

COMMISSIONERS:  
ART GRAHAM, CHAIRMAN  
LISA POLAK EDGAR  
NATHAN A. SKOP  
RONALD A. BRISÉ

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

FPSC, CLE - CORRESPONDENCE  
Administrative Parties Consumer

Public Service Commission

November 15, 2010

Thomas D. Hall, Clerk  
Florida Supreme Court  
500 South Duval Street  
Tallahassee, Florida 32399-1927

RECEIVED  
THOMAS D. HALL  
NOV 15 2010  
CLERK, SUPREME COURT  
BY \_\_\_\_\_

**Re: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC., PSC Docket No. 090451-EM.**

Dear Mr. Hall:

Enclosed please find the Record on Appeal in the above referenced matter, consisting of twenty-two binders, Attachment One (Hearing Transcripts – 5 volumes), Attachment Two (Hearing Exhibits – 6 folders), and Attachment Three (CONFIDENTIAL – PSC document number 10127-09), for filing with the Supreme Court of Florida. Also enclosed is a DVD with an electronic version of the Record on Appeal. Please initial and date the copy of this letter provided as confirmation of filing.

If you have any questions, please feel free to contact me.

Sincerely,

Handwritten signature of Ann Cole in cursive.

Ann Cole  
Commission Clerk

AC: kmp  
Enclosure

cc: Horace Moore, Sr., Esquire  
Scheffel Wright, Esquire  
Samantha Cibula, Esquire  
Lorena Holley

090451-EM CLK# 3257

\$ 107.50  
11-12-10  
RT

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION: _____		

DEPOSIT DATE

, 0 8 4 NOV 1 2 2010 Nov 12 2010

Ann Cole  
 Clerk  
 Florida Public Service Commission  
 Tallahassee, Florida

Re: Docket No: 090451-EM

Dear Ms. Cole:

Enclosed please find my  
 payment of One Hundred Seven  
 Dollars and Fifty Cents (\$107.50)  
 with regard to the above docket  
 case.

Thank you.

Paula W. Dinkens  
 4621 Clear Lake Drive  
 Gainesville, Fla 32607

**Raquel Tully**

---

**From:** Kimberley Pena  
**Sent:** Monday, November 15, 2010 3:03 PM  
**To:** Raquel Tully  
**Cc:** Ann Cole; Lorena Holley  
**Subject:** Payment for the Record on appeal for Docket 090451-EM

Thanks.

---

**From:** Raquel Tully  
**Sent:** Monday, November 15, 2010 2:08 PM  
**To:** Kimberley Pena  
**Subject:**

hey I received 107.50, from, Paula and Harold Stahmer

P. STAHMER

Ann Cole, Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd  
Tallahassee, Florida 32399-0850

Docket # 090451-EM

State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

090451-EM

**DATE:** November 9, 2010

**TO:** Beth W. Salak, Director, Division of Regulatory Analysis

**FROM:** Kimberley M. Peña, Records Management Assistant, Office of Commission Clerk *KMP*

**RE:** Docket 090451-EM - Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Permission is requested, pursuant to Section 11.04.9.j of the APM, to make one copy of confidential document 10127-09 from Docket No. 090451-EM, in order to include with the record that is being prepared for filing in the Supreme Court, Case No. SC10-1512. The documents is:

**10127-09** - GRU; GREC (Young) - (CONFIDENTIAL) Certain information in direct testimony of Bradley E. Kushner and Exhs BEK-2 through BEK-6.

cc: Samantha Cibula  
Lorena Holley

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION: _____		

Approved: *Beth W. Salak*

Date: 11/9/10



COMMISSIONERS:  
ART GRAHAM, CHAIRMAN  
LISA POLAK EDGAR  
NATHAN A. SKOP  
RONALD A. BRISÉ

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

090451-EM

Public Service Commission

November 2, 2010

Paula H. Stahmer  
4621 Clear Lake Drive  
Gainesville, Florida 32607

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION: _____		

Re: Supreme Court of Florida Case No. SC10-1512 – Dian R. Deevey, et al. vs. Nancy Argenziano, etc., et al. (Docket No. 090451-EM)

Dear Ms. Stahmer:

Our records reflect that Invoice No. 11079 in the amount of \$107.50 was sent you on September 16, 2010, for preparation of the record on appeal. As of this date, we have not received payment for this record. Payment is required prior to services being rendered.

Please remit payment of this record on or before November 12, 2010, so that the record on appeal can be timely filed with the Supreme Court on November 15, 2010.

If you have any questions regarding this Invoice, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ann Cole".

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

cc: Horace Moore, Sr., Esq.  
Samantha Cibula, Esq.  
Richard Bellak, Esq.

COMMISSIONERS:  
NANCY ARGENZIANO, CHAIRMAN  
LISA POLAK EDGAR  
NATHAN A. SKOP  
ART GRAHAM  
RONALD A. BRISÉ

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

## Public Service Commission

September 16, 2010

Paula H. Stahmer  
4621 Clear Lake Drive  
Gainesville, Florida 32607

**Re: Supreme Court of Florida Case No. SC10-1512 – Diane R. Deevey, et al. vs. Nancy Argenziano, etc., et al. (Docket No. 090451-EM)**

Dear Ms. Stahmer:

Enclosed please find Invoice No. 11079 in the amount of \$107.50, for partial payment for preparation of the record on appeal in the above-referenced docket. Payment should be received by the Commission prior of transmittal of the record to the upper tribunal, which is scheduled to be filed in the Supreme Court of Florida, Case No. SC10-1512, on November 15, 2010.

If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ann Cole".

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

cc: Horace Moore, Sr., Esq.

# FLORIDA PUBLIC SERVICE COMMISSION

2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850

Date: 09/16/10

INVOICE NO **11079**

↑ ↑ ↑

This number must appear on all checks or correspondence regarding this invoice.

Paula H. Stahmer  
4621 Clear Lake Drive  
Gainesville, Florida 32607

Date Paid         

Amount Paid PENDING

Check #         

Cash       Mailed-in Check

PRR  Document Request  Other

CLK Initials KMP

Please make checks payable to: **FLORIDA PUBLIC SERVICE COMMISSION**

QUANTITY	TYPE	DESCRIPTION	PRICE	AMOUNT
2110	<input type="checkbox"/> CD <input type="checkbox"/> DVD <input checked="" type="checkbox"/> PAGES <input type="checkbox"/> SSC	Copying and preparation of Record of Docket 090451-EM on appeal to Supreme Court, Case No. SC10-1512. (Partial payment of total cost of \$211.00)	\$0.05	\$105.50
1	<input type="checkbox"/> CD <input type="checkbox"/> DVD <input type="checkbox"/> PAGES <input type="checkbox"/> SSC	Certificate of Director (Partial payment of total cost of \$4.00)	\$2.00	\$2.00
	<input type="checkbox"/> CD <input type="checkbox"/> DVD <input type="checkbox"/> PAGES <input type="checkbox"/> SSC			\$0.00
	<input type="checkbox"/> CD <input type="checkbox"/> DVD <input type="checkbox"/> PAGES <input type="checkbox"/> SSC			\$0.00
	<input type="checkbox"/> CD <input type="checkbox"/> DVD <input type="checkbox"/> PAGES <input type="checkbox"/> SSC			\$0.00
<b>TOTAL</b>				<b>\$107.50</b>

\*Special Service Charge (SSC). Pursuant to Section 119.07(4)3.(d), Florida Statutes, if the nature or volume of public records requested to be inspected or copied pursuant to this subsection is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by personnel of the agency involved, or both, the agency may charge, in addition to the actual cost of duplication, a special service charge, which shall be reasonable and shall be based on the cost incurred for such extensive use of information technology resources or the labor cost of the personnel providing the service that is actually incurred by the agency or attributable to the agency for the clerical and supervisory assistance required, or both.

**If you would like to deliver payment and pick-up the requested information, the Office of Commission Clerk is located at the Betty Easley Conference Center, 4075 Esplanade Way, Room 110, Tallahassee, Florida**

COMMISSIONERS:  
ART GRAHAM, CHAIRMAN  
LISA POLAK EDGAR  
NATHAN A. SKOP  
RONALD A. BRISÉ

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

Public Service Commission

090451-EM

November 2, 2010

Dian R. Deevy  
1702 SW 35th Place  
Gainesville, Florida 32608

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION: _____		

**Re: Supreme Court of Florida Case No. SC10-1512 – Dian R. Deevy, et al. vs. Nancy Argenziano, etc., et al. (Docket No. 090451-EM)**

Dear Ms. Deevy:

Our records reflect that Invoice No. 11078 in the amount of \$107.50 was sent you on September 16, 2010, for preparation of the record on appeal. As of this date, we have not received payment for this record. Payment is required prior to services being rendered.

Please remit payment of this record on or before November 12, 2010, so that the record on appeal can be timely filed with the Supreme Court on November 15, 2010.

If you have any questions regarding this Invoice, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ann Cole".

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

cc: Horace Moore, Sr., Esq.  
Samantha Cibula, Esq.  
Richard Bellak, Esq.

COMMISSIONERS:  
NANCY ARGENZIANO, CHAIRMAN  
LISA POLAK EDGAR  
NATHAN A. SKOP  
ART GRAHAM  
RONALD A. BRISÉ

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

Public Service Commission

September 16, 2010

Dian R. Deevy  
1702 SW 35th Place  
Gainesville, Florida 32608

Re: Supreme Court of Florida Case No. SC10-1512 -- Diane R. Deevey, et al. vs. Nancy Argenziano, etc., et al. (Docket No. 090451-EM)

Dear Ms. Deevey:

Enclosed please find Invoice No. 11078 in the amount of \$107.50, for partial payment for preparation of the record on appeal in the above-referenced docket. Payment should be received by the Commission prior of transmittal of the record to the upper tribunal, which is scheduled to be filed in the Supreme Court of Florida, Case No. SC10-1512, on November 15, 2010.

If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ann Cole".

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

cc: Horace Moore, Sr., Esq.

# FLORIDA PUBLIC SERVICE COMMISSION

2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850

Date: 09/16/10

INVOICE NO **11078**

↑ ↑ ↑

This number must appear on all checks or correspondence regarding this invoice.

Dian R. Deevy  
1702 SW 35th Place  
Gainesville, Florida 32608

Date Paid         

Amount Paid PENDING

Check #         

Cash       Mailed-in Check

PRR  Document Request  Other

CLK Initials KMP

Please make checks payable to: **FLORIDA PUBLIC SERVICE COMMISSION**

QUANTITY	TYPE	DESCRIPTION	PRICE	AMOUNT
2110	<input type="checkbox"/> CD <input type="checkbox"/> DVD <input checked="" type="checkbox"/> PAGES <input type="checkbox"/> SSC	Copying and preparation of Record of Docket 090451-EM on appeal to Supreme Court, Case No. SC10-1512. (Partial payment of total cost of \$211.00)	\$0.05	\$105.50
1	<input type="checkbox"/> CD <input type="checkbox"/> DVD <input type="checkbox"/> PAGES <input type="checkbox"/> SSC	Certificate of Director (Partial payment of total cost of \$4.00)	\$2.00	\$2.00
	<input type="checkbox"/> CD <input type="checkbox"/> DVD <input type="checkbox"/> PAGES <input type="checkbox"/> SSC			\$0.00
	<input type="checkbox"/> CD <input type="checkbox"/> DVD <input type="checkbox"/> PAGES <input type="checkbox"/> SSC			\$0.00
	<input type="checkbox"/> CD <input type="checkbox"/> DVD <input type="checkbox"/> PAGES <input type="checkbox"/> SSC			\$0.00
<b>TOTAL</b>				<b>\$107.50</b>

\*Special Service Charge (SSC). Pursuant to Section 119.07(4)3.(d), Florida Statutes, if the nature or volume of public records requested to be inspected or copied pursuant to this subsection is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by personnel of the agency involved, or both, the agency may charge, in addition to the actual cost of duplication, a special service charge, which shall be reasonable and shall be based on the cost incurred for such extensive use of information technology resources or the labor cost of the personnel providing the service that is actually incurred by the agency or attributable to the agency for the clerical and supervisory assistance required, or both.

**If you would like to deliver payment and pick-up the requested information, the Office of Commission Clerk is located at the Betty Easley Conference Center, 4075 Esplanade Way, Room 110, Tallahassee, Florida.**

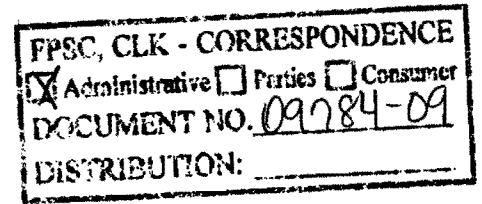
**\*\*CLK OFFICIAL DOCUMENT...\*\***

090451-EM

**Kimberley Pena**

---

**From:** Schef Wright [swright@yvlaw.net]  
**Sent:** Thursday, September 16, 2010 12:43 PM  
**To:** Kimberley Pena  
**Subject:** Re: Index to Record for Docket 090451-EM



Thank you very much, Kimberly! All the best, Schef

>>> "Kimberley Pena" <KPena@PSC.STATE.FL.US> 09/16/10 12:16 PM >>>

Per your request, please find attached the Index to the record on appeal regarding the above-referenced docket. Please confirm receipt of this e-mail via response e-mail. Feel free to contact me if you have problems with the attachment.

This Index has also been sent on this date, via U.S. mail, to Dian R. Deevey and Paula H. Stahmer.

Kimberley M. Peña  
Records Management Assistant  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
(850) 413-6393

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

**Kimberley Pena**

---

**From:** Manasco, Skip [MANASCORO@gru.com]  
**Sent:** Thursday, September 16, 2010 2:43 PM  
**To:** Kimberley Pena  
**Subject:** RE: Index to Record for Docket 090451-EM

Ms. Pena,  
This will confirm receipt of your e-mail and electronic copy of the Index. Thank-you,

Raymond O. Manasco, Jr.  
Utilities Attorney  
Gainesville Regional Utilities  
P.O. Box 147117 Sta. A-138  
Gainesville, FL 32614-7117  
352-393-1010  
FAX 352-334-2277

Under Florida Law e-mail addresses are public records. If you do not want your e-mail address disclosed in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone, or in writing.

The information contained in this e-mail message is intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this e-mail in error, please notify us immediately at (352) 393-1010, or by replying to the message and deleting it from your computer. Thank you.

---

**From:** Kimberley Pena [mailto:KPena@PSC.STATE.FL.US]  
**Sent:** Thursday, September 16, 2010 12:16 PM  
**To:** amorales@amrenewables.com; horacejustice@horacejustice.com; swright@yvlaw.net; Manasco, Skip  
**Cc:** Ann Cole; Richard Bellak; Samantha Cibula  
**Subject:** Index to Record for Docket 090451-EM  
**Importance:** High

Per your request, please find attached the Index to the record on appeal regarding the above-referenced docket. **Please confirm receipt of this e-mail via response e-mail.** Feel free to contact me if you have problems with the attachment.

This Index has also been sent on this date, via U.S. mail, to Dian R. Deevey and Paula H. Stahmer.

