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# Public Service Commission

March 1, 2011

Robert Scheffel Wright, Esq.  
Young van Assenderp, P.A.  
225 South Adams Street, Suite 200  
Tallahassee, FL 32301

## STAFF'S FIRST DATA REQUEST

**Re: Docket No. 110041-EI - Petition for approval of Amendment No. 1 to generation services agreement with Gulf Power Company by Florida Public Utilities Company**

Dear Mr. Wright:

By this letter, the Commission staff requests that the City of Marianna (City) provide responses to the following data requests.

1. The City's petition to intervene states: "The proposed rates to be charged under the Agreement for Generation Services (GSA) Amendment in the extension years, 2018 and 2019, are excessive and will result in FPUC's rates being unfair, unjust, and unreasonable." What is the basis for this statement? Give specific examples and provide documentation to support the statement.
2. The City's petition to intervene states: "The structures of the demand and energy charges are inappropriate." What is the basis for this statement? Give specific examples and provide documentation to support the statement.
3. The City's petition to intervene states: "The proposed GSA Amendment is contrary to the best interests of FPUC's customers and contrary to the public interest." What is the basis for this statement? Give specific examples and provide documentation to support the statement.
4. At the February 8, 2011, Commission Agenda Conference, Mr. Wright, attorney representing the City, stated: "I can think of at least three win/win/wins that can work if we can get all three parties at the table." Please describe in detail the three "win/win/wins" referenced by Mr. Wright.
5. Regarding FPUC's GSA with Gulf Power Company and Amendment No. 1 to the GSA, do the City have any standing with or recourse with the Federal Energy Regulatory Commission?

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Robert Scheffel Wright, Esq.

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6. Regarding FPUC's GSA with Gulf Power Company and Amendment No. 1 to the GSA, does the City have any standing with or recourse with Gulf Power Company?
7. Is there a FERC complaint process or hearing process that the City, on behalf of its citizens and on behalf of FPUC's customers in general, can utilize regarding the effects of the GSA and Amendment No. 1 on FPUC's rates?
  - a. If yes, what was the outcome?
  - b. If no, why not?
8. Has the City contacted Gulf Power Company to address its concerns (as stated in Paragraph 10 of its Petition to Intervene) regarding FPUC's proposed GSA Amendment No. 1?
  - a. If yes, what was the outcome?
  - b. If no, why not?
9. Has the City considered power supply options in case it chooses to municipalize its electric system?
  - a. If yes, please describe.
  - b. If no, why not?
10. Did the City participate in the negotiations between FPUC and Gulf to amend the current GSA?
  - a. If yes, what was the outcome?
  - b. If no, why not?
11. Please describe the City's involvement in Docket No. 070108-EI.
  - a. If the City did not participate in the above-referenced Docket, please explain why not.

Please file the original and five copies of the requested information by March 15, 2011, with Ms. Ann Cole, Commission Clerk, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida, 32399-0850. Please feel free to call me at (850) 413-6183 if you have any questions.

Sincerely,



Pauline E. Evans  
Attorney, Office of the General Counsel

PE/gdr

cc: Beth Keating, Esq.  
Office of Commission Clerk