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COMMISSION CLERK

October 31, 2001

## **HAND DELIVERED**

Ms. Blanca S. Bayo, Director Division of Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

Re:

Fuel and Purchased Power Cost Recovery Clause with Generating Performance

Incentive Factor; FPSC Docket No. 010001-EI

Dear Ms. Bayo:

Enclosed for filing in the above docket are the original and ten (10) copies of Tampa Electric Company's Prehearing Statement.

Also enclosed is a diskette containing the above document generated in Word and saved in Rich Text format for use with WordPerfect.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same to this writer.

Thank you for your assistance in connection with this matter.

Sincerely,

APP
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cc: All Parties of Re

RGO SEC SER All Parties of Record (w/enc.)

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# BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased	)	
Power Cost Recovery Clause	)	DOCKET NO. 010001-EI
And Generating Performance	)	FILED: October 31, 2001
Incentive Factor.	)	
	_ )	

# TAMPA ELECTRIC COMPANY'S PREHEARING STATEMENT

## A. APPEARANCES:

LEE L. WILLIS
JAMES D. BEASLEY
Ausley & McMullen
Post Office Box 391
Tallahassee, Florida 32302
On behalf of Tampa Electric Company

# **B. WITNESSES:**

	Witness	Subject Matter	<u>Issues</u>
( <u>D</u> i	rect)		
1.	J. Denise Jordan (TECO)	Fuel Adjustment True-up and Projections	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 21F, ,21G, 21H, 25, 26, 27, 28, 29, 30
		Capacity Cost Recovery True-up and Projections	
		Proposed Wholesale Incentive Benchmark	
		Regulatory Treatment for Expenses and Revenues Associated with Hedging and Capital Projects that are Expected to Reduce Long-term Fuel Costs	

		Appropriateness of Offsetting Excess Earnings by Reducing the Amount of Prudently Incurred Fuel and Purchased Power Expenses Recovered through the Clause	
2.	Brian S. Buckley (TECO)	(Testimony adopted and sponsored by George A. Keselowsky)	23
3.	George A. Keselowsky (TECO)	GPIF Reward/Penalty and Targets/Ranges	23, 24, 24A, 24B
4.	W. Lynn Brown (TECO)	Tampa Electric's Wholesale Purchases and Sales Activities; Hedging	11, 21C, 21D, 21E, 21G, 27
5.	Joann T. Wehle (TECO)	Affiliated Coal Transportation Costs; 2002 Fuel Mix Change; Risk Managemer Practices; Hedging	
6.	Mark J. Hornick (TECO)	Tampa Electric's Generating Facilities, Operations and Maintenance and Operational Events	21D

# C. EXHIBITS:

<u>Exhibit</u>	Witness	Description
(JDJ-1)	Jordan	Fuel Cost Recovery January 2000 - December 2000
(JDJ-1)	Jordan	Capacity Cost Recovery January 2000 – December 2000
(JDJ-2)	Jordan	Fuel Cost Recovery, Projected January 2001 – December 2001
(JDJ-3)	Jordan	Fuel Adjustment Results January 2001 – December 2001
(JDJ-3)	Jordan	Fuel Cost Recovery, Projected January 2002 – December 2002
(JDJ-3)	Jordan	Capacity Cost Recovery, January 2001 – December 2001

(JDJ-3)	Jordan	Capacity Cost Recovery, Projected January 2002 – December 2002
(JDJ-4)	Jordan	Wholesale Projected Average System Fuel Cost Adjustment January 2002 – December 2002
(BSB-1)	Buckley	Generating Performance Incentive Factor Results January 2000 - December 2000 (Adopted and sponsored by George A. Keselowsky)
(GAK-1)	Keselowsky	Generating Performance Incentive Factor Estimated January 2002 – December 2002
(JTW-1)	Wehle	Transportation Benchmark Calculation Coal Benchmark Calculation

# **D. STATEMENT OF BASIC POSITION**

# Tampa Electric Company's Statement of Basic Position:

The Commission should approve Tampa Electric's calculation of its fuel adjustment, capacity cost recovery and GPIF true-up and projection calculations, including the proposed fuel adjustment factor of 3.301 cents per KWH before application of factors which adjust for variations in line losses; the proposed capacity cost recovery factor of 0.296 cents per KWH before applying the 12CP and 1/13<sup>th</sup> allocation methodology; a GPIF reward of \$1,095,745 and approval of the company's proposed GPIF targets and ranges for the forthcoming period. Tampa Electric also requests approval of its calculated wholesale incentive benchmark of \$2,283,019 for calendar year 2002.

