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Sent: Friday, October 05, 2012 3:22 PM
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Cc: Christensen, Patty; Charles Murphy; Gary Perko; James Beasley; James Brew; Jeffrey Stone; John T. Burnett; Karen White; Kenneth Hoffman; Martha Brown; Paul Lewis; Paula K. Brown; S. Ritenour; Samuel Miller; V. Kaufman
Subject: Electronic Filing - 120007-EI OPC's Prehearing Statement
Attachments: 120007-EI OPC's Prehearing Statement.pdf

Electronic Filing

a. Person responsible for this electronic filing:

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b. Docket No. 120007-EI

In Re: Environmental Cost Recovery Clause

c. Document being filed on behalf of Office of Public Counsel

d. There are a total of 7 pages.

e. The document attached for electronic filing is OPC's Prehearing Statement

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DOCUMENT NUMBER-DATE

06794 OCT-5 2012

FPSC-COMMISSION CLERK

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Environmental Cost
Recovery Clause
_____ /

Docket No. 120007-EI

Filed: October 5, 2012

OFFICE OF PUBLIC COUNSEL'S PREHEARING STATEMENT

The Citizens of the State of Florida, through the Office of Public Counsel, pursuant to the Order Establishing Procedure in this docket, Order No. PSC-12-0060-PCO-EI, issued February 14, 2012, submit this Prehearing Statement.

APPEARANCES:

PATRICIA A. CHRISTENSEN, Esquire
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CHARLES J. REHWINKEL, Esquire
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On behalf of the Citizens of the State of Florida.

A. WITNESSES:

None.

B. EXHIBITS:

None.

C. STATEMENT OF BASIC POSITION

None.

DOCUMENT NUMBER-DATE

06794 OCT-5 2012

FPSC-COMMISSION CLERK

D. STATEMENT OF FACTUAL ISSUES AND POSITIONS

GENERIC ISSUES

ISSUE 1: What are the final environmental cost recovery true-up amounts for the period ending December 31, 2011?

OPC: No position at this time.

ISSUE 2: What are the actual/estimated environmental cost recovery true-up amounts for the period January 2012 through December 2012?

OPC: No position at this time.

ISSUE 3: What are the projected environmental cost recovery amounts for the period January 2013 through December 2013?

OPC: No position at this time.

ISSUE 4: What are the environmental cost recovery amounts, including true-up amounts and revenue taxes for the period January 2013 through December 2013?

OPC: No position at this time.

ISSUE 5: What depreciation rates should be used to develop the depreciation expense included in the total environmental cost recovery amounts for the period January 2013 through December 2013?

OPC: No position at this time.

ISSUE 6: What are the appropriate jurisdictional separation factors for the projected period January 2013 through December 2013?

OPC: No position at this time.

ISSUE 7: What are the appropriate environmental cost recovery factors for the period January 2013 through December 2013 for each rate group?

OPC: No position at this time.

ISSUE 8: What should be the effective date of the new environmental cost recovery factors for billing purposes?

OPC: No position at this time.

COMPANY SPECIFIC ISSUES

Florida Power & Light (FPL)

ISSUE 9A: Should FPL be allowed to recover the costs associated with the Manatee Temporary Heating System (MTHS) Project at Port Everglades Plant (PPE)?

OPC: No position at this time.

ISSUE 9B: Should FPL be allowed to recover the costs associated with its proposed Thermal Discharge Standards Project?

OPC: No position at this time.

ISSUE 9C: How should the costs associated with the Thermal Discharge Standards Project be allocated to the rate classes?

OPC: No position at this time.

ISSUE 9D: Should FPL be allowed to recover the costs associated with its proposed Gopher Tortoise Relocations Project?

OPC: No position at this time.

ISSUE 9E: How should the costs associated with the Gopher Tortoise Relocations Project be allocated to the rate classes?

OPC: No position at this time.

ISSUE 9F: Should FPL be allowed to recover the costs associated with its proposed Effluent Guidelines Revised Rule Project?

OPC: No position at this time.

ISSUE 9G: How should the costs associated with the Effluent Guidelines Revised Rule Project be allocated to the rate classes?

OPC: No position at this time.

ISSUE 9H: Should FPL be allowed to recover the costs associated with its proposed Numeric Nutrient Criteria Project?

OPC: No position at this time.

ISSUE 9I: How should the costs associated with the Numeric Nutrient Criteria Project be allocated to the rate classes?

OPC: No position at this time.

ISSUE 9J: Should FPL be allowed to recover the costs associated with the additional activities of the existing NPDES Permit Renewal Requirements Project?

OPC: No position at this time.

ISSUE 9K: Should the Commission approve FPL's proposal to expand the existing CAMR Compliance Project as reasonable?

OPC: No position at this time.

ISSUE 9L: Should the Commission approve FPL's Supplemental Clean Air Interstate Rule (CAIR), Clean Air Mercury Rule (CAMR) and Clean Air Visibility Rule (CAVR)/ Best Available Retrofit Technology (BART) Filing as reasonable?

OPC: No position at this time.

ISSUE 9M: Should the Commission approve FPL's proposed capital cost recovery schedule for the Port Everglades electrostatic precipitators?

OPC: No position at this time.

Progress Energy Florida (PEF)

ISSUE 10A: Should the Commission approve PEF's Review of Integrated Clean Air Compliance Plan as reasonable?

OPC: No position at this time.

Gulf Power Company (Gulf)

ISSE 11A: Should the Commission approve Gulf's Environmental Compliance Program Update as reasonable?

OPC: No position at this time.

Tampa Electric Company (TECO)

None

E. STIPULATED ISSUES

OPC is not aware of any stipulated issues at this time.

F. PENDING MOTIONS

OPC has no pending motions at this time.

G. PENDING CONFIDENTIALITY CLAIMS OR REQUESTS

OPC has no pending confidentiality claims or requests at this time.

H. OBJECTIONS TO WITNESS QUALIFICATIONS AS AN EXPERT

OPC has no objections to any witness' qualifications as an expert in this proceeding.

I. COMPLIANCE WITH ORDER NO. PSC-12-0060-PCO-EI

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

Dated this 5th day of October, 2012.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and foregoing Public Counsel's Preliminary List of Issues and Positions has been furnished by electronic mail and U.S. Mail on this 5th day of October, 2012, to the following:

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