

Dorothy Menasco

080317

---

**From:** Dorothy Menasco  
**Sent:** Wednesday, February 03, 2010 2:20 PM  
**To:** Hong Wang  
**Cc:** Ruth Nettles  
**Subject:** RE: Docket 080317

FPSC, CLK - CORRESPONDENCE  
Administrative  Parties Consumer  
DOCUMENT NO. 07410-08  
DISTRIBUTION: \_\_\_\_\_

Yes, thank you. That number has now been confirmed in correspondence and updated in CMS.

Ruth, FYI.

---

**From:** Hong Wang  
**Sent:** Wednesday, February 03, 2010 2:10 PM  
**To:** Dorothy Menasco  
**Subject:** Docket 080317

Dorothy, under "Parties" in Docket 080317, the CMS entry of City of Tampa has their fax number listed as "813-2748127." I am thinking, maybe, it should be 813-274-8127?

2/3/2010

12/22/2009 12:59 PM

Office of Commission Clerk Official Filing

Ruth Nettles

080317

From: Katie Ely on behalf of Records Clerk  
Sent: Monday, December 21, 2009 3:54 PM  
To: Ruth Nettles  
Cc: Dorothy Menasco  
Subject: FW: Change of name in dockets

Interested Person/Parties name change from Record Clerk.

FPSC, CLK - CORRESPONDENCE  
Administrative  Parties Consumer  
DOCUMENT NO. 0741008  
DISTRIBUTION: \_\_\_\_\_

Katie Ely  
Staff Assistant - Office of Commission Clerk Florida Public Service Commission  
850-413-6304

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-----Original Message-----

From: Pat Pottle [mailto:ppottle@ausley.com]  
Sent: Monday, December 21, 2009 3:36 PM  
To: Records Clerk  
Subject: Change of name in dockets

Would you please remove Lee Willis from all FPSC dockets with which he was involved and substitute James D. Beasley in his place.

Thank you for your assistance.

*Dme  
12/22/09  
KUN*

080317  
080409  
080503  
080580

090001  
090002  
090007  
090109  
090146  
090439  
090508

Patricia G. Pottle  
Legal Assistant to James D. Beasley  
Ausley & McMullen  
P. O. Box 391  
Tallahassee, FL 32302  
(850) 425-5486

1. The foregoing is not intended to be a legally binding or legally effective electronic signature.
2. This message is being sent by or on behalf of a lawyer. It is intended exclusively for the individual(s) or entity(ies) to which it is addressed. This message may contain information that is privileged, proprietary,

12/22/2009 12:59 PM

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**Dorothy Menasco**

080317

**From:** Dorothy Menasco  
**Sent:** Wednesday, December 02, 2009 2:01 PM  
**To:** Katherine Fleming; Richard Bellak  
**Cc:** Ruth Nettles  
**Subject:** FW: Vicki Kaufman

FPSC, CLK - CORRESPONDENCE  
 \_\_\_Administrative\_\_\_  Parties \_\_\_Consumer\_\_\_  
 DOCUMENT NO. 07410-08  
 DISTRIBUTION: \_\_\_\_\_

Katherine,

We made the change to the contact information for Vicki Kaufman in the following docket. Please advise if those are all correct.

Richard,

I'm including you on this e-mail because you are listed as the lead attorney on Docket 080317. Ms. Kaufman's e-mail address was changed from [vkaufman@asglaw.com](mailto:vkaufman@asglaw.com) to [vkaufman@kagmlaw.com](mailto:vkaufman@kagmlaw.com).

080413  
 090079  
 090144  
 090145  
 080317  
 080407  
 080408  
 080409  
 080410  
 080411  
 080412

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**From:** Ruth Nettles  
**Sent:** Wednesday, December 02, 2009 12:02 PM  
**To:** Dorothy Menasco  
**Subject:** RE: Vicki Kaufman

Also, 080413 was also changed.

---

**From:** Ruth Nettles  
**Sent:** Wednesday, December 02, 2009 12:01 PM  
**To:** Dorothy Menasco  
**Subject:** RE: Vicki Kaufman

Dorothy, in addition to Dockets 090079, 090144 and 090145, I globally changed the following Dockets to reflect [vkaufman@kagmlaw.com](mailto:vkaufman@kagmlaw.com).

080317  
 080407  
 080408  
 080409  
 080410  
 080411

12/2/2009

080412

Ruth

---

**From:** Dorothy Menasco  
**Sent:** Wednesday, December 02, 2009 11:40 AM  
**To:** Katherine Fleming  
**Cc:** Ruth Nettles  
**Subject:** RE: Vicki Kaufman

Will do! Thank you for the follow-up. I'll let you know if any changes are made in those dockets.

---

**From:** Katherine Fleming  
**Sent:** Wednesday, December 02, 2009 11:38 AM  
**To:** Dorothy Menasco  
**Cc:** Ruth Nettles  
**Subject:** RE: Vicki Kaufman

You may want to check to see if her email address is correct in docket nos. 090079 and 090145. Thanks for all your help!