Kimberley M. Peña  
Records Management Assistant  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
(850) 413-6393

**Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.**

9/16/2010



**\*\*CLK OFFICIAL DOCUMENT...\*\***

**Kimberley Pena**

---

**From:** Manasco, Skip [MANASCORO@gru.com]  
**To:** Kimberley Pena  
**Sent:** Thursday, September 16, 2010 1:38 PM  
**Subject:** Read: Index to Record for Docket 090451-EM

Your message

**To:** MANASCORO@gru.com  
**Subject:**

was read on 9/16/2010 1:38 PM.

**Kimberley Pena**

090451-EM

**From:** Kimberley Pena  
**Sent:** Thursday, September 16, 2010 12:16 PM  
**To:** 'amorales@amrenewables.com'; 'horacejustice@horacejustice.com'; 'swright@yvlaw.net'; 'manascoro@gru.com'  
**Cc:** Ann Cole; Richard Bellak; Samantha Cibula  
**Subject:** Index to Record for Docket 090451-EM  
**Importance:** High  
**Attachments:** SC Index 090451.pdf

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION:		

Per your request, please find attached the Index to the record on appeal regarding the above-referenced docket. **Please confirm receipt of this e-mail via response e-mail.** Feel free to contact me if you have problems with the attachment.

This Index has also been sent on this date, via U.S. mail, to Dian R. Deevey and Paula H. Stahmer.

Kimberley M. Peña  
 Records Management Assistant  
 Office of Commission Clerk  
 Florida Public Service Commission  
 2540 Shumard Oak Blvd.  
 Tallahassee, FL 32399-0850  
 (850) 413-6393

**Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.**

9/16/2010

COMMISSIONERS:  
NANCY ARGENZIANO, CHAIRMAN  
LISA POLAK EDGAR  
NATHAN A. SKOP  
ART GRAHAM  
RONALD A. BRISÉ

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

# Public Service Commission

September 16, 2010

Dian R. Deevy  
1702 SW 35th Place  
Gainesville, Florida 32608

**Re: Supreme Court of Florida Case No. SC10-1512 – Diane R. Deevy, et al. vs. Nancy Argenziano, etc., et al. (Docket No. 090451-EM)**

Dear Ms. Deevy:

Enclosed is the Index to the record on appeal regarding the above-referenced docket. Please review this index for content of the record.

If you have any questions regarding this Index, please feel free to contact me. The record will be filed in the Supreme Court of Florida, on or before November 15, 2010.

Sincerely,

A handwritten signature in cursive script that reads "Ann Cole".

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

cc: Paula H. Stahmer – via U.S. mail  
Horace Moore, Sr., Esq. – via e-mail  
Raymond O. Manasco, Jr., Esq. – via e-mail  
Al Morales, Esq. – via e-mail  
Robert Sheffel Wright, Esq. – via e-mail  
Samantha Cibula, Esq.  
Richard Bellak, Esq.

COMMISSIONERS:  
NANCY ARGENZIANO, CHAIRMAN  
LISA POLAK EDGAR  
NATHAN A. SKOP  
ART GRAHAM  
RONALD A. BRISÉ

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

## Public Service Commission

September 16, 2010

Paula H. Stahmer  
4621 Clear Lake Drive  
Gainesville, Florida 32607

**Re: Supreme Court of Florida Case No. SC10-1512 – Diane R. Deevey, et al. vs. Nancy Argenziano, etc., et al. (Docket No. 090451-EM)**

Dear Ms. Stahmer:

Enclosed is the Index to the record on appeal regarding the above-referenced docket. Please review this index for content of the record.

If you have any questions regarding this Index, please feel free to contact me. The record will be filed in the Supreme Court of Florida, on or before November 15, 2010.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ann Cole".

Ann Cole  
Commission Clerk

AC:kmp  
Enclosure

cc: Dian R. Deevey – via U.S. mail  
Horace Moore, Sr., Esq. – via e-mail  
Raymond O. Manasco, Jr., Esq. – via e-mail  
Al Morales, Esq. – via e-mail  
Robert Sheffel Wright, Esq. – via e-mail  
Samantha Cibula, Esq.  
Richard Bellak, Esq.

**I N D E X (B Y D A T E)**

**P S C D O C K E T N O . 0 9 0 4 5 1 - E M**

**Volume 1**

<u>Date</u>	<u>Pages</u>
Progress Docket.....	1-16
09/18/09 Gainesville Regional Utilities (“GRU”) and Gainesville Renewable Energy Center, LLC’s (“GREC”) joint petition to determine need for GREC in Alachua County.....	17-28
09/18/09 GRU and GREC’s need for power application to determine need for GREC in Alachua County.....	29-164
09/18/09 GRU and GREC’s direct testimonies of Pegeen Hanrahan; Edward J. Regan and Exhibits EJR-1 through EJR-3; Todd Kamhoot and Exhibits TK-1 and TK-2; Richard D. Bachmeier and Exhibits RDB-1 through RDB-3; Joshua H. Levine and Exhibit JHL-1, and Bradley E. Kushner, Exhibit BEK-1, and redacted Exhibits BEK-2 through BEK-6. (continues in next volume).....	165-200

**Volume 2**

09/18/09 GRU and GREC’s direct testimonies of Pegeen Hanrahan; Edward J. Regan and Exhibits EJR-1 through EJR-3; Todd Kamhoot and Exhibits TK-1 and TK-2; Richard D. Bachmeier and Exhibits RDB-1 through RDB-3; Joshua H. Levine and Exhibit JHL-1, and Bradley E. Kushner, Exhibit BEK-1, and redacted Exhibits BEK-2 through BEK-6. (continued from previous volume).....	201-261
09/22/09 Notice of commencement of proceedings for determination of need for proposed electrical power plant to GRU, GREC, DCA, DEP, and all other interested persons; hearing set for December 16, 2009.....	262-263
10/01/09 GRU and GREC’s request for confidential classification of certain information in direct testimony of Bradley E. Kushner and Exhibits BEK-2 through BEK-6 (document number 10127-09). ....	264-269
10/01/09 GRU and GREC’s confidential document regarding certain information in direct testimony of Bradley E. Kushner and Exhibits BEK-2 through BEK-6.....	ATTACHMENT THREE
10/01/09 GRU and GREC’s redacted version of confidential document number 10127-09 (certain information in direct testimony of Bradley E. Kushner and Exhibits BEK-2 through BEK-6).. ....	270-274

**I N D E X (BY DATE)**

**PSC DOCKET NO. 090451-EM**

**Volume 2** (Cont.)

<u>Date</u>	<u>Pages</u>
10/08/09 Commissioner Nathan A. Skop's letter dated October 7, 2009, to parties of record and other legally interested parties advising Commissioner Skop is a current residential customer of GRU and providing notice of potential conflict and affording an opportunity to raise any concerns prior to prehearing.....	275
10/08/09 Order PSC-09-0671-PCO-EM establishing procedure.....	276-286
10/23/09 GREC's redacted power purchase agreement for the supply of dependable capacity, energy and environmental attributes from a biomass-fired power production facility between GREC and GRU dated April 29, 2009.....	287-364
10/28/09 GRU and GREC's request for confidential classification of certain information in response to staff's 1st request for PODs (No. 1) (document number 10929-09) [ <i>Document number 10929-09 was returned to the source and a revised version and motion were filed on January 14, 2010</i> ].....	365-374
11/13/09 GRU and GREC's prehearing statement.....	375-384
11/13/09 GRU and GREC's request for confidential classification of certain information in response to Interrogatory No. 55 in staff's 2nd set of interrogatories (Nos. 9-70) (document number 11307-09).....	385-392
11/16/09 Commission staff's prehearing statement.....	393-396
11/19/09 Memorandum dated November 18, 2009, from Erik Sayler, Public Service Commission ("Commission) to Ann Cole, Public Service Commission Clerk ("Commission Clerk") with attached electronic mail memorandum regarding GRU need determination waiver request for docket file.....	397-398
11/24/09 Memorandum with noted November 24, 2009, response date, from Shevie Brown, Commission, providing recommendation on confidentiality of document number 10127-09, with attached memorandum dated November 24, 2009, from Shevie Brown, Commission, to Erik Sayler, Commission, advising document number 10127-09 is confidential (continues in next volume).....	399-400

**I N D E X (B Y D A T E)**

**P S C D O C K E T N O . 0 9 0 4 5 1 - E M**

**Volume 3**

<u>Date</u>	<u>Pages</u>
11/24/09 Memorandum with noted November 24, 2009, response date, from Shevie Brown, Commission, providing recommendation on confidentiality of document number 10127-09, with attached memorandum dated November 24, 2009, from Shevie Brown, Commission, to Erik Sayler, Commission, advising document number 10127-09 is confidential (continued from previous volume).....	401
11/24/09 Memorandum with noted November 20, 2009, response date, from Shevie Brown, Commission, providing recommendation on confidentiality of document number 11307-09, with attached memorandum dated November 20, 2009, from Shevie Brown, Commission, to Erik Sayler, Commission, advising document number 11307-09 is confidential. ....	402-404
12/01/09 Memorandum with noted December 1, 2009, response date, from Shevie Brown, Commission, providing recommendation on confidentiality of document number 10929-09, with attached memorandum dated December 1, 2009, from Shevie Brown, Commission, to Erik Sayler, Commission, advising document number 10929-09 is confidential. ....	405-407
12/07/09 Transcript of prehearing conference held November 30, 2009, in Tallahassee. ....	408-417
12/08/09 Robert W. Brinkman's comments as to why Gainesville needs a biomass plant given at the December 9, 2009, customer service hearing in Gainesville.....	418-421
12/10/09 Prehearing Order PSC-09-0814-PHO-EM.....	422-434
12/11/09 GRU and GREC's request for confidential classification of portions of responses to interrogatory Nos. 76 and 78 from staff's 3rd set of interrogatories (Nos. 71-79) (document number 11880-09).....	435-443
12/14/09 Transcript of public hearing held December 9, 2009, in Gainesville. (continues in next volume).....	444-570
12/14/09 GRU and GREC's notice of filing errata sheet, with attached errata sheet for Richard D. Bachmeier to his discovery responses served in the docket that were incorporated in the stipulated exhibits for the hearing .....	571-589

**INDEX (BY DATE)**

**PSC DOCKET NO. 090451-EM**

**Volume 3 (Cont.)**

<u>Date</u>	<u>Pages</u>
12/14/09 GRU and GREC's notice of filing errata sheet, with attached errata sheet for Edward J. Regan's direct testimony and sections Mr. Regan sponsored in the need for power application, filed September 18, 2009.....	590-593
12/14/09 GRU and GREC's notice of filing errata sheet, with attached errata sheet for Joshua H. Levine's direct testimony and sections Mr. Levine sponsored in the need for power application, filed September 18, 2009, as well as discovery responses served in the docket that were incorporated in stipulated exhibits for the hearing.....	594-597
12/17/09 Memorandum dated December 15, 2009, from Shevie Brown, Commission, to Erik Sayler, Commission, advising document number 11880-09 is confidential, with attached memorandum with noted December 15, 2009, response date providing recommendation on confidentiality of document number 11880-09. ....	598-600

**Volume 4**

12/21/09 GRU and GREC's notice of filing revised pages of need for power application and revised testimony of Edward J. Regan and Joshua H. Levine; with attached revised pages 9-1 through 9-6, 15-2, 16-1, and 17-1 of application received into evidence as Exhibit No. 27; and revised direct testimonies of Edward J. Regan and Joshua H. Levine.....	601-642
12/23/09 Volume 1 of transcript of service and technical hearing held December 16, 2009, in Tallahassee.....	ATTACHMENT ONE
12/23/09 Volume 2 of transcript of service and technical hearing held December 16, 2009, in Tallahassee.....	ATTACHMENT ONE
01/06/10 GRU and GREC's post-hearing statement of issues and positions and brief.....	643-681
01/13/10 Order PSC-10-0026-CFO-EM granting GRU and GREC's request for confidential classification of document number 11307-09 for 18 months from issuance date of order. ....	682-685
01/13/10 Order PSC-10-0027-CFO-EM granting GRU and GREC's request for confidential classification of document numbers 09703-09 and 10127-09 for 18 months from issuance date of order. ....	686-690



**I N D E X (BY DATE)**

**PSC DOCKET NO. 090451-EM**

**Volume 4 (Cont.)**

<u>Date</u>	<u>Pages</u>
01/14/10 GRU and GREC's revised request for confidential classification of certain information in response to staff's 1st request for PODs (No. 1) (document number 00366-10, Power Purchase Agreement) [ <i>Original request and confidential document filed on October 28, 2009</i> ].....	691-702
01/14/10 GRU and GREC's redacted version of confidential document number 00366-10 (certain information in response to staff's 1st request for PODs (No. 1) - Power Purchase Agreement). ....	703-780
01/14/10 GRU and GREC's justification for confidential treatment of information, Exhibit A to revised request for confidential classification of document number 00366-10 .....	781-782
01/14/10 GRU and GREC's affidavit of Joshua H. Levine, Exhibit D to revised request for confidential classification of document number 00366-10.....	783
01/20/10 Hearing Exhibits 1-32 of December 16, 2009, service and technical hearing held in Tallahassee.....	ATTACHMENT TWO
01/28/10 Memorandum dated January 28, 2010, from Commission's Division of Regulatory Analysis and Office of General Counsel to Office of Commission Clerk (continues in next volume). ....	784-800

**Volume 5**

01/28/10 Memorandum dated January 28, 2010, from Commission's Division of Regulatory Analysis and Office of General Counsel to Office of Commission Clerk (continued from previous volume). ....	801-811
01/28/10 Memorandum dated January 27, 2010, from Shevie Brown, Commission, to Eric Sayler, Commission advising document number 00366-10 is confidential, with attached noted January 26, 2010, response date providing recommendation on confidentiality of document number 00366-10.....	812-813
02/10/10 Vote sheet for Item 5 of February 9, 2010, Agenda Conference.....	814-817
02/11/10 Memorandum dated February 11, 2010, from Erik Sayler, Commission, to all parties of record and interested persons advising of February 18, 2010, informal meeting. ....	818

**I N D E X (B Y D A T E)**

**P S C D O C K E T N O . 0 9 0 4 5 1 - E M**

**Volume 5 (Cont.)**

<u>Date</u>	<u>Pages</u>
02/12/10 Revised memorandum dated February 11, 2010, from Erik Sayler, Commission, to all parties of record and interested persons advising of February 18, 2010, informal meeting.....	819
02/12/10 Transcript of discussion of Item 5 of February 9, 2010, Agenda Conference.....	820-895
02/16/10 Order PSC-10-0083-CFO-EM granting GRU and GREC's request for confidential classification of document number 11880-09 for 18 months from issuance date of order..	896-899
02/23/10 Notice of status conference to GRU, GREC, and all other interested persons.....	900-901
03/03/10 Dian R. Deevey's motion to intervene and issues to be considered during the reopening and continuance of the hearing.....	902-904
03/03/10 Paula H. Stahmer's motion to intervene and issues to be considered during the reopening and continuance of the hearing.....	905-907
03/05/10 Transcript of March 3, 2010, status conference (continues in next volume).....	908-1000

**Volume 6**

03/05/10 Transcript of March 3, 2010, status conference (continued from previous volume).....	1001-1018
03/08/10 First Order, PSC-10-0135-PCO-EM, revising order establishing procedure and reaffirming Order PSC-09-0671-PCO-EM. ....	1019-1023
03/08/10 Order PSC-10-0136-PCO-EM granting Dian R. Deevey's petition to intervene.....	1024-1027
03/08/10 Order PSC-10-0137-PCO-EM granting Paula H. Stahmer's petition to intervene.....	1028-1031
03/11/10 Paula H. Stahmer's notice of clarification. ....	1032-1035
03/15/10 GRU and GREC's supplemental testimony of Richard D. Bachmeier and Exhibits RDB-4 and RDB-5.....	1036-1054

**\*\*CLK OFFICIAL DOCUMENT...\*\*b>**

**Kimberley Pena**

---

**From:** postmaster@PSC.STATE.FL.US  
**Sent:** Thursday, September 16, 2010 12:16 PM  
**To:** Kimberley Pena  
**Subject:** Delivery Status Notification (Relay)

**Attachments:** ATT588194.txt; Index to Record for Docket 090451-EM



ATT588194.txt (620 B) Index to Record for Docket 0

This is an automatically generated Delivery Status Notification.