## D. STATEMENT OF ISSUES AND POSITIONS

## **Generic Fuel Adjustment Issues**

<u>ISSUE 1:</u> What are the appropriate final fuel adjustment true-up amounts for the period January, 2000 through December 2000?

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TECO: \$23,129,476 underrecovery. (Witness: Jordan)

<u>ISSUE 2:</u> What are the appropriate estimated/actual fuel adjustment true-up amounts for the period January 2001 through December 2001?

TECO: \$65,543,259 underrecovery. (Witness: Jordan)

<u>ISSUE 3:</u> What are the appropriate total fuel adjustment true-up amounts to be collected/refunded from January 2002 to December 2002?

TECO: \$88,672,735 underrecovery. (Witness: Jordan)

<u>ISSUE 4:</u> What are the appropriate levelized fuel cost recovery factors for the period January 2002 to December 2002?

TECO: The appropriate factor is 3.301 cents per KWH before the normal application of factors that adjust for variations in line losses. (Witness: Jordan)

<u>ISSUE 5:</u> What should be the effective date of the fuel adjustment charge and capacity cost recovery charge for billing purposes?

TECO: The new factors should be effective beginning with the specified billing cycle and thereafter for the period January 2002 and thereafter through the last billing cycle for December 2002. The first billing cycle may start before January 1, 2002 and the last billing cycle may end after December 1, 2002, so long as each customer is billed for 12 months regardless of when the factors became effective. (Witness: Jordan)

<u>ISSUE 6:</u> What are the appropriate fuel recovery line loss multipliers to be used in calculating the fuel cost recovery factors charged to each rate class/delivery voltage level class?

Fuel Recovery

	•
Rate Schedule	Loss Multiplier
RS, GS and TS	1.0035
RST and GST	1.0035
SL-2, OL-1 and OL-3	N/A
GSD, GSLD, and SBF	1.0009

TECO:

GSDT, GSLDT, EV-X and SBFT 1.0009

IS-1, IS-3, SBI-1, SBI-3 0.9792

IST-1, IST-3, SBIT-1, SBIT-3

0.9792

Fuel Charge

(Witness: Jordan)

<u>ISSUE 7:</u> What are the appropriate fuel cost recovery factors for each rate class/delivery voltage level class adjusted for line losses?

<u>TECO:</u> The appropriate factors are

	ruei Charge
Rate Schedule	Factor (cents per kWh)
Average Factor	3.301
RS, GS and TS	3.313
RST and GST	4.535(on-peak)
	2.793(off-peak)
SL-2, OL-1 and OL-3	3.054
GSD, GSLD, and SBF	3.304
GSDT, GSLDT, EV-X and SBFT	4.523(on-peak)
	2.786(off-peak)
IS-1, IS-3, SBI-1, SBI-3	3.232
IST-1, IST-3, SBIT-1, SBIT-3	4.425(on-peak)
	2.725(off-peak)
(Witness: Jordan)	

ISSUE 8: What is the appropriate revenue tax factor to be applied in calculating each investor-owned electric utility's levelized fuel factor for the projection period January 2002 to December 2002?

TECO: 1.00072 cents/KWH. (Witness: Jordan)

<u>ISSUE 9</u>: What is the appropriate benchmark level for calendar year 2001 for gains on non-separated wholesale energy sales eligible for a shareholder incentive as set forth by Order No. PSC-00-1744-PAA-EI, in Docket No. 991779-EI, issued September 26, 2000, for each investor-owned electric utility?

<u>TECO:</u> \$4,768,644. (Witness: Jordan)

ISSUE 10: What is the appropriate estimated benchmark level for calendar year 2002 for gains on non-separated wholesale energy sales eligible for a shareholder incentive as set forth by Order No. PSC-00-1744-PAA-EI, in Docket No. 991779-EI, issued September 26, 2000, for each investor-owned electric utility?

