

## Eric Fryson

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**From:** Davis, Phyllis <DAVIS.PHYLLIS@leg.state.fl.us>  
**Sent:** Tuesday, June 04, 2013 2:53 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** 'jmoyle@kagmlaw.com'; Martha Brown; Martha Barrera; 'J. Beasley'; 'Paula K. Brown'; Christensen, Patty; Merchant, Tricia; 'gregory.fike@tyndall.af.mil'; 'Kenneth L. Wiseman (kwiseman@andrewskurth.com)'; 'Scheffel Wright (schef@gbwlegal.com)'; 'tmlarkinassociates@gmail.com'; Merchant, Tricia; Christensen, Patty; Noriega.Tarik; 'tmlarkinassociates@gmail.com'  
**Subject:** Electronic Filing - 130040-EI  
**Attachments:** OPC's Response to TECO's Motion to Hold Petition in Abeyance.pdf

### Electronic Filing

a. Person responsible for this electronic filing:

Patricia A. Christensen, Associate Public Counsel  
Office of Public Counsel  
c/o The Florida Legislature  
111 West Madison Street, Room 812  
Tallahassee, FL 32399-1400  
(850) 488-9330  
[Christensen.patty@leg.state.fl.us](mailto:Christensen.patty@leg.state.fl.us)

b. Docket No. 130040-EI

In Re: Petition for Rate Increase for Tampa Electric Company

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

d. There are a total of 3 pages.

e. The document attached for electronic filing is Citizens' Response to Tampa Electric Company's Motion to Hold Petition in Abeyance.

Phyllis W. Philip-Guide  
Assistant to Patricia A. Christensen  
Office of Public Counsel  
Telephone: (850) 488-9330  
Fax: (850) 488-4491

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for expedited approval of asset optimization incentive mechanism, by Tampa Electric Company

Docket No.: 130024-EI

Date: June 4, 2013

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**CITIZENS' RESPONSE TO TAMPA ELECTRIC COMPANY'S MOTION TO HOLD PETITION IN ABEYANCE**

The Citizens of the State of Florida, through the Office of Public Counsel ("OPC"), hereby file their Response to Tampa Electric Company's Motion to Hold Petition in Abeyance.

1. On January 23, 2013, Tampa Electric Company ("TECO") filed its Petition seeking approval of an "asset optimization incentive" program. TECO acknowledged that the proposal is modeled after the asset optimization program that the Commission approved as one component of a settlement package in Florida Power & Light's most recent base rate proceeding (Docket No. 120015-EI).<sup>1</sup>
2. At the April 25, 2013 Agenda Conference, OPC appeared in opposition to TECO's proposed asset optimization program.
3. Based on the discussion at the April 25, 2013 Agenda Conference, the item was deferred until the June 25, 2013 Agenda Conference. Given the time frame associated with the deferral, OPC apprised the Commission Staff by letter dated

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<sup>1</sup> Citizens objected to the approval of the settlement, which included FPL's asset optimization mechanism. Currently, the Final Order approving the FPL settlement is on appeal at the Florida Supreme Court.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

May 16, 2013 (copy to TECO) of certain additional concerns that OPC has identified with TECO's petition.

4. OPC's position is that the program sought by TECO is fundamentally flawed. However, while reserving any and all objections to the program, OPC has no objection to holding the above docket in abeyance beyond the June 25, 2013 Agenda Conference.



Patricia A. Christensen  
Associate Public Counsel

Office of Public Counsel  
c/o The Florida Legislature  
111 W. Madison Street  
Room 812  
Tallahassee, FL 32399-1400

(850) 488-9330  
Attorney for Florida's Citizens

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Citizens' Response To Tampa Electric Company's Motion To Hold Petition In Abeyance has been furnished by electronic mail to the following parties on this 4<sup>th</sup> day of June, 2013:

James D. Beasley  
Ausley Law Firm  
P.O. Box 391  
Tallahassee, FL 32302  
Phone: 850-224-9115  
FAX: (850) 222-7560

Martha Brown  
Martha Barrera  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

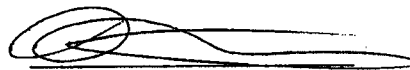
Gordon L. Gillette, President  
Paula K. Brown, Manager  
Tampa Electric Company  
P. O. Box 111  
Tampa, FL 33601-0111

Jon C. Moyle, Jr.  
Moyle Law Firm, P.A.  
The Perkins House  
118 North Gadsden Street  
Tallahassee, FL 32301

Robert Scheffel Wright  
Gardner, Bist, Wiener, et at., P.A.  
Florida Retail Federation  
1300 Thomaswood Drive  
Tallahassee, FL 32308

Federal Executive Agencies  
c/o Lt Col Gregory J. Fike  
AFLOA/JACL-ULFSC  
139 Barnes Drive, Suite 1  
Tyndall Air Force Base, FL 32403

WCF Hospital Utility Alliance  
c/o Andrew Kurth LLP  
Kenneth L. Wiseman  
1350 I Street NW, Suite 1100  
Washington, DC 20005



Patricia A. Christensen  
Associate Public Counsel