Your message has been successfully relayed to the following recipients, but the requested delivery status notifications may not be generated by the destination.

manascoro@gru.com  
swright@yvlaw.net  
horacejustice@horacejustice.com  
amorales@amrenewables.com

**I N D E X (BY DATE)**

**PSC DOCKET NO. 090451-EM**

**Volume 6 (Cont.)**

<u>Date</u>	<u>Pages</u>
03/15/10 GRU and GREC's supplemental testimony of Myron R. Rollins, P.E. and Exhibit MRR-1 .....	1055-1088
03/15/10 GRU and GREC's supplemental testimony of Edward J. Regan and Exhibits EJR-4 through EJR-10 (continues in next volume) .....	1089-1200

**Volume 7**

03/15/10 GRU and GREC's supplemental testimony of Edward J. Regan and Exhibits EJR-4 through EJR-10 (continued from previous volume) .....	1219-1221
03/15/10 GRU and GREC's supplemental testimony of Richard M. Schroeder and Exhibits RMS-1 through RMS-15 (continues in next volume) .....	1222-1400

**Volume 8**

03/15/10 GRU and GREC's supplemental testimony of Richard M. Schroeder and Exhibits RMS-1 through RMS-15 (continued from previous volume and continues in next volume) .....	1401-1600
--	-----------

**Volume 9**

03/15/10 GRU and GREC's supplemental testimony of Richard M. Schroeder and Exhibits RMS-1 through RMS-15 (continued from previous volume and continues in next volume) .....	1601-1800
--	-----------

**Volume 10**

03/15/10 GRU and GREC's supplemental testimony of Richard M. Schroeder and Exhibits RMS-1 through RMS-15 (continued from previous volume and continues in next volume) .....	1801-2000
--	-----------

**Volume 11**

03/15/10 GRU and GREC's supplemental testimony of Richard M. Schroeder and Exhibits RMS-1 through RMS-15 (continued from previous volume and continues in next volume) .....	2001-2200
--	-----------

**INDEX (BY DATE)**

**PSC DOCKET NO. 090451-EM**

**Volume 12**

<u>Date</u>	<u>Pages</u>
03/15/10 GRU and GREC's supplemental testimony of Richard M. Schroeder and Exhibits RMS-1 through RMS-15 (continued from previous volume) .....	2201-2327
03/15/10 GRU and GREC's supplemental testimony of Pegeen Hanrahan, P.E. and Exhibits PH-1 through PH-5 (continues in next volume).....	2328-2400

**Volume 13**

03/15/10 GRU and GREC's supplemental testimony of Pegeen Hanrahan, P.E. and Exhibits PH-1 through PH-5 (continued from previous volume).....	2401-2553
03/29/10 Order PSC-10-0184-CFO-EM granting GRU and GREC's revised request for confidential classification of document number 00366-10 for 18 months from issuance date of order. ....	2554-2559
03/29/10 GRU and GREC's request for confidential classification of response to Commission staff's interrogatory No. 102 (document number 02222-10), including Exhibit A, justification for confidential treatment of information; Exhibit B, redacted version of document number 02222-10; and Exhibit D, affidavits of Joshua H. Levine and Edward J. Regan. ....	2560-2576
03/30/10 GRU and GREC's request for confidential classification of response to staff's interrogatory No. 114 (document number 02291-10).....	2577-2589
03/30/10 GRU and GREC's redacted version of confidential document number 02291-10, response to staff's interrogatory No. 114 (continues in next volume) .....	2590-2600

**Volume 14**

03/30/10 GRU and GREC's redacted version of confidential document number 02291-10, response to staff's interrogatory No. 114 (continued from previous volume).....	2601-2614
03/31/10 Commission staff's updated prehearing statement.....	2615-2618
03/31/10 GRU and GREC's notice of filing affidavit of Joshua H. Levine in support of request for confidential classification for response to staff's 5th set of interrogatories (No. 114).....	2619-2622
04/01/10 GRU and GREC's prehearing statement. ....	2623-2634

**INDEX (BY DATE)**

**PSC DOCKET NO. 090451-EM**

**Volume 14** (Cont.)

<u>Date</u>	<u>Pages</u>
04/05/10 Memorandum dated April 5, 2010, from Erik Sayler, Commission, to Ann Cole, Commission Clerk, advising as of the date of the memorandum, neither Paula H. Stahmer nor Dian Deevey have filed a statement and advising that neither would be filing pre-filed written testimony in this proceeding. ....	2635-2636
04/05/10 GRU and GREC’s affidavit of Joshua H. Levine, Exhibit D to request for confidential classification of document number 02510-10. ....	2637-2638
04/05/10 GRU and GREC’s request for confidential classification of certain information provided in the supplemental response to staff’s request for PODs (No. 16) (document number 02510-10).....	2639-2655
04/06/10 Note dated April 6, 2010, from Erik Sayler, Commission, to Shevie Brown, Commission, providing confirmation that confidential document number 10929-09 can be returned to the source. ....	2656
04/06/10 Second Order, PSC-10-0221-PCO-EM, revising order establishing procedure; amending Orders PSC-09-0671-PCO-EM and PSC-10-0135-PCO-EM as set forth in the order; and reaffirming Orders PSC-09-0671-PCO-EM and PSC-10-0135-PCO-EM.....	2657-2659
04/07/10 Memorandum dated April 2, 2010, from Shevie Brown, Commission, to Erik Sayler, Commission, advising document number 02291-10 is confidential, with attached memorandum with noted April 2, 2010, response date providing recommendation on confidentiality of document number 02291-10. ....	2660-2662
04/07/10 Memorandum dated April 2, 2010, from Shevie Brown, Commission, to Erik Sayler, Commission, advising document number 02222-10 is confidential, with attached memorandum with noted April 2, 2010, response date providing recommendation on confidentiality of document number 02222-10.....	2663-2665
04/08/10 Transcript of prehearing conference held April 5, 2010, in Tallahassee (continues in next volume).....	2666-2698
04/09/10 Department of Agriculture and Consumer Services’ letter dated April 7, 2010, to Commissioners strongly urging approval of GREC facility.....	2699

**I N D E X (BY DATE)**

**PSC DOCKET NO. 090451-EM**

**Volume 14** (Cont.)

<u>Date</u>	<u>Pages</u>
04/09/10 Supplemental Prehearing Order PSC-10-0227-PHO-EM.....	2700-2715
04/09/10 GRU and GREC’s notice of filing affidavits of Joshua H. Levine and Richard Bachmeier in support of responses to staff’s 6th (Nos. 117-119) and 7th (No. 120) set of interrogatories, with attached affidavits.....	2716-2721
04/16/10 GRU and GREC’s supplemental request for confidential classification of response to staff’s request for PODs (No. 16) (document number 02960-10), with attached Exhibit A, justification matrix, and Exhibit D, affidavit of Joshua H. Levine.....	2722-2737
04/16/10 GRU and GREC’s redacted version of confidential document number 02960-10, response to Commission staff’s request for PODs (No. 16) (continues in next volume).....	2738-2800

**Volume 15**

04/16/10 GRU and GREC’s redacted version of confidential document number 02960-10, response to Commission staff’s request for PODs (No. 16) (continued from previous volume).....	2801-2833
04/20/10 Ed Braddy’s letter dated April 8, 2010, providing clarification on position on the claimed need for GRU to produce new electrical generation capacity.....	2834-2836
04/22/10 Paula H. Stahmer’s Motion to compel petitioners’ production of redacted documents relating to this proceeding.....	2837-2896
04/23/10 Paula H. Stahmer’s Amended motion to compel petitioners’ production of redacted documents relating to this proceeding. ....	2897-2969
04/23/10 GRU and GREC’s Request for confidential classification of response to staff’s interrogatory (No. 117) (document number 03265-10), includes redacted version; justification for confidential treatment of information, Exhibit A; and Affidavit of Joshua H. Levine, Exhibit D. ....	2970-2986
04/23/10 GRU and GREC’s Request for confidential classification of response to staff’s interrogatory (No. 120) (document number 03267-10), includes redacted version; justification for confidential treatment of information, Exhibit A; and Affidavit of Joshua H. Levine, Exhibit D (continues in next volume) .....	2987-3000

**I N D E X (B Y D A T E)**

**P S C D O C K E T N O . 0 9 0 4 5 1 - E M**

**Volume 16**

<u>Date</u>	<u>Pages</u>
04/23/10 GRU and GREC's Request for confidential classification of response to staff's interrogatory (No. 120) (document number 03267-10), includes redacted version; justification for confidential treatment of information, Exhibit A; and Affidavit of Joshua H. Levine, Exhibit D (continued from previous volume).....	3001-3003
04/26/10 Order PSC-10-0254-CFO-EM granting GRU and GREC's request for confidential classification of document number 02291-10 for 18 months from issuance date of order.....	3004-3008
04/26/10 GRU and GREC's Response in opposition to intervenor's motion to compel production of documents filed by Paula Stahmer on April 22, 2010 .....	3009-3047
04/27/10 Paula H. Stahmer's reply to petitioners' response to intervener Stahmer's motion to compel PODs.....	3048-3055
04/28/10 Transcript of April 27, 2010, motion hearing, pages 1-35. ....	3056-3090
04/28/10 Order PSC-10-0267-CFO-EM granting GRU and GREC's request for confidential classification of document number 02222-10 for 18 months from issuance date of order.....	3091-3095
04/28/10 Memorandum dated April 26, 2010, from Shevie Brown, Commission, to Eric Sayler, Commission, providing recommendation on confidential document number 02510-10.....	3096-3098
04/28/10 Memorandum dated April 28, 2010, from Shevie Brown, Commission, to Eric Sayler, Commission, providing recommendation on confidential document number 03267-10.....	3099-3101
04/28/10 Memorandum dated April 28, 2010, from Shevie Brown, Commission, to Eric Sayler, Commission, providing recommendation on confidential document number 03265-10. ....	3102-3104
04/28/10 Memorandum dated April 26, 2010, from Shevie Brown, Commission, to Eric Sayler, Commission, providing recommendation on confidential document number 02960-10.....	3105-3107



**INDEX (BY DATE)**

**PSC DOCKET NO. 090451-EM**

**Volume 16** (Cont.)

<u>Date</u>	<u>Pages</u>
04/28/10 Southern Alliance for Clean Energy's letter dated April 28, 2010, in support of GREC in Alachua County. ....	3108-3110
04/29/10 Paula H. Stahmer's notice of intent to oppose petitioners request for confidential classification of documents produced by petitioners in response to intervener Stahmer's request for PODs (No. 1).....	3111-3114
04/29/10 GRU and GREC's notice of service of errata to the supplemental testimony of Edward J. Regan; with attached revised pages 2, 4, 6, 7, 9, 10, 11, 12, 13, and 14, and Exhibits EJR-4, EJR-5, and EJR-7 to supplemental testimony of Edward J. Regan filed on March 15, 2010.....	3115-3129
04/29/10 GRU and GREC's notice of service of errata to the supplemental testimony of Richard M. Schroeder; with attached revised pages 11, 13, and 28 to supplemental testimony of Richard M. Schroeder filed on March 15, 2010.....	3130-3134
04/29/10 GRU and GREC's notice of service of errata to the supplemental testimony of Pegeen Hanrahan; with attached revised pages 7, 9, 11, 12, and 17 to supplemental testimony of Pegeen Hanrahan filed on March 15, 2010. ....	3135-3141
04/29/10 GRU and GREC's motion to reschedule special agenda conference. ....	3142-3148
04/30/10 GRU and GREC's notice of filing affidavits and affidavits of Joshua H. Levine and Richard Bachmeier in support of supplemental responses to staff's 2nd (Nos. 9-70) and 4th (Nos. 80-106) set of interrogatories. ....	3149-3154
05/03/10 GRU and GREC's response in opposition to intervenors' request for official recognition. ....	3155-3162
05/03/10 Paula H. Stahmer's request for official recognition of documents .....	3163-3167
05/04/10 Rod Smith's notarized affidavit for the purpose of giving testimony in Docket 090451-EM.....	3168

**INDEX (BY DATE)**

**PSC DOCKET NO. 090451-EM**

**Volume 16** (Cont.)

<u>Date</u>	<u>Pages</u>
05/05/10 Memorandum dated May 5, 2010, from Erik Sayler, Commission, to Ann Cole, Commission Clerk, with attached correspondence, including memorandum between Paula H. Stahmer and GRU and GREC; advising Intervenor Paula H. Stahmer has withdrawn her and Intervenor Deevey's request for official recognition of all items in May 1, 2010, motion, except for items 4(a) and 4(c); GRU/GREC maintains its objection to these items as set forth in May 2, 2010, response in opposition to intervenor's May 1, 2010, motion.....	3169-3172
05/05/10 Volume 1 of transcript of hearing held May 3, 2010, pages 1-173. ....	ATTACHMENT ONE
05/05/10 Volume 2 of transcript of hearing held May 3, 2010, pages 174-389. ....	ATTACHMENT ONE
05/05/10 Hearing Exhibits 33-92 of May 3, 2010, hearing held in Tallahassee .....	ATTACHMENT TWO
05/06/10 Volume 3 of transcript of hearing held May 3, 2010, pages 390-597. ....	ATTACHMENT ONE
05/12/10 Stipulated supplemental late-filed Hearing Exhibit No. 92 for hearing held May 3, 2010 (continues in next volume).....	3173-3200

**Volume 17**

05/12/10 Stipulated supplemental late-filed Hearing Exhibit No. 92 for hearing held May 3, 2010(continued from previous volume and continues in next volume).....	3201-3400
---	-----------

**Volume 18**

05/12/10 Stipulated supplemental late-filed Hearing Exhibit No. 92 for hearing held May 3, 2010(continued from previous volume and continues in next volume).....	3401-3600
---	-----------

