

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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COMMISSION
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In re: Petition for approval of 2007 revisions to underground residential and commercial distribution tariff, by Florida Power & Light Company.

DOCKET NO. 070231-EI

In re: Petition for approval of underground conversion tariff revisions, by Florida Power & Light Company.

DOCKET NO. 080244-EI

DATED: MAY 11, 2009

STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-09-0114-PCO-EI, filed February 25, 2009, the Staff of the Florida Public Service Commission files its Prehearing Statement.

a. All Known Witnesses

Staff is sponsoring no witnesses.

b. All Known Exhibits

Staff is compiling a composite cross-examination exhibit consisting of Florida Power and Light Company's (FPL's) responses to staff's data requests and discovery.

c. Staff's Statement of Basic Position

Staff's final positions will be based upon all the evidence in the record.

d. Staff's Position on the Issues

ISSUE 1: Are FPL's proposed "tiered" URD charges appropriate, and if not, how should the charges for installations of different sizes be stated in FPL's tariff?

POSITION: No position pending further development of the record.

ISSUE 2: Taking into account the requirements of Rules 25-6.078 and 25-6.0342, F.A.C., what should FPL's URD charges be?

POSITION: No position pending further development of the record.

ISSUE 3: What relief, if any, should be provided to customers who have previously paid the URD charges approved in Order Nos. PSC 07-0835-TRF-EI and PSC-08-0774-

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TRF-EI, in the event that the Commission determines pursuant to Issue 1 that FPL's URD charges should be lower than approved under the terms of those Orders?

POSITION: No position pending further development of the record.

ISSUE 4: Are FPL's proposed "tiered" CIAC charges for UG conversions appropriate, and if not, how should the charges for conversion projects of different sizes be stated in FPL's tariff?

POSITION: No position pending further development of the record.

ISSUE 5: Taking into account the requirements of Rule 25-6.115, what should FPL's CIAC charges for conversions of existing overhead facilities to underground service be?

POSITION: No position pending further development of the record.

ISSUE 6: What relief, if any, should be provided to customers who have previously paid the conversion CIAC charges approved in Order No. PSC 08-0780-TRF-EI, in the event that the Commission determines pursuant to Issue 4 that FPL's CIAC charges should be lower than approved under the terms of that Order?

POSITION: No position pending further development of the record.

e. Stipulated Issues

For Docket No. 070231-EI, the parties and staff agree that FPL's underground commercial distribution (UCD) tariffs are not at issue in this proceeding.

f. Pending Motions

There are no pending motions.

g. Pending Confidentiality Claims or Requests

There are no pending confidentiality claims or requests.

h. Objections to Witness Qualifications as an Expert

None

i. Compliance with Order No. PSC-09-0114-PCO-EI

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

Respectfully submitted this 11th day of May, 2009.



RALPH R. JAEGER
SENIOR ATTORNEY
FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
(850) 413-6234

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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 11th day of May, 2009.

Young Law Firm
R. Scheffel Wright/John LaVia
225 South Adams Street, Suite 200
Tallahassee, FL 32301

Nabors Law Firm
Brian P. Armstrong/David G. Tucker
1500 Mahan Drive, Suite 200
Tallahassee, FL 32308

MUUC/City of Coconut Creek
Attn: Thomas G. Bradford, Deputy Town Mgr.
c/o Town of Palm Beach Florida
360 South County road
Palm Beach, FL 33480

Korey Law Firm
Scott E. Simpson
Granada Oaks Professional Building
595 West Granada Blvd., Suite A
Ormond Beach, FL 32174

Florida Power & Light Company
John Butler/Bryan Anderson/Jessica Cano
700 Universe Boulevard
Juno Beach, FL 33408

City of South Daytona
Joseph W. Yarbrough
P.O. Box 214960
South Daytona, FL 32121

Florida Power & Light Company
Mr. Wade Litchfield
215 South Monroe Street, Suite 810
Tallahassee, FL 32301-1859



RALPH R. JAEGER
SENIOR ATTORNEY
FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
(850) 413-6234