

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery clause with generating performance incentive factor.

DOCKET NO. 100001-EI

DATED: SEPTEMBER 22, 2010

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COMMISSION
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MOTION FOR EXTENSION OF TIME TO FILE TESTIMONY AND EXHIBITS

The Staff of the FLORIDA PUBLIC SERVICE COMMISSION (Staff), by and through its undersigned counsel, moves the Presiding Officer for an extension of time, from September 29, 2010, until and including October 4, 2010, to file Staff testimony and exhibits regarding staff's audit of each investor-owned utility's hedging reports for Florida Power & Light Company (FPL), Progress Energy Florida, Inc. (PEF), Tampa Electric Company (TECO), and Gulf Power Company (Gulf), as well as Staff testimony and exhibits regarding staff's audit of Florida Public Utilities Company (FPUC) as it relates to a GSLD-1 customer that went into bankruptcy, and states:

1. Order No. PSC-10-0154-PCO-EI, issued March 18, 2010, establishing procedure (OEP) sets forth that Staff's testimony and exhibits shall be filed by September 29, 2010.
2. Pursuant to Order No. PSC-08-0316-PAA-EI, issued May 14, 2008, in Docket No. 080001-EI, the Commission makes a prudence determination on a utility's hedging activities. As such, Staff will file staff audit testimony related to utility-specific hedging information reports for FPL, PEF, TECO, and Gulf.
3. A GSLD-1 customer went into bankruptcy and its bad debt was raised as Issue 3C for FPUC in the 2009 Fuel and Capacity Cost Recovery docket. In Issue 3C, FPUC proposed to reduce the amount of fuel billed to the GSLD-1 class and apply that amount to bad debt. Pursuant to Order No. PSC-09-0795-FOF-EI, issued December 2, 2009, in

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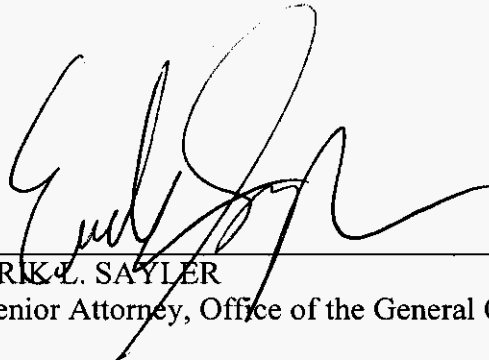
FPSC-COMMISSION CLERK

Docket No. 090001-EI, the Commission determined that FPUC's proposal would be considered in the 2010 Fuel and Capacity Cost Recovery docket. As such, Staff will file testimony regarding staff's audit of FPUC as it relates to a GSLD-1 customer that went into bankruptcy.

4. Staff needs additional time to review and prepare its testimony regarding the utility-specific hedging information reports for FPL, PEF, TECO, and Gulf, as well as its testimony regarding FPUC, as well as any exhibits, if any, necessary to support Staff's testimony.
5. Staff Counsel has contacted the aforementioned utilities, and no utilities object to allowing Staff an extension of time to file its testimony, provided that the utilities be granted a commensurate extension of time for filing rebuttal testimony related to Staff audit testimony should there be a need to file any such rebuttal. If the extension were granted, utilities' rebuttal testimony related to Staff audit testimony, if any, would be due on October 8, 2010.
6. Staff Counsel has also contacted the other intervenors in this case. The Office of Public Counsel, Florida Industrial Power Users Group (FIPUG), Florida Retail Federation, White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate (PCS Phosphate), Attorney General's Office, and Federal Executive Agencies all state they have no objection to the extension of times for filing Staff testimony.

WHEREFORE, Staff for the Public Service Commission respectfully requests that the deadline for filing Staff audit testimony be extended to October 4, 2010. To afford equal time to FPL, PEF, TECO, Gulf, and FPUC, the rebuttal testimony, if any, related to Staff audit testimony should also be extended to October 8, 2010.

Respectfully submitted this 22nd day of September, 2010.



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the original of STAFF'S MOTION FOR EXTENSION OF TIME TO FILE TESTIMONY AND EXHIBITS has been filed with the Office of Commission Clerk and that a true and correct copy has been furnished to the following by electronic and U. S. mail this 22nd day of September, 2010:

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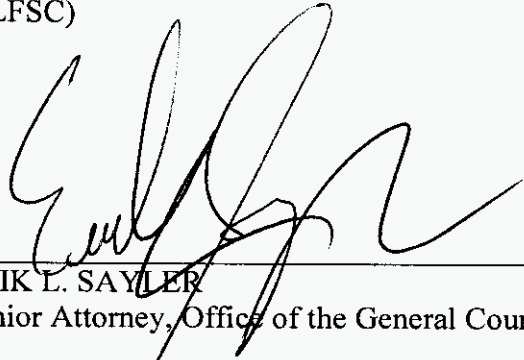
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