

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Environmental Cost
Recovery Clause

DOCKET NO. 170007-EI
FILED: September 29, 2017

**THE FLORIDA INDUSTRIAL POWER USERS GROUP'S
PREHEARING STATEMENT**

The Florida Industrial Power Users Group (FIPUG), pursuant to Order No. PSC-17-0106-PCO-EI, files its Prehearing Statement.

A. APPEARANCES:

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B. WITNESSES AND EXHIBITS:

All witnesses and exhibits listed by other parties in this proceeding.

C. STATEMENT OF BASIC POSITION:

Only costs legally authorized should be recovered through the environmental cost recovery clause. FIPUG maintains that the respective utilities must satisfy their burden of proof for any and all monies or other relief sought in this proceeding.

D. STATEMENT OF ISSUES AND POSITIONS:

GENERIC ISSUES

ISSUE 1. What are the final environmental cost recovery true-up amounts for the period January 2016 through December 2016?

FIPUG: The petitioner has the burden of proof and must carry its burden.

ISSUE 2. What are the estimated/actual environmental cost recovery true-up amounts for the period January 2017 through December 2017?

FIPUG: The petitioner has the burden of proof and must carry its burden.

ISSUE 3. What are the projected environmental cost recovery amounts for the period January 2018 through December 2018?

FIPUG: The petitioner has the burden of proof and must carry its burden.

ISSUE 4. What are the environmental cost recovery amounts, including true-up amounts, for the period January 2018 through December 2018?

FIPUG: The petitioner has the burden of proof and must carry its burden.

ISSUE 5. What depreciation rates should be used to develop the depreciation expense included in the total environmental cost recovery amounts for the period January 2018 through December 2018?

FIPUG: The petitioner has the burden of proof and must carry its burden.

ISSUE 6. What are the appropriate jurisdictional separation factors for the projected period January 2018 through December 2018?

FIPUG: The petitioner has the burden of proof and must carry its burden.

ISSUE 7. What are the appropriate environmental cost recovery factors for the period January 2018 through December 2018 for each rate group?

FIPUG: The petitioner has the burden of proof and must carry its burden.

ISSUE 8. What should be the effective date of the new environmental cost recovery factors for billing purposes?

FIPUG: The petitioner has the burden of proof and must carry its burden.

ISSUE 9. Should the Commission approve revised tariffs reflecting the environmental cost recovery amounts and environmental cost recovery factors determined to be appropriate in this proceeding?

FIPUG: The petitioner has the burden of proof and must carry its burden.

COMPANY-SPECIFIC ISSUES

FIPUG 10A. Should FPL be allowed to recover, through the ECRC, prudently incurred costs, if any, associated with the June 20, 2016 Consent Order between FPL and the Florida Department of Environmental Protection and the October 2015 Consent Agreement between FPL and the Miami-Dade County Department of Environmental Resources Management (as amended by the August 15, 2016 Consent Agreement Addendum)?

FIPUG: Adopt position of Office of Public Counsel.

FIPUG 10B. Which costs, if any, associated with the June 20, 2016 Consent Order between FPL and the Florida Department of Environmental Protection and the October 2015 Consent Agreement between FPL and the Miami-Dade County Department of Environmental Resources Management (as amended by the August 15, 2016 Consent Agreement Addendum) were prudently incurred?

FIPUG: Adopt position of Office of Public Counsel.

FIPUG 10C. Should the costs FPL seeks to recover in this docket be considered part of its Turkey Point Cooling Canal Monitoring Plan project?

FIPUG: Adopt position of Office of Public Counsel.

FIPUG 10D. Is FPL's proposed allocation of costs associated with the June 20, 2016 Consent Order between FPL and the Florida Department of Environmental Protection and the October 2015 Consent Agreement between FPL and the Miami-Dade County Department of Environmental Resources Management (as amended by the August 15, 2016 Consent Agreement Addendum) between O&M and capital appropriate? If not, what is the correct allocation of costs between O&M and capital?

FIPUG: Adopt position of Office of Public Counsel.

FIPUG 10E. How should the costs associated with the June 20, 2016 Consent Order between FPL and the Florida Department of Environmental Protection and the October 2015 Consent Agreement between FPL and the Miami-Dade County Department of Environmental Resources Management (as amended by the August 15, 2016 Consent Agreement Addendum) be allocated to the rate classes?

FIPUG: Adopt position of Office of Public Counsel.

TAMPA ELECTRIC COMPANY

ISSUE 11: How should revenues included in Tampa Electric's projected ECRC cost recovery amount for 2018 associated with Phase II of the company's coal combustion

residuals compliance program (“CCR Program”), the approval of which is currently pending in Docket No. 20170168-EI, be treated for cost recovery purposes pending the final disposition of the company’s petition in that docket?

FIPUG: Adopt position of Office of Public Counsel.

DUKE ENERGY FLORIDA

ISSUE 12A: Should the Commission find DEF’s proposed 316(b) compliance project is reasonable and approve recovery of the related costs through the ECRC?

FIPUG: Adopt position of Office of Public Counsel.

ISSUE 12B: How should the costs associated with DEF’s proposed 316(b) compliance Project be allocated to the rate classes?

FIPUG: Adopt position of Office of Public Counsel.

ISSUE 12C: Should the Regulatory Asset Treatment of the Alderman Road Fence be approved?

FIPUG: Adopt position of Office of Public Counsel.

E. STIPULATED ISSUES:

None at this time.

F. PENDING MOTIONS:

None at this time.

G. STATEMENT OF PARTY’S PENDING REQUESTS OR CLAIMS FOR CONFIDENTIALITY:

None.

H. OBJECTIONS TO QUALIFICATION OF WITNESSES AS AN EXPERT:

Yes, unless the witness in question affirmatively states the subject matter area(s) in which he or she claims expertise.

I. STATEMENT OF COMPLIANCE WITH ORDER ESTABLISHING PROCEDURE:

There are no requirements of the Order Establishing Procedure with which the Florida Industrial Power Users Group cannot comply at this time.

s/ Jon C. Moyle, Jr.

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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 29th day of September, 2017:

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