<u>TECO</u>: \$2,283,019. (Witness: Jordan)

ISSUE 11: Is each investor-owned electric utility taking reasonable steps to manage the risks associated with its fuel transactions through the use of physical and financial hedging practices?

<u>TECO</u>: Tampa Electric has taken reasonable steps to manage risks associated with fuel transactions. (Witnesses: Brown, Wehle)

<u>ISSUE 12</u>: What is the appropriate regulatory treatment for gains and losses from hedging an investor-owned electric utility's fuel transactions through futures contracts?

TECO: Any such gains or losses should be flowed through the fuel and purchased power cost recovery clause. (Witness: Jordan)

ISSUE 13: What is the appropriate regulatory treatment for the premiums received and paid for hedging an investor-owned electric utility's fuel transactions through options contracts?

TECO: Any premiums received and paid should be recovered through the fuel and purchased power cost recovery clause. (Witness: Jordan)

ISSUE 14: What is the appropriate regulatory treatment for the transaction costs associated with an investor-owned electric utility hedging its fuel transactions?

TECO: All transaction costs associated with hedging fuel and wholesale energy costs to help avoid or limit the risk of price fluctuations for the benefit of Tampa Electric's ratepayers should be recovered through the fuel and purchased power cost recovery clause. (Witness: Jordan)

ISSUE 15: As relates to capital projects with an in-service date on or after January 1, 2002, that are expected to reduce long-term fuel costs, should there be a change in the policy set forth in Order No. 14546 issues in Docket No. 850001-EI-B regarding the costs that are recoverable through the fuel cost recovery clause?

TECO: No. While Tampa Electric does not seek recovery of any capital expenditures for capital projects with an in-service date on or after January 1, 2001, if the company were to seek recovery of such projects the appropriate regulatory treatment would

be to recover the costs of the investments and the associated carrying costs through the fuel and purchased power cost recovery clause. (Witness: Jordan)

ISSUE 16: What is the appropriate rate of return on the unamortized balance of capital

projects with an in-service date on or after January 1, 2002, that are expected to

reduce long-term fuel costs?

TECO: Although Tampa Electric is not seeking to recover any capital costs of such

projects, if it were to seek such recovery the appropriate rate of return on the unamortized balance would be the midpoint of the company's allowed return on equity range approved by the Commission in the company's last rate case.

(Witness: Jordan)

<u>ISSUE 17</u>: (Issue 17 was deleted)

<u>ISSUE 17A</u>: (Issue 17A was deferred)

## **Company-Specific Fuel Adjustment Issues**

Florida Power & Light Company

ISSUE 18A: For the period March 1999, to March 2001, did FPL take reasonable steps to

manage the risk associated with changes in natural gas prices?

TECO: No position.

ISSUE 18B: Is FPL's aerial survey method of its coal inventory at Plant Scherer as stated in

Audit Disclosure No. 1 of Audit Control No. 01-053-4-1 consistent with the method set forth in Order No. PSC-97-0359-FOF-EI, in Docket No. 970001-EI,

issued March 31, 1997?

TECO: No position.

ISSUE 18C: What is the appropriate regulatory treatment for sales of natural gas and

transportation capacity made by FPL to an affiliated company?

TECO: No position.

ISSUE 18D: What is the appropriate regulatory treatment for sales of natural gas and

transportation capacity made by FPL to an unaffiliated company?

TECO: No position.

ISSUE 18E: (Issue 18E was deleted)

<u>ISSUE 18F</u>: (Issue 18F was deleted)

ISSUE 18G: (Issue 18G was deleted)

ISSUE 18H: Are the costs associated with Florida Power & Light Company's purchase of 50

MW firm capacity and associated energy from Florida Power Corporation

reasonable?

TECO: No position.

ISSUE 18I Are the costs associated with Florida Power & Light Company's purchase of

approximately 1,000 MW of capacity and associated energy from Progress Energy Ventures, Reliant Energy Services, and Oleander Power Project L.P.

reasonable?

<u>TECO</u>: No position.

ISSUE 18J: Should the Commission allow Florida Power & Light Company to recover

through the fuel and capacity cost recovery clauses payments made to Cedar Bay

resulting from litigation between FPL and Cedar Bay?

TECO: No position.