**Volume 19**

05/12/10 Stipulated supplemental late-filed Hearing Exhibit No. 92 for hearing held May 3, 2010(continued from previous volume and continues in next volume).....	3601-3772
---	-----------

**I N D E X (B Y D A T E)**

**P S C D O C K E T N O . 0 9 0 4 5 1 - E M**

**Volume 19** (Cont.)

<u>Date</u>	<u>Pages</u>
05/13/10 Order PSC-10-0310-PCO-EM denying intervenors' request for official recognition of documents.....	3773-3775
05/13/10 GRU and GREC's post-hearing statement of issues and positions and brief (continues in next volume) .....	3776-3800

**Volume 20**

05/13/10 GRU and GREC's post-hearing statement of issues and positions and brief (continued from previous volume) .....	3801-3826
05/14/10 Dian R. Deevey's post-hearing brief statement of issues and positions and brief.....	3827-3839
05/14/10 GRU and GREC's request for confidential classification of certain information responsive to Intervenor Stahmer's 1st request for PODs (No. 1), with Exhibit A, justification for confidential treatment of information (document number 04092-10) .....	3840-3850
05/14/10 GRU and GREC's redacted version of confidential document number 04092-10, certain information responsive to Intervenor Stahmer's 1st request for PODs (No. 1).....	3851-3869
05/14/10 GRU and GREC's affidavit of Joshua H. Levine, Exhibit D to request for confidential classification .....	3870
05/14/10 Paula H. Stahmer's post-hearing statement of issues and positions and brief.....	3871-3892
05/17/10 Order PSC-10-0313-CFO-EM granting GRU and GREC's request for confidential classification of document number 03265-10 for 18 months from issuance date of order. ....	3893-3897
05/17/10 Order PSC-10-0317-CFO-EM granting GRU and GREC's request for confidential classification of document number 03267-10 for 18 months from issuance date of order. ....	3898-3902
05/19/10 Memorandum dated May 19, 2010, from Mark Long, Commission, to Ann Cole, Commission Clerk, with attached letter from Mr. Thomas D. Bussing for docket file; advises document has not been viewed or considered in any way by Commissioner Klement.....	3903-3905

**I N D E X (B Y D A T E)**

**P S C D O C K E T N O . 0 9 0 4 5 1 - E M**

**Volume 20** (Cont.)

<u>Date</u>	<u>Pages</u>
05/20/10 Memorandum dated May 20, 2010, from Commission's Division of Regulatory Analysis, Division of Economic Regulation, and Office of General Counsel to Office of Commission Clerk .....	3906-3951
05/21/10 Paula H. Stahmer's opposition to petitioners' request for confidential classification of document number 04092-10. ....	3952-3971
05/24/10 Dian R. Deevey and Paula H. Stahmer's joint emergency motion to reopen the record and for official recognition of new greenhouse gas emissions rule issued by the U.S. Environmental Protection Agency .....	3972-3983
05/25/10 Dian R. Deevey and Paula H. Stahmer's amended joint emergency motion to reopen the record and for official recognition of new greenhouse gas emissions rule issued by the U.S. Environmental Protection Agency.....	3984-3998
05/26/10 GRU and GREC's response in opposition to intervenors' amended request for official recognition (continues in next volume).....	3999-4000

**Volume 21**

05/26/10 GRU and GREC's response in opposition to intervenors' amended request for official recognition (continued from previous volume).....	4001-4010
05/26/10 Memorandum dated May 19, 2010, from Mark Long, Commission, to Ann Cole, Commission Clerk, with attached letter from Monica Cooper for docket file; advises document has not been viewed or considered in any way by Commissioner Klement. ....	4011-4013
05/26/10 Memorandum dated May 26, 2010, from Mark Long, Commission, to Ann Cole, Commission Clerk, with attached letter from David and December McSherry for docket file; advises document has not been viewed or considered in any way by Commissioner Klement.....	4014-4018
05/26/10 Memorandum dated May 26, 2010, from Mark Long, Commission, to Ann Cole, Commission Clerk, with attached letter from Karen Orr for docket file; advises document has not been viewed or considered in any way by Commissioner Klement.....	4019-4022
05/28/10 Vote sheet from May 27, 2010, Special Agenda Conference.....	4023-4028

**I N D E X (B Y D A T E)**

**P S C D O C K E T N O . 0 9 0 4 5 1 - E M**

**Volume 21** (Cont.)

<u>Date</u>	<u>Pages</u>
05/28/10 GRU and GREC's notice of voluntary withdrawal of request for confidential classification of certain information provided in response to Stahmer's 1st request for PODs (No. 1) (document number 04092-10) .....	4029-4032
06/02/10 Transcript of discussion of May 27, 2010, Special Agenda Conference. ....	4033-4139
06/02/10 Copy of letter dated June 2, 2010, from Erick Sayler, Commission, to Jessica Dalton, Department of Environmental Protection, forwarding a copy of staff's recommendation and Commission's vote sheet showing Commission's affirmative approval of joint applicants' petition for determination of need; advising a copy of the final order will be forwarded once it has been issued. ....	4140
06/28/10 Final Order PSC-10-0409-FOF-EM granting GRU and GREC's joint petition to determine the need for proposed biomass plant .....	4141-4175
07/28/10 Dian R. Deevey and Paula H. Stahmer's notice of administrative appeal; with attached copy of Order PSC-10-0409-FOF-EM (continues in next volume) .....	4176-4200

**Volume 22**

07/28/10 Dian R. Deevey and Paula H. Stahmer's notice of administrative appeal; with attached copy of Order PSC-10-0409-FOF-EM (continued from previous volume).....	4201-4213
08/10/10 Supreme Court of Florida's acknowledgment of new case, Case No. SC10-1512 .....	4214
08/30/10 GRU and GREC's notice of voluntary withdrawal of requests for confidential classification of certain information provided in responses to Stahmer's 1st request for PODs (document numbers 03365-10 and 04092-10). ....	4215-4221

COMMISSIONERS:  
NANCY ARGENZIANO, CHAIRMAN  
LISA POLAK EDGAR  
NATHAN A. SKOP  
ART GRAHAM  
RONALD A. BRISÉ

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

090451 EM

Public Service Commission

July 28, 2010

Thomas D. Hall, Clerk  
Florida Supreme Court  
500 South Duval Street  
Tallahassee, Florida 32399-1927

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION: _____		

**Re: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC., PSC Docket No. 090451-EM.**

Dear Mr. Hall:

Enclosed please find a certified copy of a Notice of Administrative Appeal, which was filed with the Public Service Commission on July 28, 2010. This appeal was filed on behalf of Dian R. Deevey and Paula Huessy Stahmer.

If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Ann Cole".

Ann Cole  
Commission Clerk

AC: kmp  
Enclosure

cc: Horace Moore, Sr., Esquire  
Samantha Cibula, Esquire  
Roy C. Young, Esq.

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

RECEIVED-FPSC  
10 JUL 28 PM 2:00  
COMMISSION  
CLERK

<p><b>In re: Joint Petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.</b></p> <p><b>Dian R. Deevey and Paula Huessy Stahmer, Intervenor/Appellants.</b></p> <p><b>v.</b></p> <p><b>Gainesville Regional Utilities, et al., Petitioners/Appellees.</b></p>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p><b>Florida PSC Docket No. 090451-EM</b></p> <p><b>Florida PSC Order No.: PSC-10-0409-FOF-EM</b></p> <p><b>NOTICE OF ADMINISTRATIVE APPEAL</b></p>
--	---	--

**NOTICE IS GIVEN** that intervenors below Dian R. Deevey and Paula Huessy Stahmer, Appellants, appeal to the Florida Supreme Court the order of the Florida Public Service Commission (PSC) rendered June 28, 2010.

A conformed copy of the PSC Order of June 28, 2010 designated in this notice of appeal is attached hereto in accordance with rules 9.110(d) and 9.130(c).

The nature of this PSC June 28, 2010 Order is a needs determination for the proposed City of Gainesville d.b.a. Gainesville Regional Utilities (GRU) and

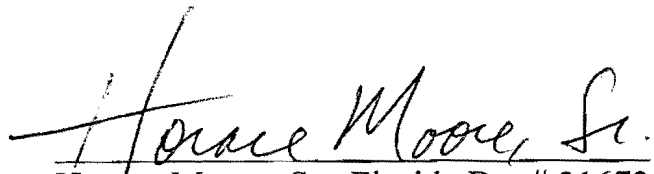
- COM  Gainesville Renewable Energy Center, L.L.C. (GREC, L.L.C.) 100 Megawatt
- APA
- ECR  electrical power plant called the Gainesville Renewable Energy Center (GREC).
- GCL
- RAD  Respectfully submitted,
- SSC
- ADM
- OPC
- CLK  *Pena*

**I CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF THE ORIGINAL DOCUMENT THAT WAS FILED WITH THE FLORIDA PUBLIC SERVICE COMMISSION**

BY: *Ann Cole*

**ANN COLE, COMMISSION CLERK**  
(or Office of Commission Clerk designee)

DOCUMENT NUMBER-DATE  
06145 JUL 28 09  
FPSC-COMMISSION CLERK

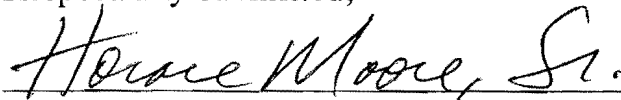


Horace Moore, Sr., Florida Bar # 316725  
Attorney and Counselor at Law  
Horace Moore, Sr. Law Offices  
P.O. Box 2146  
Gainesville, FL 32602-2146  
(352) 371-2300  
(352) 373-3136 (fax)  
E-mail: horacejustice@horacejustice.com

### CERTIFICATE OF SERVICE

A copy of this Notice, with the appropriate filing fee, is also being filed this 28<sup>th</sup> day of July 2010, with the Clerk of the Florida Supreme Court, along with copies mailed to all interested parties.

Respectfully submitted,



Horace Moore, Sr., Florida Bar # 316725  
Attorney and Counselor at Law  
Horace Moore, Sr. Law Offices  
P.O. Box 2146  
Gainesville, FL 32602-2146  
(352) 371-2300  
(352) 373-3136 (fax)  
E-mail: horacejustice@horacejustice.com

Attorney for Appellants Dian R. Deevey and  
Paula Huessy Stahmer



Copies of the attached Notice of Appeal provided to the following:

Robert Scheffel Wright, Esquire  
YOUNG VAN ASSENDERP, P.A.  
225 South Adams Street, Suite 200  
Tallahassee, Florida 32301  
On behalf of Gainesville Regional Utilities and Gainesville Renewable  
Energy Center, LLC. (GRU and GREC).

Raymond O. Manasco, Esquire  
Gainesville Regional Utilities  
301 SE 4th Street  
Gainesville, FL 32601  
On behalf of Gainesville Regional Utilities (GRU).

Dian R. Deevey, *pro se* Intervener  
1702 SW 35 Place  
Gainesville, Florida 32608

Paula H. Stahmer, *pro se* Intervener  
4621 Clear Lake Drive  
Gainesville, Florida 32607

Erik L. Saylor, Esq.  
Senior Attorney  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
On behalf of the Florida Public Service Commission (Staff).

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Joint petition to determine need for  
Gainesville Renewable Energy Center in  
Alachua County, by Gainesville Regional  
Utilities and Gainesville Renewable Energy  
Center, LLC.

DOCKET NO. 090451-EM  
ORDER NO. PSC-10-0409-FOF-EM  
ISSUED: June 28, 2010

The following Commissioners participated in the disposition of this matter:

NANCY ARGENZIANO, Chairman  
LISA POLAK EDGAR  
NATHAN A. SKOP  
DAVID E. KLEMENT  
BEN A. "STEVE" STEVENS III

APPEARANCES:

ROY C. YOUNG, ROBERT SCHEFFEL WRIGHT, and JOHN T. LAVIA, III,  
ESQUIRES, Young van Assenderp, P.A., 225 South Adams Street, Suite 200,  
Tallahassee, Florida 32301

On behalf of Gainesville Regional Utilities and Gainesville Renewable Energy  
Center, LLC. (GRU and GREC).

RAYMOND O. MANASCO, JR., ESQUIRE, Utilities Legal Services,  
Gainesville Regional Utilities, Post Office Box 147117, Sta-A-138, Gainesville,  
Florida 32614

On behalf of Gainesville Regional Utilities (GRU).

DIAN R. DEEVEY, *pro se*, 1702 SW 35 Place, Gainesville, Florida 32608

On behalf of Dian R. Deevey.

PAULA H. STAHLER, *pro se*, 4621 Clear Lake Drive, Gainesville, Florida  
32607

On behalf of Paula H. Stahmer.

ERIK L. SAYLER and MARTHA CARTER BROWN, ESQUIRES, Florida  
Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida  
32399-0850

On behalf of the Florida Public Service Commission (Staff).

LENA M. KRELL-LATE

5302 JUN 28 2010

FPSC-COMMISSIONERS CLERK

FINAL ORDER GRANTING PETITION FOR DETERMINATION OF NEED  
FOR PROPOSED BIOMASS PLANT

BY THE COMMISSION:

BACKGROUND

Gainesville Regional Utilities (GRU) is a vertically integrated electric power production, transmission, and distribution system that is wholly owned by the City of Gainesville. GRU also provides wholesale electric service to the City of Alachua and Clay Electric Cooperative.<sup>1</sup> GRU's distribution system serves approximately 93,000 residential and commercial customers in both the incorporated and unincorporated areas of its service territory.

In 2007, the Gainesville City Commission began an extensive solicitation for biomass power proposals, resulting in the selection of a proposal by American Renewables, LLC (American Renewables) on May 12, 2008.<sup>2</sup> American Renewables created a wholly-owned subsidiary, Gainesville Renewable Energy Center, LLC (GREC LLC) for the proposed project. On May 7, 2009, the Gainesville City Commission unanimously approved the negotiated purchased power agreement (PPA) between GRU and GREC LLC for the purchase of energy and capacity from a proposed biomass-fueled facility for a term of 30 years.

On September 18, 2009, pursuant to Section 403.519, Florida Statutes (F.S.), and Rule 25-22.080 and 25-22.081, Florida Administrative Code (F.A.C.), GRU and GREC LLC (the Joint Petitioners) filed a joint petition for determination of need for the proposed Gainesville Renewable Energy Center (GREC Project) at GRU's existing Deerhaven plant site in Alachua County, Florida. GREC LLC will build a new nominal rated 100 megawatt (MW) net biomass-fired electric generating facility with an in-service date of December 1, 2013, located on land leased from GRU. The unit qualifies as an electrical power plant requiring a determination of need, as defined by Section 403.503(14), F.S., because it exceeds 75 MW of steam electrical generation.

On December 9, 2009, we convened a public hearing in Gainesville to take public comment on the proposed GREC Project. We heard from several public witnesses with a range of concerns and comments, and collected several exhibits from those witnesses. On December 16, 2009, we conducted a technical hearing in Tallahassee. Public witnesses were also provided the opportunity to testify at that hearing, with several ratepayers participating. The Joint Petitioners filed a brief on January 6, 2010.

