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JACK SHREVE
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STATE OF FLORIDA
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c/o The Florida Legislature
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ORIGINAL
FILE COPY

February 8, 1996

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RE: Docket No. 960007-EI

Dear Ms. Bayo:

Enclosed please find the original and fifteen (15) copies of the Prehearing Statement of the Office of Public Counsel for filing in the above-referenced dockets. A diskette in IBM-compatible WordPerfect 5.1 is also submitted.

Please indicate receipt of filing by date-stamping the attached copy of this letter and returning it to this office. Thank you for your assistance in this matter.

Sincerely,

John Roger Howe
Deputy Public Counsel

- ACK _____
- ALA _____
- AMP _____
- CAF _____
- CRJ _____
- CRJ JRH/bgm
Enclosures
- CRJ _____
- ERG 4 Busa
- ESS 1
- LYN 3
- OPC _____
- ROH _____
- SEC 1
- WAS _____
- OTH _____

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
01551 FEB-8 96
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Environmental Cost Recovery)
Factor.)
_____)

DOCKET NO. 960007-EI
FILED: February 8, 1996

PREHEARING STATEMENT OF THE OFFICE OF PUBLIC COUNSEL

The Citizens of the State of Florida, through the Office of Public Counsel, pursuant to the Order Establishing Procedure in this docket, Order No. PSC-96-0061-PCO-EI, issued January 12, 1996, submit this Prehearing Statement.

APPEARANCES:

JOHN ROGER HOWE, Esquire, Deputy Public Counsel, Office of Public Counsel, c/o The Florida Legislature, 111 West Madison Street, Room 812, Tallahassee, Florida 32399-1400
On behalf of the Citizens of the State of Florida.

A. WITNESSES:

None.

B. EXHIBITS:

None.

C. STATEMENT OF BASIC POSITION

None necessary.

D. STATEMENT OF FACTUAL ISSUES AND POSITIONS

ISSUE 1: What are the appropriate final environmental cost recovery true-up amounts for the period ending September 30, 1995?

OPC:

FPL : No position at this time.
GPC : No position at this time.

ISSUE 2: What are the estimated environmental cost recovery true-up amounts for the period October, 1995 through March, 1996?

OPC:

FPL : No position at this time.

GPC : No position at this time.

ISSUE 3: What are the total environmental cost recovery true-up amounts to be collected during the period April, 1996 through September, 1996?

OPC:

FPL : No position at this time.

GPC : No position at this time.

ISSUE 4: What are the appropriate projected environmental cost recovery amounts to be included in the recovery factors for the period April 1996 through September 1996?

OPC:

FPL : No position at this time.

GPC : No position at this time.

ISSUE 5: What should be the effective date of the new environmental cost recovery factors for billing purposes?

OPC:

The factor should be effective beginning with the specified environmental cost recovery cycle and thereafter for the period April, 1996 through September, 1996. Billing cycles may start before April 1, 1996, and the last cycle may be read after September 30, 1996, so that each customer is billed for six months regardless of when the adjustment factor became effective.

Issue 6: What depreciation rates should be used to develop the depreciation expense included in the total environmental cost recovery true-up amounts to be collected during the period April, 1996 through September, 1996?

OPC:

No position at this time.

ISSUE 7: How should the newly proposed environmental costs be allocated to the rate classes?

OPC:

FPL : No position at this time.
GPC : No position at this time.

ISSUE 8: What are the appropriate Environmental Cost Recovery Factors for the period April, 1996 through September, 1996 for each rate group?

OPC:

FPL : No position at this time.
GPC : No position at this time.

ISSUE 9: Should the Environmental Cost Recovery Clause true-up amounts be divided into energy and demand components based on actual project expenditures?

OPC:

No position at this time.

Company-Specific Environmental Issues

Gulf Power Company

Issue 10: Should the Commission approve recovery of Gulf Power Company's costs of Clean Air Act Compliance Studies through the Environmental Cost Recovery Clause?

OPC:

No position at this time.

Florida Power & Light Company

ISSUE 11A: Should the Commission approve Florida Power & Light's request to recover the cost of the St. Lucie Plant Sea Turtle Barrier through the Environmental Cost Recovery Clause?

OPC:

No position at this time.

ISSUE 11B: Should the Commission allow Florida Power & Light Company to recover the costs of the current spill abatement project at the Riviera Plant which has been included in the activity titled Maintenance of Stationary Above Ground Fuel Storage Tanks - Spill Abatement?

OPC:

No position at this time.

ISSUE 11C: Should the Commission allow Florida Power & Light Company to recover the costs of the current spill

abatement project at the Sanford Plant which has been included in the activity titled Maintenance of Stationary Above Ground Fuel Storage Tanks - Spill Abatement?

OPC: No position at this time.

E. STATEMENT OF LEGAL ISSUES AND POSITIONS: None at this time.

F. STATEMENT OF POLICY ISSUES AND POSITIONS: None at this time.

G. STIPULATED ISSUES: None.

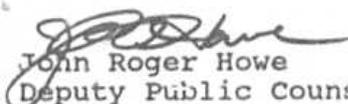
H. PENDING MOTIONS: None.

I. STATEMENT OF COMPLIANCE WITH ORDER ESTABLISHING PROCEDURE:

There are no requirements of the Order Establishing Procedure with which the Office of Public Counsel cannot comply.

Respectfully Submitted,

Jack Shreve
Public Counsel


John Roger Howe
Deputy Public Counsel

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Attorneys for the Citizens
of the State of Florida

CERTIFICATE OF SERVICE
DOCKET NO. 960007-EI

I HEREBY CERTIFY that a true and correct copy of the PREHEARING STATEMENT OF THE OFFICE OF PUBLIC COUNSEL has been furnished by *hand-delivery or by U.S. Mail to the following parties on this 8th day of February, 1996.

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