ISSUE 18K: (Issue 18K was deleted at the October 30, 2001 Issue ID meeting)

Florida Power Corporation

ISSUE 19A: Has Florida Power Corporation confirmed the validity of the methodology used to

determine the equity component of Electric Fuels Corporation's capital structure

for calendar year 2000?

<u>TECO</u>: No position.

ISSUE 19B: Has Florida Power Corporation properly calculated the market price true-up for

coal purchases from Powell Mountain?

TECO: No position.

ISSUE 19C: Has Florida Power Corporation properly calculated the 2000 price for waterborne

transportation services provided by Electric Fuels Corporation?

TECO: No position.

ISSUE 19D: For the period March 1999, to March 2001, did Florida Power take reasonable

steps to manage the risk associated with changes in natural gas prices?

TECO: No position.

<u>ISSUE 19E</u>: Were Florida Power's replacement fuel costs for the unplanned outage at Crystal

River Unit 2, commencing on June 1, 2000, reasonable?

<u>TECO</u>: No position.

ISSUE 19F: Should the Commission allow Florida Power to recover payments made to Lake

Cogen, Ltd. resulting from litigation between Florida Power and Lake Cogen,

Ltd.?

<u>TECO</u>: No position.

Florida Public Utilities Company

ISSUE 20A: As stated in Audit Disclosure No. 1 in Audit Control No. 01-053-4-2, did Florida

Public Utilities Company charge its ratepayers in its GSD class a fuel cost recovery factor that was less than the Commission-approved fuel cost recovery

factor for that class?

TECO: No position.

ISSUE 20B: If Florida Public Utilities Company did charge its ratepayers in its GSD class a

fuel cost recovery factor that was less than the Commission-approved fuel cost recovery factor for that class, what are the appropriate corrective actions Florida

Public Utilities Company should take?

<u>TECO</u>: No position.

Tampa Electric Company

<u>ISSUE 21A</u>: What is the appropriate 2000 waterborne coal transportation benchmark price for

transportation services provided by affiliates of Tampa Electric Company?

TECO: \$26.23/Ton. (Witness: Wehle)

ISSUE 21B: Has Tampa Electric Company adequately justified any costs associated with

transportation services provided by affiliates of Tampa Electric Company that

exceed the 2000 waterborne transportation benchmark price?

TECO: Because the actual affiliated coal transportation cost for 2000 fell below the

waterborne transportation benchmark price, no such justification is necessary.

(Witness: Wehle)

ISSUE 21C: For the period January 1998, to December 2000, were Tampa Electric Company's

decisions regarding its wholesale energy purchases from and its wholesale energy

sales to Hardee Power Partners reasonable?

<u>TECO</u>: Yes. The Hardee Power Partners coal-based purchases have been very beneficial to Tampa Electric's customers. (Witness: Brown)

ISSUE 21D: For the period January 1998, to December 2000, were Tampa Electric Company's decisions regarding its wholesale energy purchases from its wholesale energy sales to non-affiliated entities reasonable?

<u>TECO</u>: Yes. (Witnesses: Brown, Hornick)

ISSUE 21E: Is Tampa Electric's lease of 39 portable generators to provide 70 MW of peaking capacity reasonable?

TECO: Yes. (Witness: Brown)

ISSUE 21F: Is Tampa Electric's proposal to refund \$6.37 million from 1999 earnings to its ratepayers from January 2002, to March 2002, reasonable?

TECO: Yes. (Witness: Jordan)

<u>ISSUE 21G</u>: Does Tampa Electric currently allocate 100% of its purchased power costs to retail customers and if so what action, if any, should the Commission take?

<u>TECO</u>: No, and no action by the Commission is required. (Witnesses: Jordan, Brown)

<u>ISSUE 21H</u>: Should separated wholesale sales be charged average system fuel costs and should non-separated sales be charged system incremental costs?