---

**From:** Dorothy Menasco  
**Sent:** Wednesday, December 02, 2009 11:37 AM  
**To:** Katherine Fleming  
**Cc:** Ruth Nettles  
**Subject:** RE: Vicki Kaufman

Great, thank you for letting us know about the incorrect e-mail address. In looking at the entry, it looks like the e-mail address for Vicki Kaufman in Docket 090144 (according to DN 04557-09) should be [vkaufman@kagmlaw.com](mailto:vkaufman@kagmlaw.com). If you can confirm that the e-mail address is current/correct, I will make that change. Thank you for your help!

---

**From:** Katherine Fleming  
**Sent:** Wednesday, December 02, 2009 8:35 AM  
**To:** Dorothy Menasco  
**Cc:** Ruth Nettles  
**Subject:** FW: Updated filing in Docket No. 090144-EI (Progress Energy Florida, Inc.)

---

**From:** Katherine Fleming  
**Sent:** Wednesday, December 02, 2009 8:35 AM  
**To:** Dorothy Menasco; Ruth Nettles  
**Cc:** Ann Cole  
**Subject:** RE: Vicki Kaufman

I just sent you a separate email with the link that I received. Please let me know if you need anything else!

---

**From:** Dorothy Menasco  
**Sent:** Wednesday, December 02, 2009 8:34 AM  
**To:** Ruth Nettles; Katherine Fleming  
**Cc:** Ann Cole  
**Subject:** RE: Vicki Kaufman

Thank you, Ruth.

12/2/2009

Good morning, Katherine. Can you please advise what docket this is in reference to?

*Dorothy Menasco*  
*Chief Deputy Commission Clerk*  
*Florida Public Service Commission*  
*Office of Commission Clerk*  
*850-413-6770*

---

**From:** Ruth Nettles  
**Sent:** Wednesday, December 02, 2009 8:25 AM  
**To:** Dorothy Menasco  
**Subject:** FW: Vicki Kaufman  
**Importance:** High

Dorothy, FYI.. We need more information. I'll be glad to help if you need me to.

---

**From:** Katherine Fleming  
**Sent:** Tuesday, December 01, 2009 5:03 PM  
**To:** Ann Cole; Kimberley Pena; Ruth Nettles  
**Subject:** Vicki Kaufman  
**Importance:** High

I just received an email notification that something was faxed to Vicki Kaufman and I noticed that her contact information on CMS is incorrect. Her email address is incorrect. Just wanted to let you know.

Thanks.

080317

COMMISSIONERS:  
MATTHEW M. CARTER II, CHAIRMAN  
LISA POLAK EDGAR  
NANCY ARGENZIANO  
NATHAN A. SKOP  
DAVID E. KLEMENT

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

# Public Service Commission

November 4, 2009

Patricia A. Christensen, Esquire  
JR Kelly, Esquire  
Stephen Burgess, Esquire  
Office of Public Counsel  
c/o The Florida Legislature  
111 W. Madison St., Rm 812  
Tallahassee, FL 32399-1400

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input checked="" type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 07410-08		
DISTRIBUTION: _____		

RECEIVED-FPSC  
09 NOV -4 AM 10:54  
COMMISSION  
CLERK

**Re: Supreme Court of Florida Case No. SC09-1723 - Citizens of The State of Florida, Office of Public Counsel, et al. vs. Matthew M. Carter, II, etc., et al. (Docket No. 080317-EI)**

Dear Ms. Christensen, Mr. Kelly, and Mr. Burgess:

Enclosed is the Index to the record on appeal regarding the above-referenced docket. Please review this index for content of the record.

If you have any questions regarding this Index, please feel free to contact me. The record will be filed in the Supreme Court of Florida, on or before January 2, 2010.

Sincerely,

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

- |  |   |
|--|---|
| cc: Cecilia Bradley, Esquire               | Bill McCollum, Esquire                      |
| Vicki Gordon Kaufman, Esquire              | Jon C. Moyle, Esquire                       |
| John W. McWhirter, Jr., Esquire            | Robert Scheffel Wright, Esquire             |
| John T. LaVia, Esquire                     | James Beasley, Esquire                      |
| Lee Willis, Esquire                        | Mike Twomey, Esquire                        |
| Paula Brown                                | Mary Anne Helton, Office of General Counsel |
| Samantha Cibula, Office of General Counsel | Richard Bellak, Office of General Counsel   |

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Public Service Commission

November 4, 2009

Cecilia Bradley, Esquire  
Bill McCollum, Esquire  
Office of the Attorney General  
The Capitol – PL-01  
Tallahassee, FL 32399-1050

**Re: Supreme Court of Florida Case No. SC09-1723 - Citizens of The State of Florida, Office of Public Counsel, et al. vs. Matthew M. Carter, II, etc., et al. (Docket No. 080317-EI)**

Dear Ms. Bradley and Mr. McCollum:

Enclosed is the Index to the record on appeal regarding the above-referenced docket. Please review this index for content of the record.

If you have any questions regarding this Index, please feel free to contact me. The record will be filed in the Supreme Court of Florida, on or before January 2, 2010.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ann Cole".

