

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Environmental cost recovery clause) DOCKET NO. 080007-EI
)
) FILED: October 3, 2008

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-08-0149-PCO-EI, issued March 11, 2008, submit this Prehearing Statement.

APPEARANCES:

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c/o The Florida Legislature
111 West Madison Street, Room 812
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On behalf of the Citizens of the State of Florida.

1. **WITNESSES:**

None.

2. **EXHIBITS:**

None.

3. **STATEMENT OF BASIC POSITION**

POSITION: No position at this time.

4. STATEMENT OF FACTUAL ISSUES AND POSITIONS

ISSUE 1: What are the final environmental cost recovery true-up amounts for the period ending December 31, 2007?

POSITION: No position at this time.

ISSUE 2: What are the estimated environmental cost recovery true-up amounts for the period January 2008 through December 2008?

POSITION: No position at this time.

ISSUE 3: What are the projected environmental cost recovery amounts for the period January 2008 through December 2009?

POSITION: No position at this time.

ISSUE 4: What are the environmental cost recovery amounts, including true-up amounts, for the period January 2009 through December 2009?

POSITION: No position at this time.

ISSUE 5: What depreciation rates should be used to develop the depreciation expense included in the total environmental cost recovery amounts for the period January 2009 through December 2009?

POSITION: No position at this time.

ISSUE 6: What are the appropriate jurisdictional separation factors for the projected period January 2009 through December 2009?

POSITION: No position at this time.

ISSUE 7: What are the appropriate environmental cost recovery factors for the period January 2009 through December 2009 for each rate group?

POSITION: No position at this time.

ISSUE 8: What should be the effective date of the new environmental cost recovery factors for billing purposes?

POSITION: No position at this time.

COMPANY-SPECIFIC ISSUES

Florida Power & Light (FPL)

ISSUE 9A: Should the Commission grant FPL's petition to modify the scope of its CWA 316(b) Phase II Rule Project?

POSITION: No position at this time.

ISSUE 9B: What are the environmental cost recovery amounts of FPL's three Next Generation Solar Energy Centers for the period January 2008 through December 31, 2008?

POSITION: No position at this time.

ISSUE 9C: What are the environmental cost recovery amounts of FPL's three Next Generation Solar Energy Centers for the period January 2009 through December, 2009?

POSITION: No position at this time.

ISSUE 9D: How should the costs associated with the three Next Generation Solar Energy Centers be allocated to the rate classes?

POSITION: No position at this time.

ISSUE 9F: Should FPL be allowed to recover the costs associated with its proposed Greenhouse Gas Reduction Program?

POSITION: No position at this time.

ISSUE 9G: How should the costs associated with the Greenhouse Gas Reduction Program be allocated to the rate classes?

POSITION: No position at this time.

ISSUE 9H: Should the Commission approve FPL's proposed Updated Integrated Clean Air Compliance Plan to address the vacated Clean Air Interstate Rule (CAIR)?

POSITION: No position at this time.

Progress Energy Florida (PEF)

ISSUE 10A: Should PEF be allowed to recover the costs associated with its proposed Crystal River Thermal Discharge Compliance Project?

POSITION: No position at this time.

ISSUE 10B: How should the newly proposed environmental costs for the Crystal River Thermal Discharge Compliance Project be allocated to the rate classes?

POSITION: No position at this time.

ISSUE 10C: Should PEF be allowed to recover costs associated with its proposed Greenhouse Gas Inventory and Reporting Project?

POSITION: No position at this time.

ISSUE 10D: How should the costs associated with the Greenhouse Gas Inventory and Reporting Project be allocated to the rate classes?

POSITION: No position at this time.

ISSUE 10E: Should the Commission approve PEF's proposed Updated Integrated Clean Air Compliance Plan to address the vacated Clean Air Interstate Rule (CAIR)?

POSITION: No position at this time.

Gulf Power Company (Gulf)

ISSUE 11A: Should Gulf be allowed to recover the costs associated with its proposed Plant Smith SPCC Compliance Project?

POSITION: No position at this time.

ISSUE 11B: How should the costs associated with the Plant Smith SPCC Compliance Project be allocated to the rate classes?

POSITION: No position at this time.

ISSUE 11C: Should Gulf be allowed to recover the costs associated with its proposed Plant Crist Water Conservation Project?

POSITION: No position at this time.

ISSUE 11D: How should the costs associated with the Plant Crist Water Conservation Project be allocated to the rate classes?

POSITION: No position at this time.

ISSUE 11E: Should Gulf be allowed to recover the costs associated with its proposed Impaired Waters Rule (IWR) Project?

POSITION: No position at this time.

Issue 11F: How should the costs associated with the IWR Project be allocated to the rate classes?

POSITION: No position at this time.

ISSUE 11G: Should Gulf be allowed to recover the costs associated with its proposed Annual Climate Registry Project?

POSITION: No position at this time.

ISSUE 11H: How should the costs associated with the Annual Climate Registry Project be allocated to the rate classes?

POSITION: No position at this time.

ISSUE 11I: Should the Commission approve Gulf's proposed Updated Integrated Clean Air Compliance Plan to address the vacated Clean Air Interstate Rule (CAIR)?

POSITION: No position at this time.

Tampa Electric Company (TECO)

ISSUE 12A: Should the Commission approve TECO's proposed Updated Integrated Clean Air Compliance Plan to address the vacated Clean Air Interstate Rule (CAIR)?

POSITION: No position at this time.

5. STIPULATED ISSUES:

None.

6. PENDING MOTIONS:

None.

7. STATEMENT OF PARTY'S PENDING REQUESTS OR CLAIMS FOR CONFIDENTIALITY:

Citizens have no pending requests for claims for confidentiality.

8. OBJECTIONS TO QUALLIFICATION OF WITNESSESAS AN EXPERT:

Citizens do not expect to challenge the qualification of any witness.

9. 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.

Dated this 3rd day of October, 2008.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Office of Public Counsel's Prehearing Statement has been furnished by electronic mail and U.S. Mail on this 3rd day of October, 2008, to the following:

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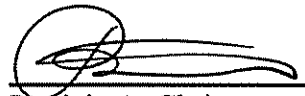
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A handwritten signature in black ink, appearing to read 'Patricia A. Christensen', written over a horizontal line.

Patricia A. Christensen