TECO: As a matter of law, this FIPUG issue is unwarranted, unnecessary and should be excluded from the Prehearing Order. The Commission has an established, clearly articulated policy concerning the regulatory treatment of separated sales and also has pending a docket (Docket No. 010283-EI) addressing the appropriate regulatory treatment of the costs associated with non-separated wholesale sales. In addition, contrary to FIPUG's position, the "issue" FIPUG puts forth is not a Tampa Electric specific issue and should not be addressed as such. The Commission's generic policy for allocating the costs of separated wholesale sales was set forth in Order No. PSC-97-0262-FOF-EI, issued in Docket No. 970001-EI on March 11, 1997. The applicability of that policy was reaffirmed in the Commission's December 22, 1999 order prescribing the fuel and purchased power and capacity cost recovery factors for 2000. That policy was specifically reaffirmed once again in the Commission's July 11, 2000 order disposing of FIPUG's Motion for Mid-Course Protection.<sup>2</sup>

<sup>&</sup>lt;sup>1</sup> Order No. PSC-99-2512-FOF-EI, Docket No. 990001-EI

<sup>&</sup>lt;sup>2</sup> Order No. PSC-00-1266-PAA-EI, Docket No. 000001-EI

If this issue is included in the prehearing order, Tampa Electric's position is as follows:

TECO: Separated and non-separated wholesale sales should be accounted for in accordance with the provisions of Order No. PSC-97-0262-FOF-EI, issued by the Commission in Docket No. 970001-EI on March 11, 1997, and reaffirmed in subsequent orders of the Commission. (Witness: Jordan)

ISSUE 21I: (FIPUG's proposed Issue 21I was deleted at the October 30, 2001 Issue ID meeting.)

ISSUE 21J: (FIPUG's proposed Issue 21J was deleted at the October 30, 2001 Issue ID meeting.).

ISSUE 21K: Should the Commission open a docket to conduct an investigation of Tampa Electric Company's affiliate transactions and its procurement of power for its wholesale customers to determine whether Tampa Electric Company's actions regarding affiliate transactions are prudent and beneficial to retail customers?

TECO: This FIPUG issue, likewise, is baseless and unnecessary. FIPUG has identified no basis for the "investigation" it envisions. This issue should be rejected out of hand. FIPUG ignores the fact that the Commission reviews Tampa Electric's affiliate transactions within this docket (See Issues 21A-C) and reviews the company's wholesale transactions within this docket. (See Issues 21C and 21D). No "new docket" is warranted.

If this issue is included in the prehearing order Tampa Electric's position is as follows:

<u>TECO</u>: No. Nothing in the record supports opening a separate docket to duplicate matters aptly handled by the Commission in this docket.

<u>ISSUE 21L</u>: (This issue was deleted at the October 30, 2001 Issue ID meeting.)

#### Gulf Power Company

ISSUE 22A: Were Gulf Power's replacement fuel costs for the unplanned outage at Crist Unit 2, commencing on August 2, 2000, reasonable?

TECO: No position.

ISSUE 22B: As stated in Audit Disclosure No. 3 of Audit Control No. 01-053-1-1 and Audit Disclosure No. 3 of Audit Control No. 01-023-1-1, did Gulf Power Company overstate Interchange Sales reported for the year ended December 31, 2000, by \$385,796?

TECO: No position.

ISSUE 22C: If Gulf Power Company did overstate Interchange Sales reported for the year

ended December 31, 2000, by \$385,796, what are the appropriate corrective

actions that Gulf Power Company should take?

TECO: No position.

## **Generic Generating Performance Incentive Factor Issues**

ISSUE 23: What is the appropriate generation performance incentive factor (GPIF) reward or

penalty for performance achieved during the period January, 2000 through

December, 2000 for each investor-owned electric utility subject to the GPIF?

TECO: A reward of \$1,095,745. (Witness: Keselowsky)

ISSUE 24: What should the GPIF targets/ranges be for the period January, 2002 through

December, 2002 for each investor-owned electric utility subject to the GPIF?

TECO: The appropriate targets and ranges are shown in the Exhibit to the prefiled

testimony of Mr. George A. Keselowsky. (Witness: Keselowsky)

#### Company-Specific Generating Performance Incentive Factor Issues

ISSUE 24A: Should the actual 2000 heat rates for the Big Bend Units #1 and #2 be adjusted for

the flue gas desulfurization's (FGD) impact on Tampa Electric's 2000

reward/penalty?

TECO: Yes. (Witness: Keselowsky)

ISSUE 24B: Should the heat rate targets for the year 2002 for Big Bend Units #1 and #2 be

adjusted for the FGD's impact on Tampa Electric's eventual 2002

reward/penalty?