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

cc: Patricia A. Christensen, Esquire	JR Kelly, Esquire
Stephen Burgess, Esquire	Vicki Gordon Kaufman, Esquire
Jon C. Moyle, Esquire	John W. McWhirter, Jr., Esquire
Robert Scheffel Wright, Esquire	John T. LaVia, Esquire
James Beasley, Esquire	Lee Willis, Esquire
Mike Twomey, Esquire	Paula Brown
Mary Anne Helton, Office of General Counsel	Samantha Cibula, Office of General Counsel
Richard Bellak, Office of General Counsel	



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DAVID E. KLEMENT

STATE OF FLORIDA



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Public Service Commission

November 4, 2009

Vicki Gordon Kaufman, Esquire  
John C. Moyle, Esquire  
Keefe Anchors Gordon & Moyle PA  
118 N Gadsden St.  
Tallahassee, FL 32301

**Re: Supreme Court of Florida Case No. SC09-1723 - Citizens of The State of Florida, Office of Public Counsel, et al. vs. Matthew M. Carter, II, etc., et al. (Docket No. 080317-EI)**

Dear Ms. Kaufman and Mr. Moyle:

Enclosed is the Index to the record on appeal regarding the above-referenced docket. Please review this index for content of the record.

If you have any questions regarding this Index, please feel free to contact me. The record will be filed in the Supreme Court of Florida, on or before January 2, 2010.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ann Cole".

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

cc: Patricia A. Christensen, Esquire  
Stephen Burgess, Esquire  
Bill McCollum, Esquire  
Robert Scheffel Wright, Esquire  
James Beasley, Esquire  
Mike Twomey, Esquire  
Mary Anne Helton, Office of General Counsel  
Richard Bellak, Office of General Counsel  
JR Kelly, Esquire  
Cecilia Bradley, Esquire  
John W. McWhirter, Jr., Esquire  
John T. LaVia, Esquire  
Lee Willis, Esquire  
Paula Brown  
Samantha Cibula, Office of General Counsel

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Public Service Commission

November 4, 2009

John W. McWhirter, Esquire  
McWhirter Law Firm  
PO Box 3350  
Tampa, FL 33601

**Re: Supreme Court of Florida Case No. SC09-1723 - Citizens of The State of Florida, Office of Public Counsel, et al. vs. Matthew M. Carter, II, etc., et al. (Docket No. 080317-EI)**

Dear Mr. McWhirter:

Enclosed is the Index to the record on appeal regarding the above-referenced docket. Please review this index for content of the record.

If you have any questions regarding this Index, please feel free to contact me. The record will be filed in the Supreme Court of Florida, on or before January 2, 2010.

Sincerely,

A handwritten signature in black ink, appearing to read "Ann Cole".

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

cc: Patricia A. Christensen, Esquire  
Stephen Burgess, Esquire  
Bill McCollum, Esquire  
Jon C. Moyle, Esquire  
John T. LaVia, Esquire  
Lee Willis, Esquire  
Paula Brown  
Samantha Cibula, Office of General Counsel

JR Kelly, Esquire  
Cecilia Bradley, Esquire  
Vicki Gordon Kaufman, Esquire  
Robert Scheffel Wright, Esquire  
James Beasley, Esquire  
Mike Twomey, Esquire  
Mary Anne Helton, Office of General Counsel  
Richard Bellak, Office of General Counsel

STATE OF FLORIDA

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Public Service Commission

November 4, 2009

Robert Scheffel Wright, Esquire  
John T. LaVia, Esquire  
Young Law Firm  
225 S Adams St., Ste. 200  
Tallahassee, FL 32301

**Re: Supreme Court of Florida Case No. SC09-1723 - Citizens of The State of Florida, Office of Public Counsel, et al. vs. Matthew M. Carter, II, etc., et al. (Docket No. 080317-EI)**

Dear Sirs:

Enclosed is the Index to the record on appeal regarding the above-referenced docket. Please review this index for content of the record.

If you have any questions regarding this Index, please feel free to contact me. The record will be filed in the Supreme Court of Florida, on or before January 2, 2010.

Sincerely,

A handwritten signature in cursive script that reads "Ann Cole".

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

cc: Patricia A. Christensen, Esquire  
Stephen Burgess, Esquire  
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James Beasley, Esquire  
Mike Twomey, Esquire  
Mary Anne Helton, Office of General Counsel  
Richard Bellak, Office of General Counsel  
JR Kelly, Esquire  
Cecilia Bradley, Esquire  
Vicki Gordon Kaufman, Esquire  
John W. McWhirter, Esquire  
Lee Willis, Esquire  
Paula Brown  
Samantha Cibula, Office of General Counsel

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NATHAN A. SKOP  
DAVID E. KLEMENT

STATE OF FLORIDA



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Public Service Commission

November 4, 2009

James Beasley, Esquire  
Lee Willis, Esquire  
Ausley Law Firm  
PO Box 391  
Tallahassee, FL 32302

**Re: Supreme Court of Florida Case No. SC09-1723 - Citizens of The State of Florida, Office of Public Counsel, et al. vs. Matthew M. Carter, II, etc., et al. (Docket No. 080317-EI)**

Dear Sirs:

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If you have any questions regarding this Index, please feel free to contact me. The record will be filed in the Supreme Court of Florida, on or before January 2, 2010.