At the conclusion of our February 9, 2010 Agenda Conference, we approved GRU's request to re-open the record for the limited purpose of addressing concerns raised by the Commissioners during the Agenda Conference. Those concerns fell into three basic categories: (1) the Commission's role in a need determination proceeding involving a municipal utility,

---

<sup>1</sup> GRU provides wholesale electric service to Clay Electric Cooperative through a contract between GRU and Seminole Electric Cooperative, of which Clay Electric Cooperative is a member.

<sup>2</sup> American Renewables is formerly known as Nacogdoches.

(2) risk mitigation measures available to the City of Gainesville and GRU, and (3) fuel availability and sustainability.

On March 3, 2010, the Prehearing Officer convened a Status Conference to address procedures regarding the taking of additional record evidence. Ms. Deevey and Ms. Stahmer (Intervenors) were granted leave to intervene on March 8, 2010. A supplemental technical hearing was initially scheduled for April 15, 2010, but was subsequently rescheduled to May 3, 2010.

At the May 3, 2010, supplemental technical hearing, public witnesses were again provided the opportunity to testify. More than two dozen witnesses, including the Florida Commissioner of Agriculture, a State Senator, several Gainesville City Commissioners, GRU ratepayers, and other concerned persons testified. The concerns voiced by the public at the public hearing in Gainesville and the two public hearings in Tallahassee included: system reliability and integrity, reasonable cost of electricity, fuel diversity and supply reliability, renewables/conservation/demand-side management, and cost-effectiveness.

Public testimony also focused on subjects such as environmental and health concerns, local economic impacts, and traffic concerns, which are beyond our jurisdiction to consider under our authorizing statutes. The public testimony regarding environmental concerns and health issues falls under the Department of Environmental Protection's (DEP) jurisdiction and may be relevant in certification proceedings before the DEP, the Division of Administrative Hearings (DOAH), and the Governor and Cabinet presiding as the Siting Board.

On May 24, 2010, the Intervenors filed a Joint Emergency Motion to Reopen the Record and Take Official Recognition of United States Environmental Protection Agency's (EPA's) recently promulgated Title V, Greenhouse Gas Tailoring Rule (GHG Rule). On May 26, 2010, GRU and GREC LLC responded in opposition to the motion. The EPA's GHG Rule was promulgated after the record had closed but prior to our decision on this petition. After considerable discussion at the May 27, 2010, Special Agenda Conference, we denied the Intervenors' motion.

We have jurisdiction over the subject matter of this proceeding pursuant to Sections 366.04(2)(c), 366.05, 366.92, 403.507(4), and 403.519, F.S.

#### STANDARD OF REVIEW

Our decision regarding an application for a determination of need is an integral part of the overall site certification process as set forth in Chapter 403, F.S. We are the sole forum for a determination of need. If a need determination is granted, the process continues with reviews by the DEP and other state and local agencies. Final certification requires the approval of the Governor and Cabinet presiding as the Siting Board based on their review of the total record.

In making our determination of need, Section 403.519, F.S., requires that we take into account the following:

... the need for electric system reliability and integrity, the need for adequate electricity at a reasonable cost, the need for fuel diversity and supply reliability, whether the proposed plant is the most cost-effective alternative available, and whether renewable energy sources and technologies, as well as conservation measures, are utilized to the extent reasonably available. The commission shall also expressly consider the conservation measures taken by or reasonably available to the applicant or its members which might mitigate the need for the proposed plant and other matters within its jurisdiction which it deems relevant. . . .

While the applicable need determination statute makes it clear that each of these factors must be taken into consideration, the statute does not prescribe what importance or weight should be given to each. Therefore, we have broad authority to determine how each of these may be weighed, and we have the discretion to determine the need for an electrical power plant based upon one or more of the qualifications above, so long as each has been considered as a component of the final decision. See Nassau Power Corp. v. Beard, 601 So. 2d 1175, 1176-77 (Fla. 1992) (noting the Commission must make findings for each of the statutory criteria); Order No. 10108, issued June 26, 1981, in Docket No. 810045-EU, In re: JEA/FPL's Application of need for St. John's River Power Park Units 1 and 2 and related facilities (considering, in addition to the statutory need criteria, the socio-economic need of reducing the consumption of imported oil in the State of Florida and the adoption of the Florida Energy Efficiency and Conservation Act (FEECA)); Order No. 10320, issued October 2, 1981, in Docket No. 810180-EU, In re: Petition for Certification of Need for Orlando Utilities Commission, Curtis H. Stanton Energy Center Unit 1 (considering, in addition to the need for power, the socio-economic need of reducing the consumption of imported oil and conservation goals established pursuant to FEECA); Order No. PSC-08-0518-FOF-EI, issued August 12, 2008, Docket No. 080148-EI, In re: Petition for determination of need for Levy Units 1 and 2 nuclear power plants, by Progress Energy Florida, Inc. (noting that the Commission also considered Section 366.93, F.S., which allows pre-construction cost recovery for nuclear power plants).

The promotion of the development of renewable energy in the State of Florida is a matter falling within our jurisdiction, and is relevant for consideration in this proceeding. The Legislature has provided guidance to us specifically related to promoting renewable energy in Section 366.92(1), F.S., which states:

It is the intent of the Legislature to promote the development of renewable energy; protect the economic viability of Florida's existing renewable energy facilities; diversify the types of fuel used to generate electricity in Florida; lessen Florida's dependence on natural gas and fuel oil for the production of electricity; minimize the volatility of fuel costs; encourage investment within the state; improve environmental conditions; and, at the same time, minimize the costs of power supply to electric utilities and their customers.

The Legislature also provided guidance to municipal utilities and rural electric cooperatives in Section 366.92(5), F.S., which states:

Each municipal electric utility and rural electric cooperative shall develop standards for the promotion, encouragement, and expansion of the use of renewable energy resources and energy conservation and efficiency measures. . . .

In this case, we have also given consideration to the fact that local governments are responsive to the people they serve and their representatives must stand for reelection. Over the course of both hearings, it became clear that the Gainesville City Commission's decision to pursue the GREC Project was the result of the community's desire to encourage the expansion of renewable energy resources. The GREC Project is also designed to provide a hedge against future regulation of carbon emissions and achieve the Gainesville City Commission's self-imposed goals for greenhouse gas reduction.

We will not review the final costs or establish rates resulting from the proposed GREC project because GRU, a municipal utility, is not rate-regulated by this Commission.<sup>3</sup> As such, it is the Gainesville City Commission that is ultimately responsible to its citizen-ratepayers for all rate impacts associated with the project. The record indicates that both the Gainesville City Commission and GRU made many efforts to inform GRU's customers that their rates could increase when the plant is operational. We would expect that the Gainesville City Commission will continue to review the project's total costs as well as other impacts associated with the project such as increased jobs, property taxes, traffic patterns, and future off-system power sales before establishing retail electric rates for its citizens.

#### DECISION SUMMARY

##### Need for Electric System Reliability and Integrity and Fuel Diversity

GRU's current load forecast indicates that the utility does not have a strict reliability need for additional capacity until the year 2023, but the addition of the GREC Project's capacity will improve GRU's overall reliability and contribute significantly to fuel diversity on GRU's system. In the past, we have approved need determinations for cogeneration and renewable facilities for similar reasons. See Order No. 11611, February 14, 1983, in Docket No. 820460-EU, In re: Petition of Florida Crushed Stone Company for Determination of Need for a Coal-Fired Cogeneration Electrical Power Plant (approving the need because, in addition to the statutory need criteria, the proposed cogeneration facility appeared to be a cost-effective conservation measure under FEECA); Order No. 17752, issued June 26, 1987, in Docket No. 870193-EG, In re: Petition of Pasco County for determination of need for a solid waste-fired cogeneration power plant (approving Pasco County's 29 MW cogeneration facility because it would make some small contribution to electric system reliability and integrity in Peninsula Florida). We note that our decision on a need determination petition must be made several years in advance and based on the facts as they exist at the time of the filing. If conditions change from what was presented at the need determination proceeding, then a prudent utility would be expected to respond accordingly.

---

<sup>3</sup> Section 366.11, F.S.

### Most Cost-Effective Alternative and Risk Mitigation Measures

The purchased power from the GREC project may initially increase the cost of electricity for GRU's customers by \$3 to \$13 dollars per month. The evidence continues to indicate that the only scenario where the GREC Project would become the most cost-effective alternative would be if pending legislation regarding CO<sub>2</sub> emissions is enacted. While we are concerned about what risk mitigation measures have been taken or will be taken in order to minimize any adverse rate impacts, the Gainesville City Commission is ultimately responsible to its citizen-ratepayers for the rate impact associated with the project. During the supplemental hearing, witnesses described risk mitigation techniques and indicated that the Gainesville City Commission considered other aspects of the project such as additional tax revenues, local job creation, bond ratings, and other matters outside the need determination statutes. Again, if projections presented at the hearing do not materialize, then we would expect GRU and the Gainesville City Commission to respond accordingly in order to minimize any adverse rate impacts.<sup>4</sup>

### Fuel Availability

The evidence contained in the record shows that there is an adequate supply of woody biomass available to support the output of the GREC facility. While no contracts have been signed to date, there are letters of intent and GREC LLC continues to negotiate with area suppliers. During the public testimony phase of the supplemental hearing, forestry representatives from near-by communities offered their support of the project and the resulting employment opportunities. We note that since this is a purchased power agreement, GRU's ratepayers will only pay if power can be produced. In other words, if the GREC facility were not able to secure enough woody biomass to meet its performance obligations, then GRU's ratepayers would be held harmless.

### Summary of Findings

After considering all the evidence contained in the full record, we approve the application for determination of need for the GREC Project. In support of this decision, we find that the GREC Project will: enhance the overall reliability of the GRU system and can replace older, less efficient generation; satisfy a need for GRU to improve its fuel diversity and supply reliability; promote the development of renewable generation in Florida; and become the most cost-effective alternative if pending legislation regarding CO<sub>2</sub> emissions is enacted. This order reflects our decision and serves as our report under the Power Plant Siting Act, as required by Section 403.507(4)(a), F.S.

---

<sup>4</sup> Florida Statutes and our Rules related to purchase power contracts provide safeguards such that regulated investor owned utility (IOU) ratepayers would not pay above avoided costs for purchases of renewable capacity and energy. See § 366.051, Fla. Stat. (2010) and Rules 25-17.0825, 25-17.0832, 25-17.240, and 25-17.250, F.A.C. Such is not the case with the current proceeding because GRU is not rate-regulated by this Commission. We note, therefore, that if the applicants were an IOU, our decision may have been different.

## DECISION

To reach our decision, we have evaluated all the statutory considerations pursuant to Section 403.419, F.S., and have made specific findings as to each along with determining that GRU and GREC LLC were the proper applicants before this Commission. Our detailed analysis continues below.

### PROPER APPLICANTS

GRU is a municipal electric, natural gas, water, wastewater, and telecommunications utility serving retail customers. It is owned and operated by the City of Gainesville in Alachua County, located in north-central Florida, and it is a valid applicant under the Florida Electrical Power Plant Siting Act (PPSA), Chapter 403, Part II, F.S.

GREC LLC is a private renewable power producer that will own, operate, and maintain the proposed Gainesville Renewable Energy Center biomass facility and sell 100 percent of the facility's electric power output to GRU under a 30-year power purchase agreement (PPA). Therefore, consistent with our prior decisions, we find that GRU and GREC LLC are the proper applicants within the meaning of Section 403.519, F.S. and the Florida Supreme Court's decision in Nassau Power Corp. v. Deason, 641 So. 2d 396 (Fla. 1994).

### NEED FOR ELECTRIC SYSTEM RELIABILITY AND INTEGRITY

The Joint Petitioners contend that the capacity of the proposed GREC Project is needed to improve and maintain the reliability of GRU's existing system. The Joint Petitioners state that the capacity from the proposed GREC Project is needed to replace capacity resulting from maintenance and forced outages on GRU's Deerhaven 2 unit. In addition, the Joint Petitioners state that the GREC Project is needed by GRU to provide reliable, low-cost baseload capacity in light of the fact that most of the remainder of GRU's capacity will be retired during the term of the GREC LLC PPA. The Joint Petitioners state that GRU currently purchases baseload capacity and energy from Progress Energy Florida, Inc. (PEF or Progress) as an economic and reliability hedge, and the expiration of this contract in 2013 results in a need for baseload capacity. The Joint Petitioners assert that the overall decision to pursue the GREC Project was based on the City of Gainesville's commitment to address the environmental concerns of climate change, sustainability, and energy independence. The Joint Petitioners contend that GRU's wholesale contracts with the City of Alachua and Clay Electric Cooperative are anticipated to be renewed, and that allowing them to expire without renewal would not affect the timing of GRU's strict reserve margin need.

Intervenor Stahmer contends that that GREC Project will not enhance GRU's system reliability and integrity, that GRU does not require additional baseload capacity, and that GRU should use its projected period of excess capacity to implement additional conservation measures.

Intervenor Deevey contends that GRU could significantly delay a capacity need by electing to not renew its wholesale contracts with the City of Alachua and Clay Electric



Cooperative.<sup>5</sup> In addition, Intervenor Deevey asserts that not renewing the wholesale contracts would result in significant decreases in energy needs, and result in lower CO<sub>2</sub> emissions by GRU. Finally, Intervenor Deevey states that by delaying a capacity need, GRU would have additional time to seek alternatives to the GREC Project.

### Analysis

GRU developed forecasts for the number of customers, energy sales, and seasonal peak demands for 2009 through 2044. We reviewed GRU's forecast assumptions, regression models, and the projected system peak demands and find that they are appropriate for use in this docket. The forecast assumptions were drawn from independent sources, which we have relied upon in prior cases. The regression models used to calculate the projected peak demands conform to accepted economic and statistical practices.

GRU uses the University of Florida's Bureau of Economic and Business Research (BEBR) to develop its population projections. GRU's base case annual net energy for load forecast projects usage growth in the 2009 through 2044 period, at an average annual growth rate of approximately 0.71 percent.

GRU's existing net summer generating capacity is approximately 608 MW. The Deerhaven and John R. Kelly generating facilities are the primary sites on the GRU system. Both the Deerhaven and John R. Kelly facilities consist of steam turbine and combustion turbine units. The John R. Kelly facility also includes a combined cycle unit. Also included on the GRU system are: the South Energy Center, which provides combined heat and power services to the Shands HealthCare cancer hospital; a share of PEF's Crystal River 3 nuclear unit; and distributed generation. For 2009, GRU projected a summer peak demand of 441 MW which results in a reserve margin of 269 MW or 61 percent.

The first step in analyzing the need for new generating capacity is to determine the timing of a unit addition. Typically, such analyses attempt to project when a utility's system will fall below a predetermined planning criterion, such as reserve margin. GRU uses a 15 percent reserve margin as a planning criteria for such analyses. Assuming load growth as discussed above, GRU's existing capacity would exceed the 15 percent criteria until the year 2023. In 2023, GRU will need an additional 48 MW of capacity. This is attributed to the retirement of GRU's Deerhaven Steam Unit 1 which will result in a reduction of 83 MW of summer net capacity. Such a result indicates that from a system reliability viewpoint GRU's existing system is adequate to serve projected load for over a decade.

