

**Marguerite McLean**

090002 - EG

**From:** Al Taylor [Al.Taylor@bbrslaw.com]  
**Sent:** Wednesday, October 14, 2009 4:51 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Jay Brew; 'ken.rubin@fpl.com'; 'willis@ausley.com'; 'jbeasley@ausley.com'; 'jmcwhirter@mac-law.com'; 'wade\_litchfield@fpl.com'; 'mseagrave@fpuc.com'; 'sdriteno@southernco.com'; 'vkaufman@kagmlaw.com'; 'nhorton@lawfla.com'; Charles Rehwinkel; 'paul.lewisjr@pgnmail.com'; 'john.burnett@pgnmail.com'; 'Regdept@tecoenergy.com'; srg@beggslane.com; rab@beggslane.com; jas@beggslane.com; ken.rubin@fpl.com; John\_butter@fpl.com  
**Subject:** FPSC Docket No 090002 - PCS Phosphate Prehearing Statement  
**Attachments:** PCS Prehearing Statement.pdf

## a. Person responsible for filing

James W. Brew  
 Brickfield, Burchette, Ritts & Stone, P.C.  
 1025 Thomas Jefferson Street, N.W.  
 Eighth Floor West Tower  
 Washington, D.C. 20007  
 Tel: (202) 342-0800  
 Fax: (202) 342-0807  
[jwb@bbrslaw.com](mailto:jwb@bbrslaw.com)

## b. Docket No. 090002 -EI, In Re: Energy Conservation Cost Recovery Clause

## c. Filed on behalf of White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs

## d. Total Pages = 6

## e. PCS Phosphate's Prehearing Statement

F. Alvin Taylor  
 BRICKFIELD BURCHETTE RITTS & STONE, PC  
 1025 Thomas Jefferson St, N.W.  
 Eighth Floor, West Tower  
 Washington, DC 20007  
 202-342-0800  
 Fax: 202-342-0807  
[ataylor@bbrslaw.com](mailto:ataylor@bbrslaw.com)

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FPSC-COMMISSION CLERK

10/14/2009

**BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Energy Conservation Cost	)	Docket No. 090002-EG
Recovery Clause	)	Filed: October 14, 2009
	)	

**PREHEARING STATEMENT OF  
WHITE SPRINGS AGRICULTURAL CHEMICALS, INC.  
d/b/a PCS PHOSPHATE – WHITE SPRINGS**

Pursuant to the Florida Public Service Commission's March 27, 2009 *Order Establishing Procedure*, Order No. PSC-09-0184-PCO-EG ("*Procedural Order*"), White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs ("PCS Phosphate"), through its undersigned attorney, files its Prehearing Statement.

**A. APPEARANCES**

James W. Brew  
F. Alvin Taylor  
Brickfield, Burchette, Ritts & Stone, P.C.  
1025 Thomas Jefferson St., NW  
Eighth Floor, West Tower  
Washington, DC 20007  
Tel: (202) 342-0800  
Fax: (202) 342-0800  
E-mail: [jbrew@bbrslaw.com](mailto:jbrew@bbrslaw.com)  
[ataylor@bbrslaw.com](mailto:ataylor@bbrslaw.com)

**B. WITNESSES**

PCS Phosphate does not plan to call any witnesses at this time:

**C. EXHIBITS**

PCS Phosphate does not plan to offer any exhibits at this time:

#### **D. STATEMENT OF BASIC POSITION**

At this time, PCS Phosphate generally accepts and adopts the positions taken by the Florida Industrial Power Users Group ("FIPUG"). Interruptible loads provide significant economic, reliability and environmental benefits to PEF and other PEF ratepayers by taking service on an interruptible basis. It is important that interruptible credits reflect an up-to-date assessment of PEF's avoided costs and the tangible benefits supplied by interruptible loads. The appropriate amount for this interruptible credit has been in Progress' general rate case (Docket No. 090079) and in this docket. The evidence demonstrates that the current level of credits is significantly less than the benefits provided. Progress' proposal to reduce Interruptible Demand Credits fails to acknowledge these benefits. Cost-effectiveness information provided by Progress demonstrates that the I.S. credit should be at least \$10.49 per billing kW and should not be load factor-adjusted.

#### **E. STATEMENT ON SPECIFIC ISSUES**

With respect to the various issues presented in this proceeding, PCS Phosphate takes no position regarding the resolution of the issues with respect to any utility other than Progress. PCS Phosphate takes the following positions on the specific issues presented below as they pertain to Progress:

##### **GENERIC CONSERVATION COST RECOVERY ISSUES**

**ISSUE 1:** What are the final conservation cost recovery true-up amounts for the period January 2008 through December 2008?

**Position:** No position at this time.

**ISSUE 2:** What are the actual/estimated conservation cost recovery true-up amounts for the period January 2009 through December 2009?

**Position:** PCS Phosphate accepts and adopts the position of FIPUG.

**ISSUE 3:** What are total conservation cost recovery amounts to be collected during the period January 2010 through December 2010?

