

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint and petition by Lee County Electric Cooperative, Inc. For an investigation of the rate structure of Seminole Electric Cooperative, Inc.

DOCKET NO. 981827-EC

FILED: JULY 24, 2000

STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-00-0632-PCO-EC, issued April 4, 2000, the Staff of the Florida Public Service Commission files its Prehearing Statement.

a. All Known Witnesses

Staff has no witnesses.

b. All Known Exhibits

Staff has no exhibits at this time.

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:** Does the Commission have jurisdiction over the subject matter of Lee County Electric Cooperative's Complaint and Petition?

**POSITION:** Yes. The provisions of Chapter 366, Florida Statutes, grant the Commission jurisdiction to prescribe a wholesale rate structure for Seminole Electric Cooperative.

**ISSUE 2:** What standard of review should the Commission apply to the wholesale rate structure at issue in this proceeding?

**POSITION:** No position at this time.

- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMP \_\_\_\_\_
- COM 3 \_\_\_\_\_
- CTR \_\_\_\_\_
- FCR \_\_\_\_\_
- LEG \_\_\_\_\_
- OPC \_\_\_\_\_
- PAI \_\_\_\_\_
- RGO \_\_\_\_\_
- SEC \_\_\_\_\_
- SER \_\_\_\_\_
- OTH \_\_\_\_\_

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FPSC-RECORDS/REPORTING

**ISSUE 3:** Is Seminole Electric Cooperative's wholesale rate structure in Rate Schedule SECI-7b fair, just, and reasonable?

**POSITION:** No position pending evidence adduced at hearing.

**ISSUE 4:** Should the Commission prescribe a wholesale rate structure for Seminole Electric Cooperative to become effective January 1, 2001?

**POSITION:** No position at this time.

**ISSUE 5:** If the Commission determines that it should prescribe a wholesale rate structure for Seminole Electric Cooperative, what is the appropriate rate structure to prescribe?

**POSITION:** No position pending evidence adduced at hearing.

**ISSUE 6:** Should this docket be closed?

**POSITION:** This docket should be closed after the time for filing an appeal of the Commission's final order has expired.

e. Pending Motions

Staff has no pending motions.

f. Pending Confidentiality Claims or Requests

There are no pending confidentiality claims or requests.

g. Compliance with Order No. PSC-00-0632-PCO-EC

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

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Respectfully submitted this 24th day of July, 2000.

*Wm. Cochran Keating IV*

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that one true and correct copy of Staff's Prehearing Statement has been furnished by U. S. Mail this 24th day of July, 2000, to the following:

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