

245
m

RICHARD A. ZAMBO, P.A.
ATTORNEYS AND COUNSELLORS
598 S.W. HIDDEN RIVER AVENUE
PALM CITY, FLORIDA 34990
(407) 220-8183

REGISTERED PROFESSIONAL ENGINEER
REGISTERED PATENT ATTORNEY

COGENERATION & ALTERNATIVE ENERGY
ENERGY REGULATORY LAW

VIA FEDERAL EXPRESS

**ORIGINAL
FILE COPY**

April 14, 1995

Ms. Blanca S. Bayó, Director
Division of Records and Reporting
Florida Public Service Commission
101 East Gaines Street
Tallahassee, FL 32399-0850

In Re: Petition of Florida Power Corporation for determination that its plan for curtailing purchases from Qualifying Facilities in minimum load conditions is consistent with Rule 25-17.086, F.A.C.
FPSC Docket No. 941101-EQ

Dear Ms. Bayó:

Enclosed for filing in the referenced Docket please find an original and 15 copies of the Prehearing Statement of Ridge Generating Station, L.P., along with a Certificate of Service. A double-sided high density 3.5 inch floppy disk containing this document in WordPerfect 6.0 format as prepared on a Windows-based computer is also enclosed. If you have any questions regarding this filing, please do not hesitate to call.

- ACK
- ALA _____
- APP _____
- CAT _____
- CMO _____
- CTP _____
- EAG *Antrell* _____
- LEG *1* _____
- LIT *5* _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____

Sincerely,

Richard A. Zambo
Richard A. Zambo

RAZ/jnh
Enclosures

DOCUMENT NUMBER-DATE
03754 APR 14 1995
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Florida Power Corporation)	
for determination that its plan for curtailing)	Docket No. 941101-EQ
purchases from Qualifying Facilities in)	
minimum load conditions is consistent with)	Submitted for filing:
Rule 25-17.086, F.A.C.)	April 14, 1995
_____)	

PREHEARING STATEMENT OF RIDGE GENERATING STATION, L.P.

A. WITNESSES:

<u>Witness</u>	<u>Subject Matter</u>	<u>Issues</u>
Direct: None	n/a	n/a
Rebuttal: Unknown	Unknown at this time	Unknown at this time

B. EXHIBITS:

<u>Exhibit Number</u>	<u>Witness</u>	<u>Description</u>
Unknown at this time	Unknown at this time	Unknown at this time

C. STATEMENT OF BASIC POSITION:

Ridge Generating Station, L.P.'s Statement of Basic Position:

The need for *low load period* generation curtailments on the FPC system appears to have resulted from a variety of factors, none of which are directly attributable to Ridge. In a spirit of cooperation, Ridge has entered into a *curtailment agreement* with FPC (which is now pending Commission approval in Docket No. 950797-EQ) which, along with similar agreements between FPC and other QF's, should contribute significantly to the alleviation of the low load *problems* anticipated by FPC. Indeed, the curtailment agreements negotiated by FPC form an integral part of FPC's curtailment plan. So long as the referenced curtailment agreements are approved by the Commission, it is Ridge's position that FPC's curtailment plan as submitted, offers a reasonable solution to what appears to be a temporary problem. Ridge reserves the right to modify, amend or otherwise revise its basic position as may be appropriate as the case proceeds.

DOCUMENT NUMBER-DATE

D. ISSUES OF FACT AND POSITIONS:

Ridge reserves the right to expand, modify and elaborate on its positions at a later date.

FACT ISSUE 1: Has FPC adequately demonstrated that the procedures for curtailment outlined in its plan are reasonable, appropriate, and not unduly discriminatory against QF's or any group of QF's?

Ridge's Position: No position at this time

FACT ISSUE 2: Did FPC properly implement the procedures set forth in the plan during the curtailments which have occurred since October, 1994?

Ridge's Position: No position at this time

E. LEGAL ISSUES AND POSITIONS:

LEGAL ISSUE 1: Has FPC adequately demonstrated that the conditions for curtailment outlined in its plan comply with Commission Rule 25-17.086, Florida Administrative Code?

Ridge's Position: No Position at this time

F. POLICY ISSUES AND POSITIONS:

POLICY ISSUE 1: Should the Commission approve FPC's curtailment plan as being in compliance with Rule 25-17.086, Florida Administrative Code?

Ridge's Position No position at this time

G. STIPULATED ISSUES:

There are no stipulated issues of which Ridge is aware.

H. MOTIONS

There are no pending motions on Ridge's behalf.

