

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to determine need for Seminole combined cycle facility, by Seminole Electric Cooperative, Inc.

DOCKET NO. 20170266-EC

In re: Joint petition for determination of need for Shady Hills combined cycle facility in Pasco County, by Seminole Electric Cooperative, Inc. and Shady Hills Energy Center, LLC.

DOCKET NO. 20170267-EC
ORDER NO. PSC-2018-0089-PCO-EC
ISSUED: February 19, 2018

ORDER GRANTING QUANTUM PASCO POWER, L.P.'S
MOTION FOR LEAVE TO FILE CORRECTED TESTIMONY AND EXHIBITS
OF WITNESS PAUL M. SOTKIEWICZ

On December 21, 2017, the above referenced dockets were opened for this Commission's review of the Petition for Determination of Need for Seminole Combined Cycle Facility (Seminole Facility), filed by Seminole Electric Cooperative, Inc. (Seminole) and the Joint Petition for Determination of Need for Shady Hills Combined Cycle Facility (Shady Hills Facility) in Pasco County, filed by Seminole and Shady Hills Energy Center, LLC (Shady Hills).

On January 5, 2018, an Order Establishing Procedure and Consolidating Docket Nos. 20170266-EC and 20170267-EC for Hearing (OEP) was issued. Section IX of the OEP established the date for filing prefiled intervenor testimony as January 25, 2018. On January 24, 2018, Order No. PSC-2018-0064-PCO-EC was issued, modifying the date for prefiled intervenor testimony to January 29, 2018. Quantum Pasco Power, L.P. (Quantum) timely filed its prefiled intervenor testimony and exhibits of witness Paul M. Sotkiewicz on January 29, 2018.


On February 14, 2018, pursuant to Rule 28-106.204, Florida Administrative Code (F.A.C.), Quantum filed a Motion for Leave to File Corrected Testimony and Exhibits of Paul M. Sotkiewicz, citing that several values had been inadvertently and incorrectly transcribed from source documents into the workpapers upon which his exhibits were based. Quantum states the transcription errors resulted in minor changes in the values reported in the exhibits and in the narrative testimony of the witness. Quantum asserts these corrections, filed contemporaneously with Quantum's motion, have no impact on the witness's conclusions. Quantum has represented in the motion that they conferred with counsel for Seminole and Shady Hills and state the parties have no objections.

Upon consideration of Quantum's motion and because no party is prejudiced or objects, Quantum's Motion for Leave to File Corrected Testimony of Witness Paul M. Sotkiewicz is granted. The corrected testimony and exhibits of Paul M. Sotkiewicz (Document No. 01228-2018) shall replace previously filed testimony of Paul M. Sotkiewicz (Document No. 00720-2018).

Based on the foregoing, it is

ORDERED by Commissioner Gary F. Clark, as Prehearing Officer, that Quantum's Motion for Leave to File Corrected Testimony of Paul M. Sotkiewicz is hereby granted. The corrected testimony and exhibits of Paul M. Sotkiewicz (Document No. 001228-2018) shall replace previously filed testimony of Paul M. Sotkiewicz (Document No. 00720-2018).

By ORDER of Commissioner Gary F. Clark, as Prehearing Officer, this 19th day of February, 2018.



GARY F. CLARK
Commissioner and Prehearing Officer
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.