#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for Determination of ) Need for Citrus County Combined Cycle ) Power Plant )	DOCKET NO. 140110-EI
In Re: Petition for Determination of ) Cost Effective Generation Alternative ) To Meet Need Prior to 2018 by ) Duke Energy Florida, Inc. )	DOCKET NO. 140111-EI FILED: MAY 30, 2014

# UNOPPOSED MOTION FOR ALTERNATE TESTIMONY FILING DATES BY CALPINE CONSTRUCTION FINANCE COMPANY, L.P.

Calpine Construction Finance Company, L.P. ("Calpine" or "CCFC"), pursuant to Rule 28-106.204, Florida Administrative Code, and subject to its pending petitions to intervene in the above-styled dockets, hereby submits this unopposed motion by which its respectfully asks the Commission to issue an order establishing testimony filing dates that are slightly extended from those set forth in the Orders Establishing Procedure issued on May 29, 2014. In summary, Calpine requests, with the agreement of Duke Energy Florida and with no opposition by any party, that the Commission extend the dates for filing intervenor testimony, Staff testimony, and Duke's rebuttal testimony by one week each. No prejudice to any party will result and the requested extensions will provide for better and more complete evidence, and accordingly, the Commission should grant Calpine's motion.

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#### PROCEDURAL BACKGROUND

These companion dockets were initiated by Duke's filing the respective petitions on Tuesday, May 27, 2014. The Commission issued its Orders Establishing Procedure ("OEPs"), Order No. 14-0274-PCO-EI and Order No. PSC-14-0275-PCO-EI, on Thursday, May 29, 2014. Contemporaneously with this Unopposed Motion, Calpine is filing petitions to intervene in both dockets. These dockets are being processed on the same schedule, within the time frames prescribed by the Commission's rules for need determination proceedings.

The testimony filing dates set forth in the OEPs are as follows:

Intervenor Testimony	June	30,	2014
Staff Testimony	July	15,	2014
Rebuttal Testimony	July	22,	2014

#### DISCUSSION

Because of the substantial volume of information involved in these cases, Calpine's counsel consulted with Duke's counsel to explore the possibility of the parties' agreeing to extended filing dates for Calpine's anticipated testimony and exhibits. The result of that conversation was an agreement that intervenors could have until Monday, July 7, 2014, to file their testimony, provided that Duke would then have a corresponding extension to file any rebuttal testimony. Of course, Calpine

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does not object to that fair proposal.

Accordingly, Calpine respectfully, and without opposition, moves the Commission to modify the OEPs to provide for the following testimony filing dates.

Intervenor Testimony	July 7, 2014
Staff Testimony	July 22, 2014
Rebuttal Testimony	July 29, 2014

Granting the requested extensions will not prejudice any party and will provide all parties the opportunity to prepare more complete testimony and exhibits. The requested extensions are also consistent with the discovery cutoff date set forth in the OEPs. Accordingly, the Commission should grant this motion.

The undersigned has communicated (either by telephone or by electronic mail) with other parties and potential parties to these dockets, and is authorized to represent their positions with respect to this motion as follows. The Public Counsel, PCS Phosphates, and the Florida Industrial Power Users Group do not object to the motion. Duke Energy Florida agrees with the relief requested. The Commission Staff take no position.

### CONCLUSION AND RELIEF REQUESTED

The one-week extensions for testimony filing requested in this unopposed motion will not prejudice any party and will provide all parties the opportunity to prepare more complete testimony and exhibits. No party objects to this motion, **a**nd

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the extended filing dates will promote the efficient processing of these dockets.

WHEREFORE, Calpine Construction Finance Company, L.P., respectfully moves the Commission to enter its order granting this motion and modifying the testimony filing dates in these important cases as prayed herein.

Respectfully submitted this 30th day of May 2014.

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Attorneys for Calpine Construction Finance Company, L.P.

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished to the following by electronic mail on this <u>30th</u> day of May 2014.

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