

Matilda Sanders

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Sent: Tuesday, April 03, 2007 2:17 PM
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Subject: Bob and Jan Krasowski Petition to Intervene (Docket NO. 070098-EL)
Attachments: BEFORE THE PUBLIC SERVICE COMMISSION 1.doc

ORIGINAL

Electronic Filing

A. Person responsible for this filing

Bob Krasowski
 1086 Michigan Ave.
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Minimushomines@aol.com

B. Docket No. 070098-EL

Re: Florida Power and Light Company's Petition to Determine Need for FPL Glades Power Park Units 1 and 2 Electrical Power Plant

C. Documents are being filed on behalf of Bob Krasowski and Jan Martins Krasowski

D. There are 6 pages in the Petition to Intervene

E. The document attached for filing is the Petition for Intervention

Thank you for your attention to this matter

Bob Krasowski

CMP _____

COM _____

CTR _____

See what's free at AOL.com.

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GCL _____

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SCR _____

SGA _____

SEC _____

OTH KP

DOCUMENT NUMBER-DATE

02894 APR-3 5

FPSC-COMMISSION CLERK

4/3/2007

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Florida Power and Light Company's
Petition to Determine Need for FPL Glades
Power Park Units 1 and 2 Electrical Power
Plant

DOCKET NO.:070098-EI

Filed April 3, 2007

PETITION TO INTERVENE

Petitioners Bob Krasowski and/or Jan Martins Krasowski, pursuant to Rule 25-22.039,
Florida Administrative Code hereby file their petition to intervene in this docket and state:

A. AGENCY AFFECTED

1. Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

B. IDENTIFICATION OF THE PETITIONERS....

2. Jan Martins Krasowski
1086 Michigan Avenue
Naples, Florida 34103-3857
239-434-0786
3. Bob Krasowski
1086 Michigan Avenue
Naples, Florida 34103-3857
239-434-0786 H
239-963-6285 C
4. Bob Krasowski will be representing Jan and himself and is authorized to receive all
notices, pleadings and other communications in this docket.

DOCUMENT NUMBER-DATE

02894 APR-30

FPSC-COMMISSION CLERK

...AND HOW PETITIONERS SUBSTANTIAL INTERESTS ARE AFFECTED

5. Both Jan and Bob Krasowski are customers of Florida Power and Light.
6. Both Jan and Bob Krasowski have been active over the past twenty years in efforts to address the issue of resource protection, management and efficiency. These efforts have been local to Collier County Florida, regional to Southwest Florida and state-wide through Tallahassee. Energy policy strategies and environmental issues relevant to energy policy and practice have been at the core of their activities. To the extent that the proposed Florida Glades Power Park affects local, regional or state energy policy, the interest of Jan and Bob Krasowski is affected.

C. RECEIPT OF NOTICE OF AGENCY'S PROPOSED ACTION

7. Petitioners received notice of the Public Service Commission's action through its NOTICE OF COMMENCEMENT posted on the Commission's website.

D. DISPUTED ISSUES OF MATERIAL FACT

8. Is there a need for the proposed Florida Power and Light (FPL) generating units identified as Florida Glades Power Park (FGPP), taking into account the need for electric system reliability and integrity, as this criterion is used in Section 403.519, Florida Statutes.
9. Is there a need for the proposed generating units taking into account the need for adequate electricity at a reasonable cost, as this criterion is used in Section 403.519,

Florida Statutes.

10. Is there a need for the proposed generating units, taking into account the need for fuel diversity and supply reliability, as this criterion is used in Section 403.519, Florida Statutes.
11. Are there any conservation measures taken by or reasonably available to FPL company which might mitigate the need for the proposed generating units.
12. Are the proposed generating units the most cost effective alternative available, as this criterion is used in Section 403.519, Florida Statutes.
13. Based on the available information should the Commission grant FPL's petition to determine the need for the proposed generating units.
14. Whether dependable, conclusive information regarding conservation and demand side management measures exists, at this time, to reasonably allow for a determination to be made regarding the appropriateness of permitting FPL's proposed power park.
15. Whether dependable, conclusive information regarding the cost of pending CO2 regulations exists, at this time, to reasonably allow for a determination to be made regarding the appropriateness of permitting FPL's proposed power park.
16. Whether dependable, conclusive information regarding recent and future restrictions on coal mining exists, at this time, to reasonably allow for a determination to be made regarding the appropriateness of permitting FPL's proposed power park as the facility of choice.

17. Whether dependable, conclusive information regarding the cost relative to the needed expansion of coal transportation routes exists, at this time, to reasonably allow for a determination to be made regarding the appropriateness of permitting FPL's proposed power park as the facility of choice.
18. Whether dependable, conclusive information regarding population estimates upon which the need for this proposed facility has been projected exists, at this time, to reasonably allow for a determination to be made regarding the appropriateness of permitting FPL's proposed power park as the facility of choice.

E. CONCISE STATEMENT OF ULTIMATE FACTS ALLEGED

19. The data and ongoing research pertaining to the various options available for the provision of the future energy needs that are proposed to be met by this project and the variables affecting relative cost assessments do not provide a foundation that allows for a prudent, reasonable or responsible determination proving the need for this proposed project over other options.
20. The permitting of this project would be contrary to the historical behavior of the Florida Public Service Commission as it has in the past protected the viability of the State's power needs while protecting the interests of the residents of the State of Florida, in particular FPL customers.

F. STATUTES AND RULES THAT REQUIRE RELIEF REQUESTED

21. Statutes and rules referenced for relief requested include but are not limited to, Chapter 120, sections 403.519 and 366.80-366.85 Florida Statutes and Rules 25-22.039, 25-22.080 and 25-22.081, Florida Administrative Code.

22. Rule 25-22.039 FAC provides for intervention- this rule relates to information given as to our standing as intervenors.

23. The Florida Energy Efficiency and Conservation Act, sections 366.80-366.85 and 403.519 Florida Statutes, provides the Commission with jurisdiction over needs determinations...- this rule relates to the Commission's role in hearing and considering our issues, positions and requested resolutions.

24. Section 403.519 (3) provides for the guidelines the Commission must take into account in making its needs determination...-this rule sets the standards in criteria of the Commission's determination of need and our positions regarding the ultimate facts as they pertain to the assessment of potential injury to the intervenors.

25. Our rights and interests as intervenors can not adequately be represented by any other party in this docket.

G. RELIEF SOUGHT BY PETITIONER

26. We the undersigned, Jan and Bob Krasowski, request that the Commission accept our petition and accept us as intervenors in this docket.

Respectfully submitted this 3rd day of April, 2007

s/Bob Krasowski

Bob Krasowski
1086 Michigan Avenue
Naples, Florida 34103-3857

s/Jan Martins Krasowski

Jan Martins Krasowski
1086 Michigan Avenue
Naples, Florida 34103-3857