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Ann Cole  
Commission Clerk

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cc: Patricia A. Christensen, Esquire  
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Robert Scheffel Wright, Esquire  
Mike Twomey, Esquire  
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Richard Bellak, Office of General Counsel  
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Cecilia Bradley, Esquire  
Vicki Gordon Kaufman, Esquire  
John W. McWhirter, Esquire  
John T. LaVia, Esquire  
Paula Brown  
Samantha Cibula, Office of General Counsel

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DAVID E. KLEMENT

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# Public Service Commission

November 4, 2009

Paula Brown  
Tampa Electric Company  
PO Box 111  
Tampa, FL 33602

**Re: Supreme Court of Florida Case No. SC09-1723 - Citizens of The State of Florida, Office of Public Counsel, et al. vs. Matthew M. Carter, II, etc., et al. (Docket No. 080317-EI)**

Dear Ms. Brown:

Enclosed is the Index to the record on appeal regarding the above-referenced docket. Please review this index for content of the record.

If you have any questions regarding this Index, please feel free to contact me. The record will be filed in the Supreme Court of Florida, on or before January 2, 2010.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ann Cole".

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

cc: Patricia A. Christensen, Esquire  
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Bill McCollum, Esquire  
Jon C. Moyle, Esquire  
Robert Scheffel Wright, Esquire  
James Beasley, Esquire  
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Lee Willis, Esquire  
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Richard Bellak, Office of General Counsel

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Public Service Commission

November 4, 2009

Mike Twomey, Esquire  
AARP  
PO Box 5256  
Tallahassee, FL 32314-5256

**Re: Supreme Court of Florida Case No. SC09-1723 - Citizens of The State of Florida, Office of Public Counsel, et al. vs. Matthew M. Carter, II, etc., et al. (Docket No. 080317-EI)**

Dear Mr. Twomey:

Enclosed is the Index to the record on appeal regarding the above-referenced docket. Please review this index for content of the record.

If you have any questions regarding this Index, please feel free to contact me. The record will be filed in the Supreme Court of Florida, on or before January 2, 2010.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ann Cole".

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

cc: Patricia A. Christensen, Esquire  
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John W. McWhirter, Esquire  
John T. LaVia, Esquire  
Lee Willis, Esquire  
Mary Anne Helton, Office of General Counsel  
Richard Bellak, Office of General Counsel

**I N D E X (BY DATE)**

**PSC DOCKET NO. 080317-EI**

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**I N D E X (BY DATE)**

**PSC DOCKET NO. 080317-EI**

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04/30/09	Final Order PSC-09-0283-FOF-EI granting in part and denying in part TECO's petition for rate increase. .... 6151-6190

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Keefe, Anchors  
Gordon & Moyle

RECEIVED-FPSC

09 JAN 16 AM 9:37

COMMISSION  
CLERK

January 15, 2009

09 JAN 16 11:08:28

080317

Ms. Ann Cole, Clerk  
Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

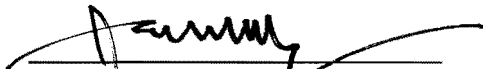
Re: 080193-EQ, 080503-EI, 080317-EI, 060614-TC, 000121A-TP, 080159-TP, 080641-TP,  
060644-TL 070235-EQ ✓ 080278-TL ✓ 080271-EI ✓

Dear Ms. Cole:

Please take notice that, effective January 1, 2009, the ASG Litigation Group has changed its name and henceforth will be known as Keefe, Anchors, Gordon & Moyle. The address and phone number will remain the same.

Accordingly, attorneys Vicki Gordon Kaufman and Jon C. Moyle, Jr. will be practicing with the law firm of Keefe, Anchors, Gordon & Moyle. Ms. Kaufman's new email address is [vkaufman@kagmlaw.com](mailto:vkaufman@kagmlaw.com), and Mr. Moyle's new email address is [jmoyle@kagmlaw.com](mailto:jmoyle@kagmlaw.com).

Please change your records accordingly. Thank you for your assistance.

  
Jon C. Moyle, Jr., Esquire  
Florida Bar No.: 727016  
Keefe, Anchors, Gordon & Moyle  
The Perkins House  
118 North Gadsden Street  
Tallahassee, Florida 32301  
Telephone: (850) 681-3828  
Facsimile: (850) 681-8788

  
Vicki Gordon Kaufman, Esquire  
Florida Bar No.: 286672  
Keefe, Anchors, Gordon & Moyle  
The Perkins House  
118 North Gadsden Street  
Tallahassee, Florida 32301  
Telephone: (850) 681-3828  
Facsimile: (850) 681-8788

cc: Parties of Record

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 07410-08  
DISTRIBUTION: \_\_\_\_\_

850.681.3828  
850.681.8788 fax  
118 N. Gadsden Street  
Tallahassee, Florida 32301

**Ann Cole**

---

**From:** Ann Cole  
**Sent:** Tuesday, December 23, 2008 10:37 AM  
**To:** Office of Commissioner McMurrian  
**Cc:** Administrative Assistants - Commission Suite; Commissioners Advisors  
**Subject:** RE: Please Rethink Big Utilities

Thanks Kay. This information will be placed in *Docket Correspondence-Parties and Interested Persons*, in Docket No. 080317-EI.

