

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of early termination amendment to negotiated qualifying facility contract with Orlando Cogen Limited, Ltd. By Florida Power Corporation

DOCKET NO. 961184-EQ  
FILED: MAY 12, 1997

STAFF'S PRELIMINARY LIST OF ISSUES AND POSITIONS

Pursuant to Order No. PSC-97-0434-PCO-EQ, issued April 17, 1997, establishing the prehearing procedure in this docket, the Staff of the Florida Public Service Commission hereby files its Preliminary List of Issues and Positions.

Issue 1: Does the Amendment to the Negotiated Contract between Florida Power Corporation and Orlando Cogen Limited expose FPC's ratepayers to unreasonable economic risks?

Position: No position pending further discovery.

Issue 2: Will approval of the Amendment to the Negotiated Contract between Florida Power Corporation and Orlando Cogen Limited result in intergenerational inequities among Florida Power Corporation's ratepayers?

Position: No position pending further discovery.

Issue 3: Should the Amendment to the Negotiated Contract between Florida Power Corporation and Orlando Cogen Limited be approved for cost recovery?

Position: No position pending further discovery.

Issue 4: If Issue 3 is approved, how should Florida Power Corporation recover the expenses associated with the Amendment to the Negotiated Contract between Florida Power Corporation and Orlando Cogen Limited?

Position: No position pending further discovery.

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- LIN 5
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC 1
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE  
**04728 MAY 12 5**  
FPSC-RECORDS/REPORTING

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Issue 5: Should this docket be closed?

Position: No.

Dated this 12th day of May, 1997.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Lorna R. Wagner', is written over a horizontal line. The signature is fluid and cursive.

LORNA R. WAGNER  
Staff Counsel

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**ISSUED: MAY 12, 1997**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that one true and correct copy of Staff's Preliminary List of Issues and Positions has been furnished by U.S. Mail this 12th day of May, 1997, to the following:

**Orlando Cogen Limited  
c/o Air Products  
7201 Hamilton Blvd.  
Allentown, PA 18195**

**Office of Public Counsel  
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c/o The Florida Legislature  
111 West Madison Street  
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