A.C. (2) (d) the requirement of, "A summary of any discussion with other electric utilities regarding ownership of a portion of the plant by such electric utilities".

INTRODUCTION

Jan and Bob Krasowski are intervenors in this Docket, 070650.

They are customers of Florida Power and Light. The Krasowski have been active over the past twenty five years with their efforts to address the issue of resource protection, management and efficiency. These Krasowski's efforts have been local to Collier County Florida, regional to Southwest Florida and State-wide through Tallahassee. Energy policy strategies and environmental issues relevant to energy policy and practices have been at the core of their activities. To the extent that the proposed Turkey Point Nuclear Units 6 and 7 affects local, regional or state energy policy and rates for electrical power, the interests of Jan and Bob Krasowski are affected.

PROCEDURAL BACKGROUND

On October 16 2007, Florida Power & Light (FP&L) filed a Petition for a Determination of Need for two nuclear fueled generating units, Turkey Point 6 & 7.

On October 30, 2007, the Pre-hearing Officer Commissioner accepted Florida Power and Lights petition and published The Order Establishing Procedure, PSC- 07 -0869-PCO-EI.

On December 3, 2007, Bob and Jan Krasowski petitioned to intervene and on December 28, 2007 were granted intervenor status.

On January 14, 2008, at the pre-hearing conference Commissioner Skop granted intervenor Status to the utilities requesting intervention, the utilities interventions related mostly to the issue of co-ownership but also took issue with the FP&L Determination of Need Petition and its completeness regarding the requirements of 25-22.081 (2) (d).

Discussions between FP&L and some of the utilities continued in informal sessions with the PSC legal Staff culminating in a conference between staff, FP&L and intervening parties yesterday, January 28th 2008. It was then that it became apparent to us that previous discussions on co-ownership had occurred in a much more substantial way than identified in the FP&L petition document in which FP&L chose not to provide a summary of the discussions FP&L had had with other utilities on the issue of co-ownership of the Turkey Point Proposed project, not meeting the requirement of 25-22.081 FAC.

STANDARD FOR RECONSIDERATION

The standard for a motion for reconsideration is whether the motion identifies a point of law or a fact which the Pre-hearing Officer overlooked or failed to consider.

ARGUMENT

The pre-hearing officer's acceptance of FPL's Petition for a Determination of Need should be rescinded or disallowed based on the fact that the petition lacks the required summary identified in Rule 25-22.081(2) (d) F.A.C.

We contend FPL must provide complete documentation as required by law and rule. That by not submitting a complete application, intervenors and the PSC and staff are left with incomplete information which is needed to asses the value of their proposal.

It is our contention that the summary information that was not included impacts every issue identified in this docket.

It is our contention that the lack of this information, that would have identified who, what when, where and why inhibits the notification of customers and or members of the utilities involved from being aware of their opportunities or vulnerabilities in this docket.

CONCLUSION

The core issues being addressed in this docket require complex analysis by all parties to determine what action should or should not be taken. All information required of the petitioner by law must be provided so that each issue can be considered in relation to that information. The failure of FPL to provide the summary required by 25-22.081 F.A.C. prevents a comprehensive analysis of the variables required for making an assessment the Turkey Point 6&7 Nuclear Project, for intervenors and for potentially affected Florida residents in general.

WHEREFORE

With this motion we request that the action accepting FPL Needs Determination Petition for Turkey Point 6&7 be reconsidered and that FPL be required to resubmit an application that meets all legal informational requirements.

Respectfully submitted this 29th day of January, 2008

S/ Jan M. Krasowski

S/Bob Krasowski
1086 Michigan Avenue
Naples, Florida 34103
Minimushomines@aol.com

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished electronically this 29th day of January, 2008, to the following:

Katherine E. Fleming
Senior Attorney
Florida Public Service Commission
Gerald L. Gunter Building
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Charles J. Beck, Deputy Public Counsel
Office of the Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400

Frederick M. Bryant
Jody Lamar Finklea
Daniel B. O'Hagan
Attorneys for Florida Municipal Power Agency
and Florida Municipal Electric Association
P.O. Box 3209
Tallahassee, FL 32315-3209

Kenneth P. Ksionek
Zoila P. Easterling
Orlando Utilities Commission
500 South Orange Avenue
Orlando, FL 32801

Roger Fontes
Florida Municipal Power Agency
8553 Commodity Circle
Orlando, FL 32819

Bob Krasowski
1086 Michigan Avenue
Naples, FL 34103-3857
On Behalf of Jan M. Krasowski and Bob
Krasowski

Roy C. Young
Young van Assenderp, P.A.
225 South Adams Street, Suite 200
Tallahassee, FL 32301
Attorney for Orlando Utilities Commission

William T. Miller
Miller, Balis & O'Neil, P.A.
1140 19th St., N.W., Suite 700
Washington, DC 20036
Attorney for Seminole Electric Cooperative,
Inc.

Vicki Gordon Kaufman
Anchors Smith Grimsley
118 North Gadsden Street
Tallahassee, FL 32301
Attorney for Seminole Electric Cooperative,
Inc.

Barry Moline
Florida Municipal Electric Association
P.O. Box 10114
Tallahassee, FL 32302-2114

James A. Dickenson
P.G. Para
JEA
21 West Church Street
Jacksonville, FL 32202

R. Wade Litchfield, Vice President and
Associate General Counsel

Mitchell S. Ross

John T. Butler

Bryan S. Anderson

Antonio Fernandez

Jessica A. Cano

Florida Power & Light Company

700 Universe Boulevard

Juno Beach, Florida 33408-0420

Stephen Huntoon

Florida Power & Light Company

801 Pennsylvania Avenue, Suite 220

Washington, D.C. 20004

Kenneth A. Hoffman

Rutledge, Ecenia, Purnell & Hoffman, P.A.

215 South Monroe Street, Suite 420

P. O. Box 551

Tallahassee, FL 32302-0551