---

**From:** Office of Commissioner McMurrian  
**Sent:** Tuesday, December 23, 2008 9:27 AM  
**To:** Ann Cole  
**Cc:** Administrative Assistants - Commission Suite; Commissioners Advisors  
**Subject:** FW: Please Rethink Big Utilities

Ann,

Please place this e-mail in the file for DN 080317-EI. Thank you.

Kay

---

**From:** Dave Cavanaugh [mailto:davecavanaugh@earthlink.net]  
**Sent:** Monday, December 22, 2008 9:09 PM  
**To:** Office of the Chairman; Office Of Commissioner Edgar; Office of Commissioner Argenziano; Office of Commissioner McMurrian; Office of Commissioner Skop  
**Subject:** Please Rethink Big Utilities

Commissioners,

Please deny TECO's rate increase. Rather than utility increases, we need incentives for residential and commercial co-generation. Reducing fuel consumption by utilities will amount to lasting cost savings for all and benefit our environment.

We are probably in the worst deflationary period in 80 years, and the last thing citizens, or businesses need is another increase in our expenses. Upgrading our grid to handle the fluctuations could also be a boon to construction employment. Local circulation of money is what we need, not bigger facilities using coal brought in from elsewhere.

Coal and nuclear have long-term costs that only kick the problem down the road. We need to change our approach to energy and the time is now for many reasons. We can and should do something now to promote home-grown solutions.

Thank you,  
Dave Cavanaugh

12/23/2008

## Ann Cole

---

**From:** Jennifer Brubaker  
**Sent:** Tuesday, December 23, 2008 10:46 AM  
**To:** Lisa Bennett; Tom Ballinger  
**Cc:** Ann Cole  
**Subject:** RE: Public Records Request

This fellow is an attorney, yes? He needs to look at Section 366.02(1), F.S., which defines a "public utility", and makes exceptions from our jurisdiction for muni's and co-ops. We do not regulate the rates or service of muni's, for example (see the first sentence of Section 366.04, F.S.) We have very limited jurisdiction over muni's and co-ops - defined as electric utilities under 366.02(2) - for example, see our Grid Bill authority under 366.04(2), which addresses the Commission's jurisdiction "over electric utilities" for the reliability of a coordinated grid.

Does he have a specific question with which we can assist? I'm beginning to feel like we're doing his research for him, and frankly, we don't have an abundance of free time these days.

---

**From:** Lisa Bennett  
**Sent:** Tuesday, December 23, 2008 10:35 AM  
**To:** Jennifer Brubaker; Tom Ballinger  
**Cc:** Ann Cole  
**Subject:** RE: Public Records Request

He is also specifically questioning why we classify it as a Municipal utility. Is there anything we have that declares it to be a municipal?

Lisa C. Bennett  
Office of the General Counsel  
2540 Shumard Oak Boulevard  
Tallahassee, FL  
850-413-6230

---

**From:** Jennifer Brubaker  
**Sent:** Tuesday, December 23, 2008 10:26 AM  
**To:** Tom Ballinger; Lisa Bennett  
**Cc:** Ann Cole  
**Subject:** RE: Public Records Request

I've checked CMS and Lexis. The only reference to what might be the entity to which the gentleman is referring is "Keys Energy Services", which appears to be the name of the municipal utility for the City of Key West. Keys Energy Services is apparently also a member of FMPA. I find no record that Keys Energy Services files anything annually with the Commission.

If Keys Energy Services is indeed the entity in which the gentleman is interested, the little bit of information we have indicates it is a municipal utility, not an IOU. Perhaps he might contact FMPA for additional information; Fred Bryant, General Counsel for FMPA, may be of some assistance (850-297-2011).

Lisa, would you please relay this information to your caller, and let me know if there's any additional follow-up needed? Thanks.

12/23/2008

In re: Recommendation on Commission action  
regarding adoption of PURPA Standard 14,  
"Time-based Metering and Communications."

DOCKET NO. 070022-EU  
ORDER NO. PSC-07-0212-PAA-EU  
ISSUED: March 7, 2007

The following Commissioners participated in the disposition of this matter:

LISA POLAK EDGAR, Chairman  
MATTHEW M. CARTER II  
KATRINA J. McMURRIAN

NOTICE OF PROPOSED AGENCY ACTION  
ORDER DECLINING TO ADOPT PURPA STANDARD 14,  
TIME-BASED METERING AND COMMUNICATIONS

PURPA Section 101 states that utilities are subject to PURPA requirements if the utility exceeds 500 million kWhs during any calendar year beginning after December 31, 1975. Based on the information provided in the 2005 Statistics of the Florida Electric Utilities Industry, in addition to the five investor-owned electric utilities, thirteen municipal utilities and seven rural cooperatives meet that criterion.[3]

[3] **IOU's:** Florida Power & Light, Company, Progress Energy Florida, Inc., Gulf Power Company, Tampa Electric Company, Florida Public Utilities Company.

