

Ruth Nettles

From: Tibbetts, Arlene [Arlene.Tibbetts@pgnmail.com]
Sent: Thursday, April 17, 2008 3:09 PM
To: Filings@psc.state.fl.us
Cc: Katherine Fleming; burgess.steve@leg.state.fl.us; charles.gauthier@dca.state.fl.us; mike.Halpin@dep.state.fl.us; jbrew@bbrslaw.com; kstorain@potashcorp.com; Ljacobs50@comcast.net; mwalls@carltonfields.com; Triplett, Dianne
Subject: Docket 080148-EI Filing: PEF's Response to White Springs First Request for Admissions (Nos. 1-5)
Attachments: Response to PCS 1st RFA.pdf

This electronic filing is made by:

John Burnett
P.O. Box 14042
St. Petersburg, FL 33733
727-820-5582
John.Burnett@pgnmail.com

Docket 080148-EI

In re: Petition for Determination of Need for Levy Units 1 and 2 Nuclear Power Plants by PEF

On behalf of Progress Energy Florida

Consisting of 4 pages

The attached document for filing is PEF's Responses to White Springs' First Request for Admissions (Nos. 1-5)

<<Response to PCS 1st RFA.pdf>>

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for determination of need
for Levy Units 1 and 2 nuclear power plants,
by Progress Energy Florida, Inc.

Docket No. 080148-EI

Submitted for Filing: April 17, 2008

**PROGRESS ENERGY FLORIDA'S RESPONSES TO
WHITE SPRINGS' FIRST REQUEST FOR ADMISSIONS (NOS. 1-5)**

Progress Energy Florida, Inc. ("PEF"), responds to White Springs Agricultural
Chemicals, Inc. d/b/a PCS Phosphate – White Springs' ("White Springs") First Request for
Admissions to PEF (Nos. 1-5), as follows:

REQUEST FOR ADMISSIONS

1. PEF anticipates that the ultimate costs of Levy units 1 and 2 will exceed the non-binding cost estimates contained in the petition if project delays are encountered due to any of the risk factors described in its petition and testimony.

ANSWER: PEF can neither admit nor deny that the ultimate costs of Levy units 1 and 2 will exceed the non-binding cost estimates contained in the petition and testimony if project delays are encountered due to any of the risk factors described in its petition and testimony because the request requires knowledge of future events and circumstances that have not yet occurred in order to answer it. PEF admits that the ultimate costs of Levy units 1 and 2 may exceed the non-binding cost estimates if project delays are encountered for any of the reasons PEF has specifically identified, or for reasons not specifically identified in the petition and testimony, but PEF cannot say whether the ultimate costs will be higher or lower than the non-binding cost estimates without knowing the nature and extent of the delay or delays, whether the delay or delays do indeed result in higher or additional costs, whether there will be any countervailing circumstances that offset or mitigate the delay or resulting costs if any, whether there will be reductions in costs in other areas, or whether some third party entity assumes or shares in the costs caused by any delay, among other factors that may affect the ultimate costs of Levy Units 1 and 2.

DOCUMENT NUMBER-DATE

03057 APR 17 08

FPSC-COMMISSION CLERK

2. No Westinghouse AP1000 units have been constructed and entered into commercial service anywhere in the world.

ANSWER: As of the date of the answer to this request, PEF admits that no Westinghouse AP1000 unit has been constructed and entered into commercial service anywhere in the world, but China has selected the Westinghouse AP1000 design for at least three Westinghouse AP1000 units for commercial operation as early as 2013 to 2015, therefore, before Levy Units 1 and 2 are constructed and enter into commercial operation there likely will be a Westinghouse AP1000 unit that has been constructed and entered into commercial operation.

3. There is no established operating performance history for an AP 1000 nuclear plant system because none currently exist.

ANSWER: As of the date of the answer to this request, PEF admits that there is no established operating performance history for an AP1000 nuclear plant because no Westinghouse AP1000 unit has been constructed and entered into commercial service, but China has selected the Westinghouse AP1000 design for at least three Westinghouse AP1000 units for commercial operation as early as 2013 to 2015, therefore, before Levy Units 1 and 2 are constructed and enter into commercial operation there likely will be operating performance history for a Westinghouse AP1000 unit.

4. There is no established construction cost history for an AP 1000 nuclear plant system because none currently exist.

ANSWER: As of the date of the answer to this request, PEF admits that there is no established construction cost history for an AP1000 nuclear plant because no Westinghouse AP1000 unit has been constructed, but China has selected the Westinghouse AP1000 design for at least three Westinghouse AP1000 units for commercial operation as early as 2013 to 2015, therefore, before Levy Units 1 and 2 are constructed and enter into commercial operation there likely will be a construction cost history for a Westinghouse AP1000 unit.

5. Westinghouse is engaged in world-wide competition with Areva, General Electric and Hitachi to design and construct new commercial nuclear power plants.

ANSWER: PEF is without knowledge as to whether Westinghouse is engaged in world-wide competition with Areva, General Electric, and Hitachi to design and construct new commercial nuclear power plants because the request is not directed to PEF's business activities or PEF's knowledge of the activities of others in PEF's business but instead is directed to Westinghouse's business activities and the knowledge of the activities of entities in the same business as Westinghouse. PEF admits that Westinghouse, Areva, General Electric, and Hitachi each has a proprietary design for commercial nuclear power plants but PEF is without knowledge as to whether Westinghouse is in fact engaged in "world-wide" competition with Areva, General Electric, and Hitachi and the information necessary to answer this request is, if known at all, known to Westinghouse and is therefore not readily obtainable by PEF.



R. ALEXANDER GLENN

General Counsel - Florida

JOHN T. BURNETT

Associate General Counsel – Florida

PROGRESS ENERGY SERVICE COMPANY, LLC

299 First Avenue North

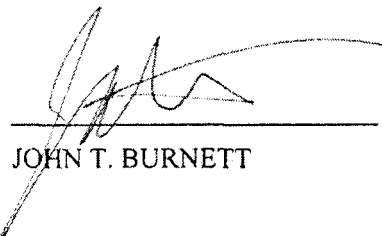
St. Petersburg, FL 33701

Telephone: (727) 820-5184

Facsimile: (727) 820-5519

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished electronically and by U.S. Mail this 17th day of April, 2008 to all parties of record as indicated below.



JOHN T. BURNETT

Katherine Fleming, Esq.
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

James W. Brew
Brickfield, Burchette, Ritts & Stone, P.C.
1025 Thomas Jefferson Street, NW
Eighth Floor, West Tower
Washington, DC 20007-5201

Charles Gauthier
Dept. of Community Affairs
Division of Community Planning
2555 Shumard Oak Blvd.
Tallahassee, FL 32399-2100

E. Leon Jacobs, Jr.
Williams & Jacobs, LLC
1720 S. Gadsden St. MS 14
Suite 201
Tallahassee, FL 32301

Stephen C. Burgess, Esq.
J. R. Kelly, Esq.
Office of Public Counsel
111 W. Madison St., Room 812
Tallahassee, FL 32399

Karin S. Torain
PCS Administration (USA), Inc.
Skokie Boulevard, Suite 400
Northbrook IL 60062

Michael P. Halpin
Dept. of Environmental Protection
Siting Coordination Office
2500 Blairstone Road, MS 48
Tallahassee, FL 32301