

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint by Allied Universal Corporation and Chemical Formulators, Inc. Against Tampa Electric Company for violation of Sections 366.03, 366.06(2) and 366.07, F.S., with respect to rates offered under commercial/industrial service rider tariff; petition to examine and inspect confidential information; and request for expedited relief.

DOCKET NO. 000061-EI
ORDER NO.
ISSUED:

STAFF'S PREHEARING STATEMENT

Staff hereby files its Prehearing Statement in this docket.

a. All Known Witnesses

Staff does not intend to call any witnesses at this time.

b. All Known Exhibits

Staff has not yet identified a tentative list of exhibits which it intends to offer. Staff will supply a tentative list of exhibits (excluding exhibits that may be offered for impeachment) at least seven days prior to the Hearing.

c. Staff's Statement of Basic Position

Staff's positions are preliminary and based on materials filed by the parties and on discovery. The preliminary positions are offered to assist the parties in preparing for the hearing. Staff's final positions will be based upon all the evidence in the record and may differ from the preliminary positions stated herein.

d. Staff's Position on the Issues

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?

- APP _____
- CAF _____
- CMP _____
- COM 5 _____
- CTR _____
- ECR _____
- LEG _____
- OPC _____
- PAI _____
- RGO _____
- SEC 1 _____
- SER _____
- OTH _____

DOCUMENT NUMBER-DATE

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POSITION: No position at this time pending the evidence adduced at the hearing and the arguments of the parties.

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?

POSITION: No position at this time pending the evidence adduced at the hearing and the arguments of the parties.

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 a violation of relevant Florida Statutes, the requirements of Commission Order No. PSC-00-1081A-FOF-EI, or the CISR tariff?

POSITION: No position at this time pending the evidence adduced at the hearing and the arguments of the parties.

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?

POSITION: No position at this time pending the evidence adduced at the hearing and the arguments of the parties.

e. Pending Motions

Staff has no pending motions at this time.

f. Pending Confidentiality Claims or Requests

The following items have pending requests for confidentiality pursuant to Rule 25-22.006, Florida Administrative Code:

- 1) TECO CISR tariff documents numbered 03140, 03141, 03142 and 03143;
- 2) Prefiled direct testimony of TECO witnesses Lawrence Rodriguez (Document No. 07873), Victoria Westra (Document

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No. 07877), C. David Sweat (Document No. 07875), and William Ashburn (Document No. 07902); and

- 3) Prefiled direct testimony of Odyssey witness Stephen W. Sidelko (Document No. 07884).

g. Compliance with Order No. PSC-00-0392-PCO-EI

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

Respectfully submitted this 30th day of June,
2000.

Marlene K. Stern
MARLENE K. STERN
Staff Counsel
FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Gerald L. Gunter Building - Room 370
Tallahassee, Florida 32399-0863
(850)413-6230

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Staff's
Prehearing Statement has been furnished by U. S. Mail this 30th
day of June, 2000 to the following:

Allied Universal Corporation
8350 N. W. 93rd Street
Miami, Florida 32166-2026

Chemical Formulators, Inc.
5215 West Tyson Avenue
Tampa, Florida 33611-3223

Rutledge Law Firm
Kenneth Hoff/John Ellis
P. O. Box 551
Tallahassee, Florida 32302

Tampa Electric Company
Ms. Angela Llewellyn
Regulatory Affairs
P. O. Box 111
Tampa, Florida 33601-0111

Marlene K. Stern
MARLENE K. STERN
Staff Counsel
FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
(850) 413-6230