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February 15, 2008

VIA HAND DELIVERY

Ann Cole
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0800

RECEIVED-FPSC
08 FEB 15 PM 3:35
COMMISSION
CLERK

Re: Docket No. 070650-EI

Dear Ms. Cole:

Attached please find the original and seven copies of JEA's Post Hearing Statement of Issues and Positions. Also attached is a copy to be stamped and returned to our office.

Should you have questions or need any additional information, please contact me. Thank you for your assistance in this matter.

Very truly yours,



Suzanne Brownless
Attorney for JEA.

CMP _____

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OTH _____

DOCUMENT NUMBER-DATE

01217 FEB 15 08

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to determine need for Turkey
Point Nuclear Units 6 and 7 electrical power
plants, by Florida Power & Light Company.

DOCKET NO. 070650-EI
FILED: February 15, 2008

JEA'S POST-HEARING STATEMENT OF ISSUES AND POSITIONS

JEA, by and through its undersigned attorneys, pursuant to Prehearing Order No. PSC-08-0050-
PHO-EI, issued on January 24, 2008, hereby files this Post-Hearing Statement of Issues and Positions and
states as follows:

BASIC POSITION

The Commission should grant Florida Power & Light Company's need determination for the
Turkey Point Units 6 and 7.

STATEMENT OF ISSUES AND POSITIONS

- ISSUE 1: Is there a need for the proposed generating units, taking into account the need for electric system reliability and integrity, as this criterion is used in § 403.519(4), Florida Statutes?
- JEA Position: *Yes. FPL has projected a need for either 6,156 MW of new capacity (power plant construction or purchased power) or approximately 5,130 MW of new DSM to meet its 20% reserve margin requirements by 2020. Turkey Point Units 6 and 7 will supply 2,200 to 3,040 MW of this needed capacity.*
- ISSUE 2: Is there a need for the proposed generating units, taking into account the need for fuel diversity, as this criterion is used in § 403.519(4), Florida Statutes?
- JEA Position: *Yes. With the addition of Turkey Point Units 6 and 7, it is projected that FPL's system will supply approximately 27% of its energy with nuclear, 65% with natural gas and 7% with coal/petroleum coke. If natural gas is used to meet FPL's 2018-2020 capacity needs, the percentage of natural gas on FPL's system will increase to approximately 75% in 2021 while nuclear fuel decreased to approximately 16%.*
- ISSUE 3: Is there a need for the proposed generating units, taking into account the need for base-load generating capacity, as this criterion is used in § 403.519(4)?
- JEA Position: *Yes. Turkey Point Units 6 and 7 are baseload units designed to be available continuously.*

DOCUMENT NUMBER DATE

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FPSC-COMMISSION CLERK

ISSUE 4: Is there a need for the proposed generating units, taking into account the need for adequate electricity at a reasonable cost, as this criterion is used in § 403.519(4), Florida Statutes?

JEA Position: *Yes. FPL has adequately evaluated alternative technologies under a variety of fuel price and air emission compliance cost scenarios and determined that the Turkey Point Units 6 and 7 can meet its identified capacity needs at a reasonable cost.*

ISSUE 5: Are there any renewable energy sources and technologies or conservation measures taken by or reasonably available to Florida Power & Light Company which might mitigate the need for the proposed generating units?

JEA Position: *No. Even if renewable resources and conservation were achieved at levels greater than projected, FPL would still need Turkey Point Units 6 and 7.*

ISSUE 6: Will the proposed generating units provide the most cost-effective source of power, as this criterion is used in § 403.519(4), Florida Statutes?

JEA Position: *Yes. FPL has adequately evaluated alternative technologies under a variety of fuel price and air emission compliance cost scenarios and determined that the Turkey Point Units 6 and 7 is the most cost-effective alternative available to meet its identified capacity needs in the 2018-2020 period.*

ISSUE 7: Does Florida Power & Light Company's nuclear power plant petition contain a summary of any discussions with other electric utilities regarding ownership of a portion of the plant by such utilities consistent with the requirements of § 403.519(4)(a)5, Florida Statutes, and Rule 25-22.081, F.A.C.?

JEA Position: *Yes. JEA, Florida Municipal Electric Association, Florida Municipal Power Association, Orlando Utilities Commission and Seminole Electric and Florida Power & Light Company have entered into a stipulation on this issue which was admitted into the record as Exhibit 94 and voted on and approved by the full Commission on the first day of hearing, January 14, 2008. [T. 45-8, 55-6] JEA hereby reaffirms its agreement to the stipulation as stated in Exhibit 94 and requests that this stipulation be included in its entirety in the final order and that notation be made that it was approved by the Commission.*

ISSUE 8: Based on the resolution of the foregoing issues, should the Commission grant Florida Power & Light Company's petition to determine need for the proposed generating units?

JEA Position: *Yes.*

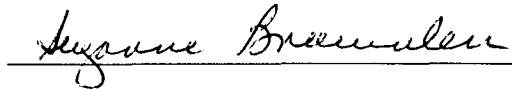
ISSUE 9: If the Commission grants Florida Power & Light Company's petition to determine need for the proposed generating units, should FPL commit, prior to the completion of the Rule 25-6.0423 cost recovery proceeding in 2008 (the "2008 NPPCR Proceeding"), to make advance forging reservation payments of approximately \$16 million to Japan Steel Works in order to preserve the potential for 2018-2020 in-service dates for the proposed generating units?

JEA Position: *No position.*

ISSUE 10: Should this docket be closed?

JEA Position: *This docket should be closed once any timely motions for reconsideration of the need determination final order issued in this docket have been ruled upon.*

Respectfully submitted this 15th day of February, 2008 by:



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been provided by U.S. Mail and electronic mail(*), this 15th day of February, 2008 to the following:

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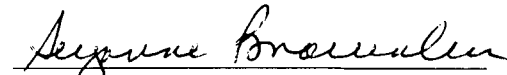
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c: FPLcert