**Position:** PCS Phosphate accepts and adopts the position of FIPUG.

**ISSUE 4:** What are the conservation cost recovery factors for the period January 2010 through December 2010?

**Position:** PCS Phosphate accepts and adopts the position of FIPUG.

**ISSUE 5:** What should be the effective date of the new conservation cost recovery factors for billing purposes?

**Position:** PCS Phosphate accepts and adopts the position of FIPUG.

**ISSUE 6:** Should FPL's and PEF's conservation program costs be recovered on a demand basis?

**Position:** Yes.

### **COMPANY-SPECIFIC CONSERVATION COST RECOVERY ISSUES**

#### **PROGRESS ENERGY FLORIDA**

**ISSUE 7:** What is the Interruptible Demand Credit for PEF for the period January 2010 through December 2010?

**Position:** The I.S. credit should be increased to \$10.49/kw-month.

**ISSUE 8:** Should the Interruptible Demand Credit be load factor adjusted?

**Position:** No. A load factor-adjusted credit is insufficient, not appropriate and discriminatory.

**ISSUE 9:** Should the value of interruptible power be reflected in the credits applicable to PEF stand-by customers?

**Position:** Yes.

**ISSUE 10:** Should PEF's IS credits be locked in for at least 3 years?

**Position:** Yes, but existing IS-1 customers should be permitted to opt out rather than be automatically transferred to a surviving I.S. schedule.

#### **FLORIDA POWER & LIGHT**

**ISSUE 11:** Has FPL appropriately reflected the cost of its CILC program?

**Position:** No position.

**ISSUE 12:** What is the appropriate value for FPL's Commercial Industrial Demand Reduction Rider (CDR)?

**Position:** No position.

**ISSUE 13:** Should the value of interruptible power be reflected in the credits applicable to FPL's stand-by customers?

**Position:** No position.

**ISSUE 14:** Should FPL's CDR credits be locked in for at least 3 years?

**Position:** No position.

#### **F. STIPULATED ISSUES**

PCS Phosphate is not a party to any stipulated issues.

#### **G. PENDING MOTIONS**

PCS Phosphate's Petition to Intervene, filed on October 1, 2009 is pending before the Commission.

**H. PENDING REQUESTS OR CLAIMS FOR CONFIDENTIALITY**

None.

**I. OBJECTIONS TO QUALIFICATIONS OF WITNESS AS EXPERT**

None at this time.

**J. REQUIREMENTS OF ORDER ESTABLISHING PROCEDURE**

There are no requirements of the *Procedural Order* with which PCS Phosphate cannot comply.

Respectfully submitted the 14th day of October, 2009.

BRICKFIELD, BURCHETTE, RITTS & STONE, P.C.

*s/ James W. Brew* \_\_\_\_\_

James W. Brew  
F. Alvin Taylor  
Brickfield, Burchette, Ritts & Stone, P.C.  
1025 Thomas Jefferson St., NW  
Eighth Floor, West Tower  
Washington, DC 20007  
Tel: (202) 342-0800  
Fax: (202) 342-0800  
E-mail: [jbrew@bbrslaw.com](mailto:jbrew@bbrslaw.com)

*Attorneys for  
White Springs Agricultural Chemicals, Inc.  
d/b/a/ PCS Phosphate – White Springs*

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing has been furnished by electronic mail and/or U.S. Mail this 14th day of October 2009 to the following:

Katherine Fleming, Esq. Office of General Counsel Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850	Florida Industrial Power Users Group c/o John McWhirter, Jr. McWhirter Reeves & Davidson, PA. Tampa, FL 33601-3350
James D. Beasley, Esq. Lee L. Willis, Esq. Ausley & McMullen Law Firm P.O. Box 391 Tallahassee, FL 32302	Norman H. Horton, Jr Messer Law Firm PO Box 1 5579 Tallahassee, FL 32317
Marc S. Seagrave, Esq. Florida Public Utilities Company P.O. Box 3395 West Palm Beach, FL 33402-3395	Kenneth Rubin, Esq. John Butler, Esq. Florida Power & Light 700 Universe Boulevard Juno Beach, FL 33408-0420
J. R. Kelly, Esq. P Christenssen, Esq C. Beck, Esq. Office of Public Counsel c/o The Florida Legislature 11 1 West Madison Street, #812 Tallahassee, FL. 32399	Jeffrey A. Stone, Esq. Russell A. Badders, Esq. Steven R Griffin Beggs & Lane Law Firm P O. Box 12950 Pensacola, FL 32591
R. Wade Litchfield, Esq. Florida Power & Light 215 S. Monroe Street, Ste. 810 Tallahassee, FL 32301-1859	Ms. Paula K. Brown Tampa Electric Company P.O. Box 111 Tampa, FL 33601
Ms. Susan D. Ritenour Gulf Power Company One Energy Place Pensacola, FL 32520-0780	Vicki Gordon Kaufman / Jon C. Moyle, Jr. 118 North Gadsden Street Tallahassee, FL 32301
John Burnett Progress Energy Services Co. 299 First Avenue North St. Petersburg, FL 33701	Mr. Paul Lewis, Jr. Progress Energy Florida, Inc. 106 East College Avenue, Suite 800 Tallahassee, FL 32301-7740

*s/ F. Alvin Taylor*