<u>TECO</u>: Yes. (Witness: Keselowsky)

#### Generic Capacity Cost Recovery Factor Issues

<u>ISSUE 25</u>: What are the appropriate final capacity cost recovery true-up amounts for the

period January, 2000 through December, 2000?

TECO: Underrecovery of \$589,079. (Witness: Jordan)

<u>ISSUE 26</u>: What is the appropriate estimated/actual capacity cost recovery true-up amounts for the period January, 2001 through December, 2001?

TECO: Underrecovery of \$4,971,024. (Witness: Jordan)

ISSUE 27: What are the appropriate total capacity cost recovery true-up amounts to be collected/refunded during the period January, 2002 through December, 2002?

TECO: Underrecovery of \$5,560,103. (Witness: Jordan)

<u>ISSUE 28</u>: What are the appropriate projected net purchased power capacity cost recovery amounts to be included in the recovery factor for the period January, 2002 through December, 2002?

TECO: The purchased power capacity cost recovery amount to be included in the recovery factor for the period January, 2002 through December, 2002, adjusted by the jurisdictional separation factor, is \$47,002,518. The total recoverable capacity cost recovery amount to be collected, including the true-up amount and adjusted for the revenue tax factor, is \$52,600,466. (Witness: Jordan)

ISSUE 29: What are the appropriate jurisdictional separation factors to be applied to determine the capacity costs to be recovered during the period January, 2002 through December, 2002?

<u>TECO</u>: The appropriate jurisdictional separation factor is 0.9189189. (Witness: Jordan)

<u>ISSUE 30</u>: What are the projected capacity cost recovery factors for each rate class/ delivery class for the period January, 2002 through December, 2002?

TECO: The appropriate factors are

### **Capacity Cost Recovery**

Rate Schedule	Factor (cents per kWh)
Average Factor	0.296
RS	0.379
GS and TS	0.350
GSD, EV-X	0.269
GSLD and SBF	0.245

IS-1, IS-3, SBI-1, SBI-3 0.022

SL-2, OL-1 and OL-3 0.041

(Witness: Jordan)

# Company-Specific Capacity Cost Recovery Factor Issues

ISSUE 31: What is the appropriate adjustment to Gulf Power Company's total recoverable

capacity payments to reflect the former capacity transactions embedded in the

company's base rates, as reflected on line 8 of Schedule CCE-1?

TECO: No position.

## F. STIPULATED ISSUES

**TECO:** None at this time.

# G. MOTIONS

**TECO:** Tampa Electric has pending the following motions in this proceeding:

<u>Date</u>	Motion
July 20, 2001	Tampa Electric's Notice and Answers to FIPUG's 2 <sup>nd</sup> Interrogatories (24-33) and 2 <sup>nd</sup> POD #7 and Motion for Protective Order Relating to FIPUG's 2 <sup>nd</sup> Set of Interrogatories
August 1, 2001	Tampa Electric's Motion to Compel FIPUG to Respond to Discovery and Request for Expedited Motion Hearing
August 31, 2001	Tampa Electric's Objections, Motion for Protective Order and Written Response to FIPUG's 3 <sup>rd</sup> Set of Interrogatories (34-74)
September 27, 2001	Tampa Electric's Motion for Protective Order Relating to FIPUG's 3 <sup>rd</sup> Interrogatories
October 3, 2001	Tampa Electric's Supplement to Motion for a Protective Order (FIPUG Interrogatory 51)

# H. OTHER MATTERS

**TECO:** None at this time.

DATED this **31** day of October, 2001.

Respectfully submitted,

LEE'L. WILLIS

JAMES D. BEASLEY

Ausley & McMullen

Tallahassee, Florida 32302

(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of Tampa Electric Company's Prehearing Statement has been furnished by U. S. Mail or hand delivery (\*) on this 3/3/day of October,

2001 to the following:

Mr. Wm. Cochran Keating, IV\* Staff Counsel Division of Legal Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0863

Mr. James A. McGee Senior Counsel Florida Power Corporation Post Office Box 14042 St. Petersburg, FL 33733

Ms. Vicki Gordon Kaufman Mr. Joseph A. McGlothlin McWhirter, Reeves, McGlothlin, Davidson, Decker, Kaufman, Arnold & Steen, P.A. 117 S. Gadsden Street Tallahassee, FL 32301

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ATTORNEY