While not technically needed to maintain reliability of the GRU system, the addition of the GREC Project will enhance system reliability and fuel diversity for Peninsular Florida and GRU. The capacity from the proposed GREC Project will add value to GRU's generation portfolio by modernizing its generation fleet. Approximately two-thirds of GRU's existing capacity is at least 28 years old. We also note that GRU plans a 50-year unit life for most of its

---

<sup>5</sup> GRU provides wholesale electric service to Clay Electric Cooperative through a contract between GRU and Seminole Electric Cooperative, of which Clay Electric Cooperative is a member.

current generating units. However, GRU expects the Deerhaven 2 unit will exceed its 50-year life expectancy. Some units such as coal-fired units can have a life expectancy as high as 60 years. Deerhaven Unit 2 is GRU's main generating unit; it is a 222 MW coal unit that has operated since 1981. The capacity from the proposed GREC Project would enhance reliability by replacing capacity lost during maintenance and forced outages at the Deerhaven 2 unit. Moreover, the GREC Project will improve GRU's generating system reliability from both a firmness of capacity perspective and from the perspective of exposure to high cost of replacement power. GRU's primary focus was fuel diversification and to provide a financial hedge against future carbon regulation. We discuss fuel diversification and future carbon legislation in greater detail later in this order.

GRU asserted that the GREC Project would improve system reliability by providing baseload generation, including during planned and unplanned outages of Deerhaven Unit 2. Outages during peak periods, such as the Winter 2010 cold snap, could require purchases from other utilities with limited options for GRU. Intervenors also raised questions regarding wholesale contracts and their potential impact upon GRU's need for capacity.

In developing GRU's forecasted peak demand for the contract period, GRU embedded wholesale sales resulting from contracts with the City of Alachua and Clay Electric Cooperative. These full requirements contracts include maintaining sufficient generation resources to serve the demand and provide for a reserve margin, and increase GRU's forecasted peak demand and annual net energy for load. These contracts expire before the GREC contract period begins, but are expected to be renewed on or before that date. Intervenors argue that if GRU elects to let the contracts expire without renewal, GRU would increase its reserve margin by decreasing its overall peak demand. GRU states that if the specific contracts with City of Alachua and Clay Electric Cooperative are not renewed, then the utility would attempt to market the excess capacity to maximize value for its retail customers of its existing capacity. We believe that if the wholesale contracts are allowed to expire without renewal, the GREC Project still improves GRU's system reliability.

### Conclusion

Based on GRU's 15 percent reserve margin criteria and expected renewal of existing wholesale contracts, GRU's load forecast indicates that GRU does not have a reliability need for additional capacity until 2023. The expiration and expected renewal of wholesale contracts does not influence the need for the GREC Project, as it is needed for fuel diversity and as a hedge against future carbon legislation. Therefore, we find that the GREC Project would enhance the overall reliability of the GRU system, particularly during potential outages of Deerhaven Unit 2 or periods of high demand, and can replace older, less efficient generation.

### NEED FOR ADEQUATE ELECTRICITY AT A REASONABLE COST

The Joint Petitioners assert that GRU performed a levelized cost of energy (LCOE) and cumulative present worth revenue requirement (CPWRR) analysis of the GREC Project. The Joint Petitioners contend that when compared to multiple alternative technologies to be constructed by 2014, the GREC Project was the most cost-effective excluding coal.

The Joint Petitioners assert that the GREC Project and PPA are cost-effective when compared to other self-build supply options and to other renewable energy options available to GRU. They also contend that an extensive and competitive solicitation process was utilized under the guidance of the Gainesville City Commission. The GREC Project also mitigates a wide variety of risks, including fossil fuel price volatility, fuel supply reliability, replacement power cost. The Joint Petitioners also contend that the contract's provisions protect GRU and its customers from issues that would exist if the GREC Project was self-build, including unit degradation, cost of outages of the GREC Project, and financial risks from increased debt.

Additionally, the Joint Petitioners state that GRU considers that future regulation of carbon emissions or renewable energy, enacted by legislation or rule, is inevitable. The Joint Petitioners argue that the GREC Project will meet the Gainesville City Commission's climate policy objectives, protect GRU's customers, and meet GRU's need for adequate electricity at a reasonable cost.

Intervenor Stahmer asserts that the GREC Project will not provide electricity at a reasonable cost and argues that the Joint Petitioners have not included the impact of forecasted price increases for the biomass fuel to be consumed by the GREC Project. Intervenor Stahmer contends that the negotiated contract between GRU and GREC LLC increased the capital costs of the GREC Project significantly compared to the original bid. Intervenor Stahmer suggests that construction indices are an insufficient explanation for the capital cost increase.

Intervenor Deevey contends that the cost effectiveness of the project hinges upon the cost of the biomass fuel to be consumed by the GREC Project. Intervenor Deevey suggests that the price of biomass proposed by the Joint Petitioners is not reasonable, as biomass prices would increase significantly with the enactment of a renewable portfolio standard (RPS), either at a state or federal level. Intervenor Deevey asserts that several studies show an RPS would increase demand for forestry products, and result in price increases. Intervenor Deevey states that the Joint Petitioners have not demonstrated that biomass fuel prices will remain indexed to inflation, but rather could face large price increases from potential RPS legislation.

#### Analysis

GRU conducted a LCOE analysis of the GREC Project using multiple scenarios, including several alternative units. The alternate units include a combustion turbine unit, a combined cycle unit, a pulverized coal unit, and a pulverized coal unit with carbon capture and sequestration. The GREC Project had a lower LCOE value than any of the natural gas-fired alternatives, and was more cost-effective than the coal-fired alternatives when considering carbon regulation or carbon capture and sequestration. On an annual basis the GREC Project did not always possess the lowest cost per kilowatt-hour. In the beginning years, the GREC PPA was more expensive than some of the alternative units in certain scenarios. However, the LCOE analysis demonstrated that over the 30-year term of the PPA, the GREC Project resulted in the lowest LCOE, as further discussed below.

We find that while the LCOE analysis performed by GRU is a valuable screening tool, it may have misleading assumptions for the GREC Project. While GRU's current generating fleet

is sufficient to adequately supply electricity to GRU's ratepayers until 2023, the LCOE analysis conducted assumes all units would be placed in commercial operation by 2014. As a result, we find that a more appropriate comparison would be between the GREC Project and no new construction until 2023.

At our staff's request, GRU conducted a CPWRR Analysis, comparing the GREC Project to GRU's system cost assuming no new construction until 2023. Under this analysis, GRU would receive the full capacity of the GREC Project for the entire 30-year period. Such a scenario originally resulted in a cumulative net present value cost of approximately \$100 million over the contract's term.

GRU states in its petition that it intends to resell approximately half the capacity of the GREC Project during the first ten years. As part of its analysis, GRU assumed that it will be able to resell the power from the GREC Project at the full contract rate. With this assumption, GRU originally estimated that the GREC Project would show a total savings of approximately \$62 million over the 30-year period. It is likely that GRU would be able to resell some or all of the GREC Project's capacity, though GRU may not receive the full contract price. The Joint Applicants updated this through the supplemental hearing.

Another major influence on GRU's system cost is the potential of carbon regulation, which was modeled in a series of scenarios by GRU. As discussed further later, GRU modeled the potential cost impact of future carbon regulations based on pending carbon legislation, specifically House Resolution 2545, or the Waxman-Markey Bill. The GREC Project originally showed large savings with carbon regulation.

The supplemental hearing featured significant updates, including additional information on potential carbon and renewable legislation, fuel forecasts, market sales, and other factors. Concerns of high biomass prices were a focus of the Intervenor's arguments. At our staff's request, GRU updated the CPWRR analysis. In updating it, GRU provided multiple iterations of the CPWRR analysis, including multiple significant changes from the initial filing including an updated fuel forecast. This updated fuel forecast shows a small initial increase in natural gas and coal prices, followed by a significant decrease in the outer years compared to the previous fuel forecast.

The update included potential profits from sales of renewable energy credits (RECs) produced by the GREC Project in the Regulated CO<sub>2</sub> Case. This is intended to reflect the effects of the renewable portfolio standard proposed as part of the Waxman-Markey Bill, which forms the basis of the Regulated CO<sub>2</sub> Case.

GRU also included the value of potential market sales from existing assets during periods of excess capacity. These serve to reduce system costs in all scenarios, including no new

construction. The underutilized existing assets, so-called stranded assets, were not considered in the initial filing.<sup>6</sup>

GRU considered sales from the GREC Project if GRU was unable to resell the half of the output at full contract price. A market contract price was developed based upon a sale of firm capacity and energy from 50 MW of the GREC Project, using GRU's contract with PEF as a model. All scenarios now consider the resale of half of the GREC Project's capacity for the initial ten years of operation. It is important to note that GRU currently has no signed contracts for resale of the GREC Project, either at full contract price or at a market-based.

### Conclusion

There is considerable uncertainty about the economics of this project. The GREC Project could result in a loss of approximately \$56 million based on a cumulative net present worth revenue requirement analysis using current environmental regulations, fuel forecasts, and market assumptions. However, the GREC Project could result in a savings of approximately \$448 million, if currently pending environmental regulations are enacted at proposed levels and GRU resells half of the capacity at full contract price. Therefore, we find that the GREC Project acts as a hedge against potential cost increases associated with future regulation of carbon emissions and renewable energy.

### NEED FOR FUEL DIVERSITY AND SUPPLY RELIABILITY

The Joint Petitioners argue that the GREC Project will significantly diversify GRU's fuel mix, which is dominated by coal and natural gas. The Joint Petitioners state that the GREC Project will also increase the amount of renewable energy on GRU's system, and the state of Florida as a whole. The Joint Petitioners contend the biomass fuel supply requirements of the GREC Project can be met sustainably on a long-term basis, with minimal impacts to existing biomass facilities. The Joint Petitioners assert the Gainesville City Commission fully considered the range of benefits offered by the GREC Project, including for fuel diversity, fuel supply reliability, and as a hedge against potential carbon regulation.

Intervenor Stahmer contends that while the GREC Project will improve the fuel diversity of GRU's system, it will not reduce coal and natural gas consumption. Intervenor Deevey took no position on this issue.

### Analysis

#### Fuel Mixture

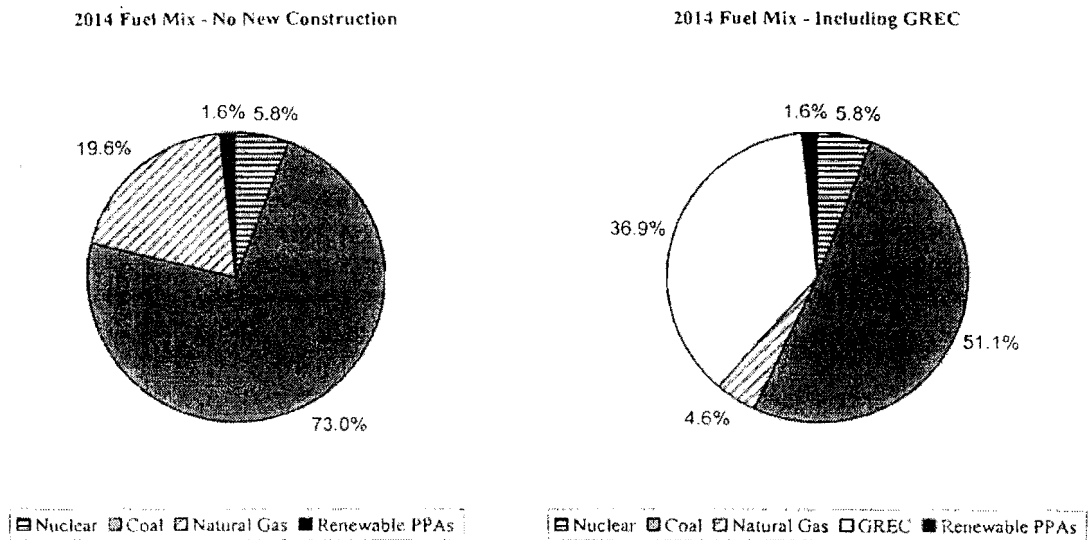
GRU's existing system consists primarily of coal-fired baseload generation at Deerhaven Unit 2, supplemented by natural gas-fired intermediate and peaking generation from the rest of its fleet. The only non-fossil fueled unit is GRU's 1.4079 percent of ownership of the Crystal River 3 nuclear plant. GRU also receives a significant portion of its energy from purchased

---

<sup>6</sup> For purposes of this order, stranded assets are those generating assets that are available for use for economic wholesale sales, but are not utilized.

power agreements (PPAs). GRU's largest single PPA is with PEF, through which GRU receives a portion of the utility's baseload system including coal and natural gas. GRU also receives renewable energy from other purchase agreements with a local landfill gas operation and distributed solar photovoltaic systems through its Solar Feed-in-Tariff system.

GRU's PPAs with PEF expire in 2013. Even with the expiration of PEF's PPAs, GRU has sufficient generation capacity to serve its projected needs until 2023 and GRU's existing generation fleet would have to rely more heavily upon coal, increasing its percentage share from 61.4 percent in 2008 to 73 percent of system energy by 2014. GRU's usage of natural gas is also projected to increase from 16.3 percent in 2008 to approximately 19.6 percent by 2014 without the addition of the GREC Project.



The addition of the GREC Project would significantly reduce fossil fuel consumption for GRU's customers. As illustrated in the charts above, if GRU retains all capacity from the GREC Project, the percentage of renewable generation increases from 1.6 to 38.5 percent, while coal drops from 73.0 to 51.1 percent and natural gas drops from 19.6 to 4.6 percent. The potential resale of a portion of the GREC Project's capacity reduces the fuel diversity benefits somewhat, but GRU's system would still show a notable reduction in fossil fuel usage.

Intervenor Stahmer suggests that the GREC Project will not reduce coal or natural gas usage. GRU's analysis, discussed above, shows that the GREC Project allows significant reductions in coal and natural gas as a percentage of GRU's net energy for load. However, GRU's existing fossil-fueled assets could still be utilized to make off-system sales to produce net revenues.

### Fuel Transportation

In addition to having a diverse set of fuel types from which to supply electricity to its ratepayers, utilities generally desire to have diversity in transportation and delivery mechanisms for their fuels. Multiple methods of transportation limit the risk of interruption and allow flexibility in fuel delivery. As an inland utility, GRU is restricted to overland transport for its fuel. Currently, for deliveries of coal and natural gas, a single transit method is available for each fuel. With the addition of biomass, GRU would be able to use surface roads as a fuel transport system for its baseload generation, diversifying the fuel transportation methods available to GRU to satisfy its ratepayers' energy requirements.