**Municipals:** Beaches Energy Services, Ft. Pierce Utilities Authority, Gainesville Regional Utilities JEA, Keys Energy Services, Kissimmee Utility Authority, City of Lakeland, City of Leesburg, Ocala Electric Utility, Orlando Utilities Commission, Reedy Creek Improvement District – Utilities Division, City of Tallahassee, City of Vero Beach.

**Rural Cooperatives:** Clay Electric Cooperative, Inc., Florida Keys Electric Cooperative Association, Inc., Lee County Electric Cooperative, Inc., Peace River Electric Cooperative, Inc., Sumter Electric Cooperative, Inc., Talquin Electric Cooperative, Inc., Withlacoochee River Electric Cooperative, Inc.

\* \* \*

Municipals. Of the respondents, nine municipal utilities reported some variations of time-sensitive rate options.

\* \* \*

The City of Leesburg reports that it is currently phasing in automated meters, as is Keys Energy Services (City of Key West). Keys Energy contracted with an outside engineering firm to evaluate the costs and benefits of a wholesale change-out to automated meters. The findings showed that the savings from more detailed information and implementation of time sensitive rates did not outweigh the cost of installing the meters on a system-wide basis. However, Keys Energy continues to install automated meters as part of its normal meter replacement program. Gainesville Regional Utilities (GRU) also reported that it is scheduled to begin installation of automated meters in 2007. Several utilities reported that they are evaluating the technology.

And:

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition to determine need for Treasure Coast Energy Center Unit 1, proposed electrical power plant in St. Lucie County, by Florida Municipal Power Agency.

DOCKET NO. 050256-EM  
ORDER NO. PSC-05-0722-PHO-EM  
ISSUED: July 5, 2005

\* \* \*

### PREHEARING ORDER

\* \* \*

#### STIPULATED

**ISSUE 3:** Are there any conservation measures taken by or reasonably available to the Florida Municipal Power Agency which might mitigate the need for the proposed Treasure Coast Energy Center Unit 1?

**POSITION:** No. As a wholesale supplier of electric energy to its members, FMPA is not directly responsible for demand-side management (DSM) programs. Nevertheless, FMPA evaluated the cost-effectiveness of 87 commercial/industrial DSM measures and 54 residential DSM measures. FMPA used the Florida Integrated Resource Evaluator (FIRE) model, which the Commission has found to be appropriate for evaluating conservation and DSM measures. FMPA assumed that rates for all members were equal to the rates from Keys Energy Services, the highest rates for an FMPA member. None of the potential measures passed the rate impact test in FMPA's initial analysis. Concerns were raised that using the higher rates of Keys Energy Services would overstate the lost revenues in the RIM test for members of FMPA with lower rates, and thus understate RIM results for those members. To address this concern, FMPA updated the DSM analysis, using residential rates for the City of Starke and commercial rates for Kissimmee Utility Authority, the lowest rates of the All-Requirements members for the respective rate classes. FMPA found that one DSM measure, Low Emissivity Glass, passed the RIM test; however, this measure did not pass the Participant or Total Resource tests. Thus, FMPA has adequately demonstrated that there are no cost-effective conservation measures reasonably available that would avoid or defer the need for TCEC Unit 1.

---

**From:** Tom Ballinger  
**Sent:** Tuesday, December 23, 2008 9:38 AM  
**To:** Lisa Bennett; Jennifer Brubaker  
**Subject:** RE: Public Records Request

Not that I am aware of. If this is Mr. Kevin Hoyes, I told him the same thing yesterday.

---

**From:** Lisa Bennett  
**Sent:** Tuesday, December 23, 2008 9:08 AM  
**To:** Tom Ballinger; Jennifer Brubaker  
**Cc:** Ann Cole  
**Subject:** Public Records Request

I received a call yesterday from a south Florida attorney asking for any filings that Keys Energy makes with

12/23/2008

the Commission. Keys is a municipal energy provider. This is the attorney who has called before, asking the status of Keys Energy (whether it is a municipal or an investor-owned utility). Do they file anything with us on an annual basis?

Lisa C. Bennett  
Office of the General Counsel  
2540 Shumard Oak Boulevard  
Tallahassee, FL  
850-413-6230



**\*\*CLK OFFICIAL DOCUMENT...\*\***

**Kimberley Pena** 080317

**From:** Kimberley Pena  
**Sent:** Tuesday, November 18, 2008 1:31 PM  
**To:** 'Song, Yang.Y'; Records Clerk  
**Subject:** RE: Become an Interested Party

<b>FPSC CLK - CORRESPONDENCE</b>		
<input type="checkbox"/> Administrative	<input checked="" type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 07410-08		
DISTRIBUTION: _____		

Per this email, you have been added as an interested person in Dockets 080677 and 080317.

