

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to approve transaction for accelerated decommissioning services at CR3 facility, transfer of title to spent fuel and associated assets, and assumption of operations of CR3 facility pursuant to the NRC license, and request for waiver from future application of Rule 25-6.04365, F.A.C. for nuclear decommissioning study, by Duke Energy Florida, LLC.

DOCKET NO. 20190140-EI

DATED: June 22, 2020

COMMISSION STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-2019-0320-PCO-EI, filed August 2, 2019, as amended by Order No. PSC-2019-0384-PCO-EI, filed September 20, 2019, and Order No. PSC-2020-0105-PCO-EI, filed April 15, 2020, the Staff of the Florida Public Service Commission files its Prehearing Statement.

1. All Known Witnesses

There are no known witnesses at this time.

2. All Known Exhibits

There are no known exhibits at this time.

3. 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.

4. Staff's Position on the Issues

ISSUE 1: Should the Florida Public Service Commission approve the transactions as contemplated by the Agreement (Decommissioning Services Agreement), the SNF PSA (Spent Nuclear Fuel Purchase and Sale Agreement), and the Ancillary Agreements (as defined in Article I, Section 1.1.1 of the Agreement)?

POSITION: Staff has no position at this time.

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ISSUE 2: Is DEF's proposed transaction with ADP and its subsidiaries for decommissioning CR3 consistent with DEF's 2017 2nd Revised and Restated Stipulation and Settlement Agreement (2017 Settlement)?

POSITION: Staff has no position at this time.

ISSUE 3: Should the Commission approve DEF's 2019 Accelerated Nuclear Decommissioning Study?

POSITION: Staff has no position at this time.

ISSUE 4: What is the appropriate annual accrual in equal dollar amounts necessary to recover the proposed decommissioning costs of CR3?

POSITION: Staff has no position at this time.

ISSUE 5: What is the appropriate accrual effective date for adjusting the accrual amount, if any adjustment is needed?

POSITION: Staff has no position at this time.

ISSUE 6: Should the Commission approve DEF's request to waive, if necessary, the future filing of CR3 decommissioning studies every five years as provided in Rule 25-6.04365, F.A.C.?

POSITION: Staff has no position at this time.

ISSUE 7: What reports should be given to the Commission to ensure that the decommissioning and spent fuel activities outlined in the DSA are completed, NDT funds are reasonably spent, and sufficient funds remain to complete the decommissioning and spent fuel activities?

POSITION: Staff has no position at this time.

ISSUE 8: Should this docket be closed?

POSITION: Staff has no position at this time.

FIPUG CONTESTED ISSUE:

ISSUE A: What monetary benefits, if any, should be provided to customers presently related to this matter?

POSITION: Staff has no position at this time.

5. Stipulated Issues

There are no stipulated issues at this time.

6. Pending Motions

There are no pending motions at this time.

7. Pending Confidentiality Claims or Requests

Commission staff has no pending confidentiality claims or requests at this time.

8. Objections to Witness Qualifications as an Expert

Commission staff has no objections to witness qualifications at this time.

9. Compliance with Order Nos. PSC-2019-0320-PCO-EI, PSC-2019-0384-PCO-EI and PSC-2020-0105-PCO-EI

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

Respectfully submitted this 22nd day of June, 2020.

/s/ Suzanne S. Brownless

SUZANNE S. BROWNLESS

STAFF COUNSEL

FLORIDA PUBLIC SERVICE COMMISSION

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that STAFF'S PREHEARING STATEMENT has been filed with the Office of Commission Clerk and that a true copy has been furnished to the following by electronic mail this 22nd day of June, 2020:

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