### Biomass Supply Concerns

A primary concern for development of any power plant is access to sufficient fuel supply. Unlike traditional fossil fuels, biomass would not typically be shipped for long distances from centralized production facilities. Biomass for the GREC Project would come from the GREC Project wood basket, a region approximately 75 miles in radius around the plant site. The GREC wood basket is developed as a result of economics, rather than any technological limitation. A visual display of the fuel catchment area, with forested areas highlighted, was provided as part of GRU's presentation during the public hearing. The GREC Project would use a range of biomass for fuel, including forest residue, mill residue, pre-commercial thinnings, used pallets, urban wood waste, and opportunity fuels. Opportunity fuels include trees requiring disposal from storm damage or disease, for which the GREC Project may be eligible for a tipping fee. The GREC Project will not use construction and demolition debris.

As a part of its supplemental filings, GRU introduced a number of studies analyzing biomass resources within the GREC Project's wood basket and for Florida as a whole. Witness Schroeder estimated that approximately 5.85 million green tons of suitable biomass material are produced annually in the GREC Project's wood basket. As the evidence in the record indicates, the GREC Project requires an estimated annual fuel supply of 1 million green tons, with some variability due to moisture content. Witness Schroeder identified several varieties of biomass that are candidates to be used as fuel for the GREC Project. These include urban wood waste, logging residues, mill residues, and pre-commercial thinnings.

As of the date of this decision, GREC LLC has not entered into any firm fuel contracts, but has signed a letter of intent for approximately one-third of its fuel supply with Wood Resource Recovery, LLC. GREC LLC has identified and begun negotiations with various landowners for biomass. Several contract measures serve to protect GRU in the event that sufficient biomass is unavailable, or not available at a reasonable price.

### Conclusion

The GREC Project would add a sustainable biomass fuel source that would significantly reduce coal and natural gas usage on the GRU System. GREC LLC has signed a letter of intent for approximately one-third of its fuel supply with Wood Resource Recovery, LLC. Witness Schroeder also testified that the GREC Project wood basket has sufficient biomass and that

GREC LLC is in the process of identifying and beginning negotiations with various landowners for biomass. The contract between the Joint Petitioners contains some protections for GRU in the event that the GREC Project is unable to procure sufficient biomass or experiences high fuel costs. Thus, we find that the GREC Project would satisfy a need for GRU to improve its fuel diversity and supply reliability.

VII. RENEWABLE ENERGY SOURCES AND TECHNOLOGIES, AS WELL AS CONSERVATION MEASURES

The Joint Petitioners contend that GRU is a leader in aggressively utilizing renewable energy resources and energy conservation measures. The Joint Petitioners assert that GRU already utilizes a combination of solar photovoltaic energy and landfill gas generation to the extent available. The Joint Petitioners assert that GRU encourages cogeneration with a combined heat and power plant. They assert that GRU's conservation measures include a variety of programs open to all customer classes, and include government services such as traffic signals and pedestrian lighting. They argue that GRU's existing renewable energy resources and conservation efforts have delayed a strict reserve margin need for capacity, but not a need for baseload energy generation.

Intervenor Stahmer asserts that GRU should take advantage of its current period of excess capacity to invest in additional demand side management (DSM). Intervenor Stahmer argues that additional conservation and DSM measures could dramatically reduce current demand load and represent a cheaper and less risky alternative to the GREC Project.

Intervenor Deevey states that GRU has not conducted any examination of non-generational means of reducing need, as a need does not occur until 2023. Intervenor Deevey asserts that GRU's conservation efforts have significantly reduced the need for new capacity, until 2023, eight years after the proposed in-service date of the GREC Project. Also, Intervenor Deevey suggests allowing wholesale contracts with the City of Alachua and Clay Electric Cooperative to expire without renewal.

Analysis

The City of Gainesville, and by extension its municipal utility GRU, has a history of emphasizing renewable energy over conventional generation and has voluntarily entered into agreements to reduce its carbon emissions in line with the Kyoto Protocol. GRU's existing renewable programs include landfill gas to energy, solar thermal, and photovoltaic rebates, using a European style solar feed-in-tariff. Gainesville's Feed-in-Tariff, or FIT, provides a purchased power agreement for a 20-year term for fixed payments to distributed solar generators at a rate significantly above GRU's current avoided cost.

GRU's current demand side management (DSM) portfolio is based on the Total Resource Cost (TRC) test, which was adopted in 2006, and offers a wide range of conservation programs. GRU's DSM programs have resulted in cumulative energy reductions of 151 gigawatt-hours (GWh) and cumulative peak demand savings of 30 MW.



GRU asserts that its existing renewable energy and DSM programs have deferred the need for additional capacity by several years. As discussed above, GRU does not have a reserve margin based need for additional capacity until 2023. Because the decision to build the GREC Project was made to enhance fuel diversity and act as an economic hedge against future carbon regulation, GRU did not perform a formal evaluation to determine whether there are any DSM or conservation measures available that could mitigate the need for the proposed GREC biomass facility, a renewable source in and of itself.

Intervenor Stahmer proposes that GRU increase its conservation measures to significantly reduce existing load as an alternative to the GREC Project. Since there is no strict reserve margin need for capacity, additional conservation efforts would not mitigate the need for the GREC Project. Intervenor Deevey proposed that by allowing the expiration of wholesale contracts GRU could further reduce its capacity needs.

### Conclusion

We take into account that, while GRU did not evaluate whether there are any conservation measures that can mitigate the need for the GREC Project, GRU has a history of promoting renewable energy development and energy conservation as illustrated by its Solar FIT program and basing its DSM portfolio on the TRC test. We note that GRU made the decision to pursue the GREC Project for other reasons. We also take into account that the GREC Project represents a renewable energy resource capable of supplying firm baseload capacity. As a renewable resource, we find that the GREC Project enhances GRU's fuel diversity, acts as an economic hedge against future carbon and renewable regulations, and furthers the Legislature's intent expressed in Section 366.92, F.S., to promote renewables by increasing Florida's renewable generating capacity.

### MOST COST-EFFECTIVE ALTERNATIVE AVAILABLE

The Joint Petitioners contend that the GREC Project, when compared to multiple alternative technologies to be constructed by 2014, in a variety of cases and scenarios, was the most cost-effective alternative excluding coal. The Joint Petitioners assert that while the GREC Project is not as cost-effective in an LCOE analysis as a pulverized coal unit, it is unlikely that a coal unit would be permitted in Florida.

The Joint Petitioners assert that the CPWRR analysis shows that GRU's customers will receive significant savings, and that only unrealistic assumptions result in net present value costs. The Joint Petitioners state that, among other factors, the GREC Project frees up existing utility assets to potentially be used for economy sales by GRU to other utilities, thus, reducing costs further.

Intervenor Stahmer argues that the GREC Project is highly speculative, and that the cost-effectiveness is uncertain given the current regulatory climate. Intervenor Stahmer asserts that the GREC Project is not cost-effective for ratepayers due to the contract pricing method. Intervenor Stahmer contends that the Joint Petitioners have not included the impact of forecasted price increases for the biomass fuel to be consumed by the GREC Project. Intervenor Stahmer

asserts that the negotiated contract between GRU and GREC LLC increased the capital costs of the GREC Project significantly compared to the original bid. Intervenor Stahmer suggests that construction indices are an insufficient explanation for the capital cost increase.

Intervenor Deevey contends that the cost effectiveness of the project hinges upon the cost of the biomass fuel to be consumed by the GREC Project. Intervenor Deevey suggests that the price of biomass proposed by the Joint Petitioners is not reasonable, as biomass prices would increase significantly with the enactment of a renewable portfolio standard (RPS), either at a state or federal level. Intervenor Deevey asserts that several studies show an RPS would increase demand for forestry products, and result in price increases. Intervenor Deevey contends that the Joint Petitioners have not demonstrated that biomass fuel prices will remain indexed to inflation, but rather could face large price increases from potential RPS legislation.

#### Analysis

The record indicates that the Gainesville City Commission fully considered the impact of the GREC project would have on the GRU system when it rendered its unanimous decision to approve the project. It focused on the ability of biomass to provide baseload energy, and it also considered the ability of GREC to provide a hedge against future carbon legislation, given GRU's current coal heavy fuel mix. As part of its policy to encourage the development of renewable resources, the Gainesville City Commission directed GRU to solicit proposals for baseload renewable resources, eventually resulting in the selection of the GREC Project. We find that the GREC Project can reasonably be considered the least cost biomass generator commercially available. Moreover, the timing of the GREC project may make it eligible for significant economic benefits from the American Recovery and Reinvestment Act of 2009.

#### Contract Payment Terms and Protections

The PPA between GRU and GREC LLC is a performance agreement in which capacity payments are paid on a dollar per megawatt-hour basis, instead of the traditional kilowatt per month basis. The contract payments can be divided into two generic groups: non-fuel energy charges based upon the availability of the unit, and fuel charges based upon the dispatch of the unit.

The non-fuel energy charges can be broken down into the capacity payment, which will be adjusted based upon the construction price index difference from the signing of the contract and the beginning of construction, and the fixed operations and maintenance expenses, which will not be escalated. Prices for non-fuel energy charges are based upon the availability of the unit, which has minimum requirements outlined in the contract, and performance incentives to maintain that availability. The non-fuel energy charge will be paid regardless of the actual energy output of the facility, and are thus a 'sunk' cost when considering economic dispatch. Based upon GRU's economic analysis of the GREC Project, these charges will constitute the majority of payments to the facility for almost the entire 30-year term. In the event that the facility is unable to operate, GRU would not be responsible for any payments. However, if the facility is able to operate, but GRU opts not to dispatch it, GRU would still be required to pay the non-fuel component of the charges in the amount of energy as if the facility was dispatched. The

fuel charges are based upon a combination of the variable operations and maintenance, escalated at 2.50 percent, and the biomass fuel itself, which was escalated for analysis purposes at the consumer price index. Combined, the fuel charge would be used for dispatch purposes, and is comparable to that of a coal unit.

The PPA between GRU and GREC LLC includes multiple contractual protection mechanisms to ensure that GRU's ratepayers are safeguarded from non-performance by the GREC Project, with GRU able to draw upon financial instruments to purchase replacement power. If GREC LLC goes into default, the contract becomes void.

#### Levelized Cost of Electricity (LCOE) Analysis

The GREC Project was compared to several fossil-fueled alternative units in a levelized cost of electricity (LCOE) analysis. LCOE serves well to screen a variety of technologies on an 'apples to apples' basis, meaning in the case of electrical utilities that similar technologies are approximately interchangeable with an existing system. The four alternative units included a combustion turbine, a combined cycle unit, a pulverized coal unit, and a pulverized coal unit with carbon capture and sequestration (CCS) equipment. Of the four alternative units utilized in GRU's analysis, only the coal-fired units are considered baseload generation similar to the GREC Project.

The LCOE analysis included a range of scenarios, including variations in fuel prices, capital costs, and carbon regulation for the alternative units. Additional scenarios were performed for each alternative unit. For example, the analyses included multiple capacity factors for the base case, and the sensitivities on fuel, capital cost, and carbon regulation were conducted at a 90 percent capacity factor for all units as well. Based on these scenarios, the pulverized coal unit is the only alternative more cost-effective than the GREC Project, excluding both carbon cases.

This form of LCOE analysis may be misleading due to several assumptions used. GRU's LCOE analysis used the assumption that any alternative unit would be constructed so as to have a commercial in-service date identical to the proposed GREC Project, by January 1, 2014. Providing for permitting and construction time, neither of the two coal-fired units proposed as alternatives would be able to begin operation by the 2014 timeframe. Even if construction timing was not a factor, witness Kushner testified that it is unlikely that a new coal unit would be approved in Florida given the current regulatory climate. The remaining units, both natural gas-fired, likely could be constructed by 2013. However, only the natural gas-fired Combined Cycle unit is designed to operate in a similar fashion to GREC as a baseload unit.

The GREC Project was assumed for all comparisons to have a 90 percent capacity factor, which was derived from the performance requirements of the PPA. The LCOE analysis did not model possible short-term rate impacts of the units analyzed. On an annual LCOE basis, the GREC Project became more cost effective than the natural gas-fired combined cycle unit by 2027 at a 90 percent capacity factor. When compared to the combustion turbine operating at a 90 percent capacity factor, the GREC Project did not begin to produce energy at a lower cost per

kilowatt-hour until after 2021. Such results indicated that the initial capital costs of the GREC Project were not offset by fuel savings until 7 to 13 years into the contract term.

An LCOE analysis is useful as a screening tool once a decision has been made to construct a unit and can assist in selecting between similar technologies. However, the LCOE analysis conducted by GRU assumed a need exists to construct a unit of approximately 100 MW capacity by 2014. This is not the case for GRU, as no need exists until approximately 2023 based upon reserve margin criteria. If the GREC Project is not constructed, it is unlikely that one of the alternate units mentioned above would be constructed to begin service by 2014. As a result, we believe it is more appropriate to compare the GREC Project to a scenario of no new construction until 2023, which is more easily conducted using a CPWRR analysis.

#### Cumulative Present Worth Revenue Requirement Analysis

GRU provided a CPWRR analysis for GRU's system with the GREC Project and with no new construction until 2023. Multiple scenarios were analyzed including a resale of half of the GREC Project's capacity for ten years, and the estimated impact of pending carbon legislation.

GRU did not include any new construction for the 30-year term of the GREC PPA, but as witness Regan stated, GRU's analysis included projected market costs for capacity and energy in its projected requirements. Typically, "filler units" are used to represent future capacity additions that are outside of the utility's normal planning period. Filler units consist of natural gas-fired combustion turbines or combined cycle units dependent upon projected capacity and energy requirements. Instead, the use of market purchases for energy began in 2024 with the retirement of Deerhaven Unit 1 and increased as other units on the GRU system were retired. The most significant increase occurred in 2031, with the retirement of Deerhaven Unit 2, when market purchases for power represented approximately 30 percent of net energy for load. In addition to market purchases, the existing units on GRU's systems were heavily utilized, especially in the outer years. For example, the Deerhaven Combustion Turbine Unit 3 was modeled at a capacity factor equal to 96.3 percent in the no new construction scenario by 2032.

We believe it is unlikely that GRU would operate its units in this manner, and that it is more likely that new, efficient units would be constructed at some point during the period to meet customer demand. Also, witness Regan testified that GRU hopes to get more than 50 years out of the Deerhaven Unit 2, which would push the retirement date of this unit further into the future. Due to the lack of the use of "filler units," variability of retirement dates, high amount of market purchases, and unusually high capacity factor for peaking resources, we find that the CPWRR analyses conducted by GRU provides no clear answer to the economic viability of the GREC Project.

The analyses, however, do indicate that the primary driver of estimated savings comes from the estimated impacts associated pending environmental regulations affecting CO<sub>2</sub>. As such, we believe that the enactment of pending carbon legislation will have the greatest impact upon the cost-effectiveness of the GREC Project. If the GREC Project is considered carbon neutral, and is able to reduce the requirement of GRU to purchase carbon credits or allocations, then the facility may provide significant economic benefit. As witness Regan testified, the

GREC Project acts as a hedge against potential carbon legislation that may have a negative effect upon the cost effectiveness of coal-fired generation, upon which GRU relies heavily.