Thank you for contacting the Florida Public Service Commission.

Kimberley M. Peña  
Chief Deputy Commission Clerk  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
(850) 413-6770

*Done  
11/18/08  
KMP*

-----Original Message-----

**From:** Song, Yang Y [mailto:yang.y.song@credit-suisse.com]  
**Sent:** Monday, November 17, 2008 4:53 PM  
**To:** Records Clerk  
**Subject:** Become an Interested Party

Hi

Can I become an interested party for case "080677" and D-080317-EI.  
Below is my contact info:

Yang Song  
Equity Research  
Credit Suisse  
Phone: 212.538.4318  
Fax: 212.322.9294  
yang.y.song@credit-suisse.com

Thank you

Yang

---

Please access the attached hyperlink for an important electronic communications disclaimer:

[http://www.credit-suisse.com/legal/en/disclaimer\\_email\\_ib.html](http://www.credit-suisse.com/legal/en/disclaimer_email_ib.html)

---

**Tracking:**

**Recipient**

**Delivery**

**\*\*CLK OFFICIAL DOCUMENT...\*\***

**Recipient**

'Song, Yang.Y'  
Records Clerk

**Delivery**

Delivered: 11/18/2008 1:31 PM

**Dorothy Menasco**

**From:** Filings@psc.state.fl.us  
**Sent:** Monday, November 03, 2008 5:43 PM  
**To:** 'jmitchell@asglegal.com'  
**Cc:** Kimberley Pena; Ruth Nettles; Keino Young  
**Subject:** FW: Docket No. 080317-EI

**FPSC, CLK - CORRESPONDENCE**  
 \_\_\_Administrative\_\_\_ **Parties** \_\_\_Consumer\_\_\_  
**DOCUMENT NO.** 07410-08  
**DISTRIBUTION:** \_\_\_\_\_

**Attachments:** FIPPUG's Request for Confidential and Motion for Temp. Prot. Class. 11-3-08.pdf

Ms. Kaufman:

The attached e-filing appears to be a duplicate of a hard copy received today (11/3/08) at 4:26 p.m. (DN 10350-08).

Since the attached document is a duplicate of the one considered officially filed at 4:26 p.m., we will not be accepting this version as an official filing. Please advise if this is a separate filing though.

A link to the Commission's e-filing requirements is included for future reference: <http://www.psc.state.fl.us/dockets/e-filings/>

Please call our office if you have any questions.

*Dorothy Menasco*

*FPSC*

*Office of Commission Clerk*

*850-413-6770*

---

**From:** Jaymee Mitchell [mailto:jmitchell@asglegal.com]

**Sent:** Monday, November 03, 2008 3:41 PM

**To:** Filings@psc.state.fl.us

**Cc:** jbeasley@ausley.com; kelly.jr@leg.state.fl.us; Keino Young; christensen.patty@leg.state.fl.us; Vicki Kaufman; Jon Moyle; lwillis@ausley.com; regdept@tecoenergy.com; jmcwhirter@mac-law.com; miketwomey@talstar.com; cecilia.bradley@myfloridalegal.com

**Subject:** Docket No. 080317-EI

In accordance with the electronic filing procedures of the Florida Public Service Commission, the following filing is made:

- a. The name, address, telephone number and email for the person responsible for the filing is:

Vicki Gordon Kaufman  
 Anchors Smith Grimsley  
 118 North Gadsden Street  
 Tallahassee, FL 32301  
 (850) 681-3828  
[vkaufman@asglegal.com](mailto:vkaufman@asglegal.com)

- b. This filing is made in Docket No. 080317-EI, In re: Petition for Rate Increase by Tampa Electric Company .
- c. The document is filed on behalf of Florida Industrial Power Users Group.
- d. The total pages in the document is 8 page(s).

11/3/2008

- a. The attached document is Florida Industrial Power Users Group's Request for Confidential and Motion for Temporary Protective Order Classification.

**Jaymee Mitchell**

[jmitchell@asglegal.com](mailto:jmitchell@asglegal.com)



Anchors Smith Grimsley  
The Perkins House  
118 N. Gadsden St.  
Tallahassee, FL 32301  
850-681-3828 (Voice)  
850-681-8788 (Fax)

The information contained in this e-mail is confidential and may be subject to the attorney client privilege or, may constitute privileged work product. The information is intended only for the use of the individual or entity to whom it is addressed. If you are not the intended recipient, or the agent or employee responsible to deliver it to the intended recipient, you are hereby notified that any use, dissemination, distribution or copying of this communication is strictly prohibited. If you receive this e-mail in error, please notify us by telephone or return e-mail immediately. Thank you.

