# Hopping Green & Sams

Attorneys and Counselors

October 17, 2007

### BY HAND-DELIVERY

Ann Cole Director, Division of Commission Clerk Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399

Re:

Docket No. 070007-EI

Dear Ms. Cole:

On behalf of Progress Energy Florida, Inc. (PEF), I enclose for filing in the above docket the original and fifteen (15) copies of the following:

- PEF's Motion for Leave to file Supplemental Direct Testimony of Thomas Cornell and a redacted copy of Exhibit No. \_ (TC-9); and \_\_\_\_ 9520-07
- The proffered Supplemental Direct Testimony of Thomas Cornell and a redacted copy of Exhibit No. \_ (TC-9). - 09521-07

Unredacted copies of the confidential testimony and exhibit are being submitted separately with a Request for Confidential Classification.

By copy of this letter, the enclosed documents have been furnished to the parties on the attached certificate of service.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning it to me. If you have any questions regarding this filing, please give one of us a call at 222-7500.

Attorneys for Progress Energy Florida, Inc.

cc: Certificate of Service

Motion to fike Suppl. Dir. Ty
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## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to all counsel of record and interested parties as listed below by hand-delivery (\*) or regular U.S. mail this <u>17th</u> day of October, 2007.

Martha Carter Brown (\*)
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Lee L. Willis, Esq. James D. Beasley, Esq. Ausley Law Firm P.O. Box 391 Tallahassee, FL 32302

Joseph McGlothlin, Esq. Office of Public Counsel 111 West Madison Street, Rm. 812 Tallahassee, FL 32399

Jeffrey A. Stone, Esq. Russell A. Badders, Esq. Beggs & Lane Law Firm P.O. Box 12950 Pensacola, FL 32591-2950

Florida Industrial Power Users Group John W. McWhirter, Jr. c/o McWhirter Reeves & Davidson 400 North Tampa Street, Suite 2450 Tampa, FL 33602

Florida Power & Light Co. R. Wade Litchfield, Esq. John T. Butler, Esq. 700 Universe Blvd. Juno Beach, FL 33408-0420

Florida Power & Light Co. Bill Walker 215 S. Monroe Street, Suite 810 Tallahassee, FL 32301 Gulf Power Company Susan Ritenour One Energy Place Pensacola, FL 32520-0781

Tampa Electric Company Paula K. Brown Regulatory Affairs P.O. Box 111 Tampa, FL 33601-0111

R. Scheffel Wright John LaVia Young Law Firm 225 South Adams Street, Suite 200 Tallahassee, FL 32301

Florida Retail Federation John Rogers Post Office Box 10024 Tallahassee, FL 32302

R. Alexander Glenn
Deputy General Counsel - Florida
Progress Energy Service Company, LLC
P.O. Box 14042
St. Petersburg, FL 33733

John T. Burnett Associate General Counsel - Florida Progress Energy Service Company, LLC P.O. Box 14042 St. Petersburg, FL 33733

Attorney Attorney

### BEFORE THE PUBLIC SERVICE COMMISSION

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BEFORE THE PUBLIC S	SERVICE COMMISSION	
In re: Environmental Cost Recovery Clause.	DOCKET NO. 070007-EI	Stiff Copy Sto
	FILED: OCTOBER 17, 2007	

# PROGRESS ENERGY FLORIDA'S MOTION FOR LEAVE TO FILE SUPPLEMENTAL DIRECT TESTIMONY AND EXHIBIT OF THOMAS CORNELL

Progress Energy Florida ("PEF"), hereby moves the Prehearing Officer for leave to file the supplemental testimony and exhibit of Thomas Cornell proffered herewith. In support of its motion, PEF states:

- 1. On June 1, 2006, PEF filed a petition requesting approval of its updated integrated plan for complying with the clean air regulatory program originally approved in Order No. PSC-05-0998-PAA-EI. In support of its petition, PEF also submitted pre-filed direct testimony of Thomas Cornell, who explained PEF's contracting strategy for various pollution control projects to be constructed at PEF facilities.
- 2. Among other things, Mr. Cornell's June 2007 testimony explained that PEF was in the final stages of negotiating an Engineering, Procurement and Construction ("EPC") contract with Environmental Partners Crystal River ("EPCR") for work associated with the **CMP** selective catalytic reduction ("SCR") and Flue Gas Desulfurization ("FGD") projects being CTR eonstructed at PEF's Crystal River Plant. He also advised the Commission that PEF would ECR submit the final EPC contract to the Commission. **GCL OPC** 3. On October 2, 2007, PEF and EPCR formally executed the EPC contract for the **RCA** Crystal River SCR/FGD projects and associated work. The purposes of Mr. Cornell's SCR supplemental testimony submitted herewith is to present the final EPC contract to the SEC DOCUMENT NUMBER - DATE

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Commission and to explain a change to the construction schedule presented in Mr. Cornell's June 2007 testimony. This will enable the Commission to base its decision in this matter on the most recent information available.

4. Undersigned counsel has contacted counsel for Commission Staff, Office of Public Counsel and Intervenor Florida Industrial Power Users Group and is authorized to state that none of those parties object to the filing of Mr. Cornell's testimony for the purposes stated above.

WHEREFORE, Progress Energy Florida respectfully requests that the Prehearing Officer grant PEF leave to file the supplemental testimony and exhibit of Thomas Cornell proffered with this motion for inclusion in the record at the Commission's November hearing in this docket.

RESPECTFULLY SUBMITTED this

day of October, 2007.

R. Alexander Glenn

Deputy General Counsel

John T. Burnett

Associate General Counsel

Progress Service Company, LLC

Post Office Box 14042

St. Petersburg, FL 33733-4042

HOPPING GREEN & SAMS, P.A.

Gary V. Perko

P.O. Box 6526/

Tallahassee, FL 32314

(850) 425-2313

Attorneys for Progress Energy Florida, Inc.