RUTLEDGE, ECENIA, PURNELL & HOFFMAN

PROFESSIONAL ASSOCIATION
ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA
JOHN R. ELLIS
KENNETH A. HOFFMAN
THOMAS W. KONRAD
MICHAEL G. MAIDA
J. STEPHEN MENTON
R. DAVID PRESCOTT

HAROLD F. X. PURNELL GARY R. BUTLEDGE POST OFFICE BOX 551, 32302-0551 215 SOUTH MONROE STREET, SUITE 420 TALLAHASSEE, FLORIDA 32301-1841

> TELEPHONE (850) 681-6788 TELECOPIER (850) 681-6515

> > June 2, 2000

HAND DELIVERY

ORIGINAL
OF COUNSEL:
CHARLES F. DUDLEY

GOVERNMENTAL CONSULTANTS: PATRICK R. MALOY AMY J. YOUNG

Ms. Blanca S. Bayo, Director Division of Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Betty Easley Conference Center, Room 110 Tallahassee, Florida 32399-0850

Re: Docket No. 000061-EI

Dear Ms. Bayo:

Enclosed herewith for filing in the above-referenced docket on behalf of Allied Universal Corporation ("Allied") and Chemical Formulators, Inc. ("CFI") are the following documents:

- 1. Original and fifteen copies of Allied/CFI's Second List of Proposed Issues; and
- 2. A disk in Word Perfect 6.0 containing a copy of the document.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

Thank you for your assistance with this filing.

Sincerely,

John R Filis

JRE/rl

Finclosures

Enclosures

RECEIVED & FILED

FPSC-BUFFAU OF RECORDS

DOCUMENT NUMBER-DATE

06750 JUN-28

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION ORIGINAL

In re: Complaint of Allied Universal)	
Corporation and Chemical Formulators,)	
Inc. against Tampa Electric Company)	
for violation of Sections 366.03,)	Docket No. 000061-EI
366.06(2) and 366.07, Florida Statutes,)	
with respect to rates offered under)	
Commercial/Industrial Service Rider tariff;)	
petition to examine and inspect confidential)	Filed: June 2, 2000
information; and request for expedited)	
relief.)	
	_)	
	•	

ALLIED/CFI'S SECOND LIST OF PROPOSED ISSUES

Allied Universal Corporation ("Allied") and Chemical Formulators, Inc. ("CFI"), by and through their undersigned counsel, submit the following second list of proposed issues for hearing and decision by the Commission in this proceeding. As used herein, "Allied/CFI" refers to Allied and CFI jointly; "TECO" refers to Tampa Electric Company; "Odyssey" refers to Odyssey Manufacturing Company; and "CISR tariff" refers to TECO's Commercial/Industrial Service Rider tariff approved by Order No. PSC-98-1081-FOF-EI, issued August 10, 1998, in Docket No. 980706-EI.

Allied/CFI and TECO originally filed lists of proposed issues on February 14, 2000. Staff and counsel for Allied/CFI and TECO participated in an Issues Identification Conference on February 22, 2000, and Allied/CFI and TECO subsequently filed comments on staff's list of proposed issues. The comments and positions stated in Allied/CFI's Response to Staff's Proposed Issues, filed on February 28, 2000, are incorporated herein by this reference.

> DOCUMENT NUMBER-DATE 06750 JUN-28 FPSC-RECORDS/REPORTING

ISSUE 1: Has TECO acted in violation of its CISR tariff, Commission Order No. PSC-98-1081A-FOF-EI or relevant sections of the Florida Statutes in its response to Odyssey's request for CISR tariff rates?

ISSUE 2: Has TECO acted in violation of its CISR tariff, Commission Order No. PSC-98-1081A-FOF-EI or relevant sections of the Florida Statutes in its response to Allied/CFI's request for CISR tariff rates?

ISSUE 3: Do the differences, if any, between the rates, terms and conditions stated in TECO's letter of October 18, 1999 to Allied/CFI and those agreed to between TECO and Odyssey constitute undue discrimination?

ISSUE 4: Based on the resolution of Issues 1-3, what actions, if any, should the PSC take with respect to Odyssey, Allied/CFI and TECO?

ISSUE 5: Are TECO's actions in offering disparate rates, terms and conditions for electric service under its CISR tariff to customers who are similarly situated consistent with the goals of promoting job growth and economic development in the State of Florida?

ISSUE 6: Should the Commission revisit its current policy authorizing CISR tariffs and, if so, what action is appropriate?

Respectfully submitted,

Kenneth A. Hoffman, Esq.

John R. Ellis, Esq.

Rutledge, Ecenia, Purnell & Hoffman, P.A.

P. O. Box 551

Tallahassee, FL 32302

(850) 681-6788 (Telephone)

(850) 681-6515 (Telecopier)

Attorneys for Allied Universal Corporation and Chemical Formulators, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Allied/CFI's Second List of Proposed Issues was furnished by telecopier and U. S. Mail to the following this 2nd day of June, 2000:

Lee L. Willis, Esq. James D. Beasley, Esq. Ausley & McMullen 227 South Calhoun Street Tallahassee, Florida 32301

Harry W. Long, Jr., Esq. TECO Energy, Inc. Legal Department P. O. Box 111 Tampa, FL 33601

Robert V. Elias, Esq.
Marlene K. Stern, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Room 370
Tallahassee, Florida 32388-0850

Patrick K. Wiggins, Esq. Wayne Schiefelbein, Esq. Wiggins & Villacorta, P.A. P. O. Box 1657 Tallahassee, FL 32302

DYN R. ELLIS

Allied/issues2.list