11/3/2008

**Shannon Kee**

**From:** PJ Crespo [PJ.Crespo@sdhc.k12.fl.us]  
**Sent:** Monday, October 13, 2008 11:31 AM  
**To:** Records Clerk  
**Cc:** Robert Wegmann  
**Subject:** Interested Person request on Docket#080317

<b>FPSC, CLK - CORRESPONDENCE</b>		
<input type="checkbox"/> Administrative	<input checked="" type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. <u>0 7410-08</u>		
DISTRIBUTION: _____		

Ms. Ann Cole,

Please add our superintendent as an "Interested Person" to Docket# 080317 regarding TECO's proposed rate increase. She would like to attend both the Tampa and Winter Park meetings. Please find her contact information:

**MaryEllen Elia, Superintendent**  
**Hillsborough County Public Schools**  
901 E Kennedy Blvd  
P.O. Box 3408  
Tampa, FL 33601 USA

*Dme*  
*10/13/08*  
*R.V.N.*

phone: (813) 272-4000  
[MaryEllen.Elia@sdhc.k12.fl.us](mailto:MaryEllen.Elia@sdhc.k12.fl.us)

If you have any further questions or comments, please contact me at the information provided below.

Thanks for your time in this matter.

Best Regards,

P.J. Crespo, P.E.  
Energy Conservation Manager  
Hillsborough County Public Schools  
4905 East 32nd Avenue  
Tampa, Florida 33605  
Office: 813.635.1276  
Fax: 813.635.1280  
[pj.crespo@sdhc.k12.fl.us](mailto:pj.crespo@sdhc.k12.fl.us)

[www.sdhc.k12.fl.us](http://www.sdhc.k12.fl.us)

Shannon Kee

080317

From: Sharon Fox [Sharon.Fox@ci.tampa.fl.us]  
Sent: Monday, September 08, 2008 10:37 AM  
To: Records Clerk  
Cc: Territo, Salvatore  
Subject: Interested Party Registration

FISC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input checked="" type="checkbox"/> Factor	<input type="checkbox"/> Consumer
FILE NUMBER NO.		07410-08
DESCRIPTION		

Please add the **City of Tampa** to the interested party listings for:

**Docket No. 080317-EI** - Tampa Electric Company's Petition to the Florida Public Service Commission to increase base rates; and

**Docket No. 080318-GU** - Petition for rate increase by Peoples Gas System

Please address all correspondence regarding these two rate cases to:

City of Tampa  
Salvatore Territo, Chief Assistant City Attorney  
315 East Kennedy Blvd, 040C5  
Tampa, FL 33602  
813-274-8996  
[salvatore.territo@tampagov.net](mailto:salvatore.territo@tampagov.net)

*Dme*  
*9/8/08*  
*R.V.N.*

Should you need additional information, please contact me at the address below.  
Thank you.  
sf

Sharon R. Fox  
Revenue & Finance  
City of Tampa  
306 E. Jackson, 8N  
Tampa, FL 33602  
(813) 274-8558  
(813) 274-8127 fax

**PARTIES****Dorothy Menasco**

**From:** Filings@psc.state.fl.us  
**Sent:** Friday, August 15, 2008 4:36 PM  
**To:** Ruth Nettles; Kimberley Pena; Jean Hartman; Jennifer Brubaker; Keino Young; Martha Brown  
**Subject:** FW: 080317-EI Notice of Service 8-15-08.pdf  
**Attachments:** 080317-EI Notice of Service 8-15-08.pdf

Ms. Kirby,

Per your telephone call today at 4:31 p.m. we will not be accepting the attached e-filing as an official filing. It is my understanding that this was sent in error and the correct version is being filed in a few minutes.

*Dorothy Menasco*  
 FPSC  
 Office of Commission Clerk  
 850-413-6770

---

**From:** KIRBY.KIMBERLY [mailto:KIRBY.KIMBERLY@leg.state.fl.us]  
**Sent:** Friday, August 15, 2008 4:13 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Regdept@tecoenergy.com; Jean Hartman; Jennifer Brubaker; Keino Young; Martha Brown; BURGESS.STEVE  
**Subject:** 080317-EI Notice of Service 8-15-08.pdf

Electronic Filing

a. Person responsible for this electronic filing:

Stephen C. Burgess, Associate Public Counsel  
 Office of Public Counsel  
 c/o The Florida Legislature  
 111 West Madison Street, Room 812  
 Tallahassee, FL 32399-1400  
 (850) 488-9330  
[burgess.steve@leg.state.fl.us](mailto:burgess.steve@leg.state.fl.us)

b. Docket No. 080317-EI

In re: Petition for rate increase by Peoples Gas System.

c. Document being filed on behalf of the Office of Public Counsel.

d. There are a total of 2 pages.

e. The document attached for electronic filing is **Notice of Service of Citizens' First Request for Production of Documents to Tampa Electric Company (Nos. 1-55).**

Thank you for your attention and cooperation to this request.

8/15/2008

DOCUMENT NUMBER-DATE

07410 AUG 18 8

FPSC-COMMISSION CLERK

Kimberly D. Kirby  
Assistant to Stephen C. Burgess, Associate Public Counsel  
Office of Public Counsel  
Telephone: (850) 488-9330  
Fax: (850) 488-4491