J. COMPLIANCE WITH ORDER ON PROCEDURE

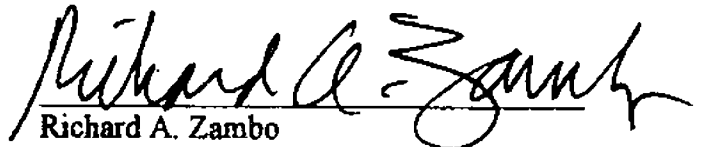
Ridge is unaware at this time of any requirements of Order 941523 with which it cannot substantially comply. Ridge will advise the Commission should the situation so warrant.

I. OTHER MATTERS

There are no other matters pending at this time, to the knowledge of Ridge. However, Ridge reserves the right to raise other matters, as may be appropriate.

Dated: April 14, 1995

Respectfully submitted,



Richard A. Zambo
Florida Bar No. 312525
RICHARD A. ZAMBO, P.A.
598 S.W. Hidden River Avenue
Palm City, FL 34990
(407) 220-9163

Attorney for Ridge Generating Station, L.P.

CERTIFICATE OF SERVICE
DOCKET NO. 941101-EQ

I HEREBY CERTIFY that a true and correct copy of the Prehearing Statement of Ridge Generating Station, L.P. as filed in this docket has been furnished by U.S. Mail to the following parties of record, this 14th day of April, 1995.

Martha Carter Brown, Esquire
Division of Legal Services
Florida Public Service Commission
101 E. Gaines Street
Tallahassee, FL 32399-0863

Gail Fels, Esquire
County Attorney's Office
Aviation Division
P.O. Box 592075 AMF
Miami, FL 33159

Robert Scheffel Wright, Esquire
Landers & Parsons
P.O. Box 271
Tallahassee, FL 32302

Ansley Watson, Jr., Esquire
Macfarlane Ausley Law Firm
P.O. Box 1531
Tampa, FL 33601-1531

James A. McGee, Esquire
Florida Power Corporation
P.O. Box 14042
St. Petersburg, FL 33733

Barrett G. Johnson, Esquire
Johnson & Associates, P.A.
315 S. Calhoun Street, Suite 350
Tallahassee, FL 32302

Kelly A. Tomblin, Esquire
Director, Legal & Corporate Affairs
Energy Initiatives, Inc.
One Upper Pond Road
Parsippany, NJ 07054

Barry N.P. Huddleston
Regional Mgr., Regulatory Affairs
Destec Energy Company, Inc.
2500 CityWest Blvd., Suite 150
Houston, TX 77042

Suzanne Brownless, Esquire
Suzanne Brownless, P.A.
2546 Blair Stone Pines Drive
Tallahassee, FL 32301

Kenton Erwin, Esquire
Destec Energy
2500 CityWest Blvd., Suite 150
Houston, TX 77042

Karla A. Stetter, Esquire
Acting County Attorney
Pasco County
7530 Little Road
New Port Richey, FL 34654

Michael O'Friel
Wheelabrator Environmental Systems
Liberty Lane
Hampton, NH 03842

CERTIFICATE OF SERVICE
DOCKET NO. 941101-EQ
(Continued)

Joseph A. McGlothlin, Esquire
Vicki Gordon Kaufman
McWhirter, Reeves, McGlothlin,
Davidson & Bakas
315 S. Calhoun Street, Suite 716
Tallahassee, FL 32301

D. Bruce May, Esquire
Holland and Knight
P.O. Drawer 810
Tallahassee, FL 32302

R. Stuart, Broom, Esquire
Verner, Lipfer, Bernhard,
McPherson & Hand, Chartered
901 15th St., N.W., Suite 700
Washington, DC 20005

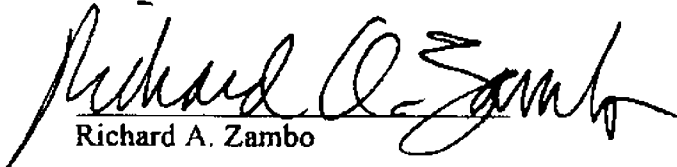
Patrick K. Wiggins, Esquire
Marsha E. Rule, Esquire
Wiggins & Villacorta, P.A.
P.O. Drawer 1657
Tallahassee, FL 32302

Gregory Presnell, Esquire
Akerman, Senterfitt & Eidson, P.A.
255 S. Orange Avenue
P.O. Box 231
Orlando, FL 32802-0231

Robert F. Riley
Auburndale Power Partners Ltd.
12500 Fair Lakes Cir., Suite 420
Fairfax, VA 22033

M. Julianne Yard, Esquire
Assistant County Attorney
Pinellas County
315 Court Street
Clearwater, FL 34616

Nancy Jones
Polk Power Partners, L.P.
1125 U.S. 98 South, Suite 100
Lakeland, FL 33801


Richard A. Zambo