

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of coal costs for Progress Energy
Florida's Crystal River Units 4 and 5 for 2006
and 2007.

DOCKET NO. 070703-EI

FILED: MARCH 13, 2009

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STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-08-0710-PCO-EI, filed October 29, 2008, the Staff of the Florida Public Service Commission files its Prehearing Statement.

a. All Known Witnesses

Staff does not intend to offer any witnesses.

b. All Known Exhibits

Staff intends to enter a composite exhibit into the record. Staff reserves the right to identify exhibits for purposes of cross-examination at the hearing.

c. Staff's Statement of Basic Position

Staff's positions are preliminary and based on materials filed by the parties and on discovery. The preliminary positions are offered to assist the parties in preparing for the hearing. Staff's final positions will be based upon all the evidence in the record and may differ from the preliminary positions stated herein.

d. Staff's Position on the Issues

ISSUE 1: Did the imprudences in PEF's fuel procurement activities determined in Order PSC-07-0816-FOF-EI result in the costs of coal actually delivered to Crystal River Units 4 and 5 during 2006 and 2007 being unreasonably high?

POSITION: Staff takes no position at this time.

A. How should the reasonableness of the costs of coal delivered to Crystal River Units 4 and 5 during 2006 and 2007 be measured?

POSITION: Staff takes no position at this time.

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B. What candidates for alternative coal purchases should the Commission consider in evaluating whether more economical coal was available for delivery to Crystal River Units 4 and 5 during 2006?

POSITION: Staff takes no position at this time.

C. By what amount, if any, were the costs of coal actually delivered to Crystal River Units 4 and 5 unreasonably high in 2006?

POSITION: Staff takes no position at this time.

D. What candidates for alternative coal purchases should the Commission consider in evaluating whether more economical coal was available for delivery to Crystal River Units 4 and 5 during 2007?

POSITION: Staff takes no position at this time.

E. By what amount, if any, were the costs of coal actually delivered to Crystal River Units 4 and 5 unreasonably high in 2007?

POSITION: Staff takes no position at this time.

ISSUE 2: If the Commission determines that the costs of coal delivered to Crystal River Units 4 and 5 during 2006 and 2007 were unreasonably high, should it require PEF to issue a refund to its customers? If so, in what amount?

POSITION: Staff takes no position at this time.

ISSUE 3: Based on the evidence of PEF's fuel procurement approach and activities as they relate to Crystal River 4 and 5, what additional action, if any, should the Commission take in this docket?

POSITION: Staff takes no position at this time.

e. **Stipulated Issues**

Staff has no stipulated issues at this time.

f. Pending Motions

Staff has no pending motions.

g. Pending Confidentiality Claims or Requests

Staff has no pending confidentiality claims or requests.

h. Objections to Witness Qualifications as an Expert

Staff has no objections to qualifications of any witnesses as expert.

i. Compliance with Order No. PSC-08-0710-PCO-EI

Staff has complied with all requirements of the Order Establishing Procedure entered in this docket.

Respectfully submitted this 13th day of March, 2009.



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CERTIFICATE OF SERVICE

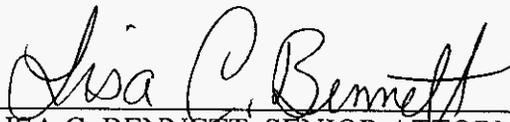
I HEREBY CERTIFY that a true and correct copy of Staff's Prehearing Statement was furnished to the following, by U.S. Mail, on this 13th day of March, 2009.

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