The GREC Project's output would assist GRU in meeting its voluntary Kyoto Protocol carbon emission goals. It would also operate as a hedge against possible future regulation of carbon emissions at the federal level. House Resolution 2545, or the Waxman-Markey Bill, was used by GRU to develop the economic impact of carbon legislation. In addition, the GREC LLC PPA provides all the environmental attributes associated with the facility to GRU.

While GRU's economic analysis is based upon pending legislation, the regulation of carbon emissions and federal renewable portfolio standard are not guaranteed to remain in its current draft form, or be implemented into law. Significant changes, delays, or withdrawal of the pending legislation could impact the anticipated rate impact of the GREC Project. For example, the Waxman-Markey Bill and multiple federal and international organizations consider biomass to be a renewable and sustainable resource. In fact, the collection and combustion of biomass can serve to reduce carbon emissions by reducing methane emissions related to rotting biomass. However, biomass generation typically involves the use of fossil fuels for transport of fuel to the facility, which amounts to approximately four percent of the equivalent carbon emissions had the fuel been coal. As a result, until legislation is enacted, there will remain some uncertainty as to whether biomass facilities would be considered fully carbon neutral or partially so, dependent upon fuel source and transportation.

#### Resale of Capacity and Energy

GRU plans to resell 50 MW of capacity from the GREC Project for the first ten years of the contract and several utilities have expressed interest in purchasing this capacity, including Florida Municipal Power Agency, Orlando Utilities Commission, Reedy Creek Improvement District, and City of Lakeland. While these utilities, or others, may purchase portions of the GREC Project's capacity, it is not known if GRU would be able to secure resale PPAs for the full price of the contract that GREC LLC is guaranteed by GRU. We believe that it is likely that GRU would be able to resell capacity from the GREC Project and that the no resale scenario represents a worst-case situation.

#### Financial Assumptions

GRU's financial assumptions for the GREC Project include an anticipated capital structure consisting of 100 percent debt financing using primarily long-term tax-exempt municipal bonds. GRU structured the transaction with GREC LLC as a PPA rather than GRU obtaining an equity share in the facility. The annual costs for GRU's participation in the project are not tied to an investment in a self-build asset. GRU is the counterparty to the PPA upon which GREC LLC will obtain project financing. Standard & Poor's and Moody's have issued bond ratings to GRU of AA and Aa2, respectively.

GRU's other financial assumptions include an annual rate of 4.2 percent for the long-term tax-exempt municipal bond rate, interest during construction rate, and present worth discount rate. Additionally, a 2.5 percent annual percentage rate was used for the general inflation rate

and the escalation rate that was applied to both capital costs and O&M costs. These financial assumptions as applied are consistent and comparable with financial assumptions used in other recent need determinations that were approved by this Commission.<sup>7</sup> There was no evidence presented in the record that disputes the reasonableness of these financial assumptions. Based on this review, we find that the financial assumptions used for this initial evaluation are reasonable.

Intervenor Stahmer also raises issues concerning differences in the estimated capital cost of the project between the original binding proposal and the final negotiated purchase power agreement before us in this need determination. The matter before this Commission, however, is the final negotiated purchased power agreement, signed by GRU and GREC LLC, and not the original binding proposal. The differing estimates from the original binding proposal and the final negotiated purchase power agreement are not relevant to our decision.

#### Updated Cumulative Present Worth Revenue Requirement Analysis

As part of the supplemental testimony process, GRU updated its CPWRR to include a new fuel forecast, off-system sales from existing assets, market sales of the GREC Project, and consideration of renewable energy credits. In addition to modifying the overall CPWRR analysis, these factors also change the rate impact of the GREC Project.

In total, there have been significant changes to each of the scenarios and cases described at the original hearing. There is considerable uncertainty about the economics of this project because the overall cost-effectiveness of the GREC Project is heavily dependent upon the cost of future carbon regulation, and the potential resale of half the project's capacity. The GREC Project could result in a loss of approximately \$56 million based on a CPWRR analysis using current environmental regulations, fuel forecasts, and market assumptions. However, the GREC Project could result in a savings of approximately \$448 million if pending environmental regulations are enacted, and GRU resells half of the capacity at full contract price.

Overall, the updated analysis featured an improvement in the cost-effectiveness of the GREC Project. The cases and scenarios described above have important assumptions that influence their cost-effectiveness. Foremost, all scenarios now assume some form of resale of the GREC Project's capacity, either at the full contract price or at a market-based price. We consider it likely that GRU would be able to resell power, but whether they are able to achieve the estimated rates will have a significant impact upon the cost of the GREC Project. As discussed above, GRU has not yet executed any contracts, though multiple utilities have expressed interest in purchasing capacity and energy from the GREC Project.

The Regulated CO<sub>2</sub> case described above envisions carbon and renewable legislation based upon the Waxman-Markey Bill. As a part of its supplemental filings, GRU included an

---

<sup>7</sup> Order No. PSC-09-0111-FOF-EM, issued February 25, 2009, in Docket No. 080614-EM, In re: Petition to determine need for Greenland Energy Center Combined Cycle Conversion in Duval County by JEA (5 percent original cost rate/7 percent revised cost rate) and Order No. PSC-06-0457-FOF-EM, issued May 24, 2006, in Docket No. 060155-EM, In re: Petition for determination of need for proposed Stanton Energy Center Combined Cycle Unit B electrical power plant in Orange County, by Orlando Utilities Commission (5.25 percent cost rate including insurance costs and issuance fees).

update on this legislation, as well as multiple other legislative efforts, at a state and federal level, to regulate carbon emissions or renewable energy. Witness Regan also describes findings by the Environmental Protection Agency (EPA) that has made an Endangerment Finding regarding greenhouse gas emissions, including carbon dioxide. At this time, however, no additional environmental regulations on renewable energy or carbon emissions have passed or are set to be enforced on a federal or state level.

The Joint Petitioners suggest that the form of analysis utilized above is inappropriate, because resale of the contract at full price, and regulated CO<sub>2</sub> represent the most appropriate "Base Case." The term "Base Case" refers to scenarios performed under current environmental regulations only. These include a Full Contract Resale scenario, a Market Resale Scenario, and a No New Construction Until 2023 scenario. We believe that comparing the cost to GRU between No New Construction Until 2023 and scenarios with the GREC Project is an objective analysis method that demonstrates the impact of the GREC Project upon the cost-effectiveness of GRU's system.

#### Expected Value Analysis

During the supplemental hearing, GRU proposed an additional form of cost-effectiveness analysis, referred to as a probabilistic risk analysis, or expected value analysis. This process included estimating the potential financial cost of a series of risk factors, what impact the GREC Project may have on the risk factors, multiplying the GREC Project's impact by a percentage, and then summing the result. GRU performed two expected value analyses. With assumptions biased against the GREC Project, one expected value analysis represented a risk adjusted benefit to cost ratio of approximately 2 to 1, or approximately \$70 million. The other expected value analysis, with mid-range assumptions, resulted in a benefit to cost ratio of greater than 10 to 1, or approximately \$279 million.

We believe that the expected value analysis, while useful for risk analysis, does not reflect the fact that the outcome of a scenario is one result or another. For example, pending carbon legislation, or functionally similar legislation, will either be enacted, or it will not. Witness Regan suggests in his first scenario, described as biased against the GREC Project, that carbon regulation has a ten percent chance of occurring, and in his second scenario, described as mid-range, there is a 50 percent chance of regulation occurring. We believe that a more clear presentation of this is to compare the cost impacts of full scenarios with and without carbon regulation, as has been conducted above in the CPWRR Analysis in the Base Cases and Regulated CO<sub>2</sub> Cases. Thus, we the CPWRR Analysis allows us to weigh for ourselves what we believe the likelihood of these conditions will be in the future.

#### Updated Customer Bill Impact

With the updated CPWRR analysis, GRU provided an updated rate impact to reflect the changes discussed above. The customer impact of the GREC Project is affected greatly by the degree to which GRU will be able to resell capacity at or near the full contract price, and whether pending carbon legislation is enacted. The customer rate impact numbers are lower per average GRU customer. GRU customers use approximately 831 kWh monthly as compared to the state

average of approximately 1,200 kWh per month. In addition, GRU anticipates this value to decrease in the future.

Based on the analyses above, the purchased power from the GREC project is projected to increase the cost of electricity for GRU's customers. As illustrated by the table below, the initial residential customer bill impact ranged from approximately \$18.75 per month in the worst case scenario to as low as \$4.36 per month in the best case scenario. The updated residential customer bill impact ranges from \$3.22 to \$13.40 per month.

**Residential Monthly Bill Impact Summary**

Scenario	Initial Rate Impact in 2014 (\$/831 kWh-mo)			
	Revised Original Estimate		Current Estimate	
	Title	Value	Title	Value
Base Case	Resale	\$7.35	Contract Resale	\$7.13
	No Resale	\$18.75	Market Resale	\$13.40
Regulated CO <sub>2</sub>	Resale	\$4.36	Contract Resale	\$3.22
	No Resale	\$13.18	Market Resale	\$6.41

We will not review the final costs or establish rates resulting from the proposed GREC project because GRU is not rate-regulated by us and any rate impact would be the result of the Gainesville City Commission's policy decisions. The Gainesville City Commission is ultimately responsible to its citizen-ratepayers for all rate impacts associated with the project. The record indicates that both the Gainesville City Commission and GRU made many efforts to inform GRU's customers that their rates could increase when the plant is operational. We would expect that the Gainesville City Commission will continue to review the project's total costs as well as other impacts associated with the project such as increased jobs, property taxes, traffic patterns, and future off-system power sales before establishing retail electric rates for its citizens.

Biomass Supply Concerns and Contract Protections

As of the date of this decision, GREC LLC has not entered into any firm fuel contracts, but has signed a letter of intent for approximately one-third of its fuel supply with Wood Resource Recovery, LLC. Witness Schroeder also testified that GREC LLC has identified and begun negotiations with various landowners for biomass.

The GREC Project will require approximately one million green tons of biomass annually to operate. Intervenors raised significant concerns that the biomass prices utilized for the cost-effectiveness analysis are unreasonable. Several contract measures serve to protect GRU in the event that sufficient biomass is unavailable, or not available at a reasonable price. If the GREC Project is unable to find sufficient biomass to operate, it would be considered unavailable, and GRU would not be responsible for any payments, either energy or non-energy.

In the event that biomass prices are higher than projected by GRU, the cost of the GREC Project would increase, with a cost-sharing mechanism being utilized, as described above. Under the contract, GRU has the option to dispatch the GREC Project, which can reduce the unit's output. A reduction in dispatch would reduce fuel consumption, thereby reducing fuel



costs and avoiding more expensive biomass purchases. However, GRU would still be responsible for non-energy payments, as the GREC Project would be considered available during this time period. In any of these instances, costs to GRU would increase beyond those assumed in the cost-effectiveness analysis above.

### Credit Ratings

At the supplemental hearing, concerns were raised about the proposed GREC Project's potential effect on GRU's credit ratings. These concerns focused on GRU's fuel diversity, credit rating agency imputed debt, energy sales of excess capacity, and higher debt obligations. Witness Hanrahan stated that the GREC Project would secure a new fuel source giving the utility greater fuel diversity to address a stated concern of both Standard & Poor's (S&P) and Moody's. Witness Hanrahan asserted that in several meetings with both S&P and Moody's, the credit rating agencies expressed concerns about GRU's reliance on fossil fuels with regard to carbon regulations.

Witness Hanrahan testified that the additional costs that would be incurred as a result of this project are not considered debt of GRU since the proposed GREC Project is structured as a purchased power contract with no obligations to GRU in the event the power is not produced. Witness Regan testified that, based on representations made in meetings with the credit rating agencies, the imputation of debt would not be applicable to GRU. Additionally, witness Regan asserted that only a contract default would elicit security provisions estimated in the area of about six months of payments applicable to GRU.

Additional Commissioner concerns were raised about the credit rating agencies' view of the resale viability of the excess contracted power by GRU. Witness Hanrahan asserted that the perception of the credit rating agencies is that the excess contracted power is very marketable and would be easily sold.

We reviewed the most current credit rating agency reports for GRU from S&P and Moody's. In the September 2009 S&P report, the credit rating agency cited two credit concerns:

- Dependence on one generating unit to provide about 65 percent of the system's electricity.
- Additional debt burden associated with a sizable capital spending program through 2014, although rate increases and the post-2013 reduction of debt service associated with existing debt mitigate this.

In the September 2009 Moody's report, the credit rating agency placed a negative outlook on GRU's credit rating. In its analysis, Moody's asserted that the negative outlook was premised on electric rates that are projected to increase to support additional debt and that are becoming less competitive, leaving very little headroom to raise rates further. The negative outlook also considered the liquidity available to cover the variable rate debt and the future dependency on operating reserves to meet significant capital improvement and other operation and maintenance-related cost increases. Moody's stated the following five challenges for GRU:

- Six year capital improvement program puts additional pressure on currently above-average rates.
- Lack of fuel diversity could place pressure on future rates.
- Meeting regulatory requirements could result in system modifications increasing costs substantially.
- Less competitive electric rates than other utilities in the region.
- Future dependency on rate stabilization fund.

We concur with GRU witness Hanrahan that one cannot speculate as to what the actions of the credit rating agencies would be from either an approval or denial of this project. We believe that the proposed GREC Project could possibly alleviate the credit rating agencies' expressed concerns about GRU's fuel diversity and potential carbon compliance costs. However, the proposed GREC Project may exacerbate the credit rating agencies concerns regarding non-competitive electric rates and restrained liquidity. S&P and Moody's have issued bond ratings to GRU of AA and Aa2, respectively. As such, GRU is one of only 20 of approximately 2,000 utilities in the country possessing such a favorable AA rating. Based on the foregoing, we do not believe that the decision to approve or deny the GREC Project would materially affect GRU's relatively high credit ratings.

#### Conclusion

There is considerable uncertainty about the economics of this project because the overall cost-effectiveness of the GREC Project is heavily dependent upon the cost of future carbon regulation, and the potential resale of half the project's capacity. The GREC Project could result in a loss of approximately \$56 million based on a CPWRR analysis using current environmental regulations, fuel forecasts, and market assumptions. However, the GREC Project could result in a savings of approximately \$448 million if pending environmental regulations are enacted, and GRU resells half of the capacity at full contract price. Therefore, we find that the GREC Project could act as a hedge against potential cost increases associated with future regulation of carbon emissions and renewable energy and could become the most cost-effective alternative if pending legislation regarding CO<sub>2</sub> emissions is enacted.

#### RISK MANAGEMENT

As with most power generation projects, there are uncertainties about the economics of the proposed biomass project. Additionally, the Florida Public Service Commission does not regulate GRU electric rates. Furthermore, many of the financial, contractual, and environmental regulation aspects associated with the proposed biomass generating unit were not yet fully known or definitized at the time this case was decided.

Based on the above, it is incumbent upon GRU and the City of Gainesville to mitigate the ratepayer impact associated with the proposed biomass generating unit by considering, but not limited to, the following:

- The need to sell excess generation capacity from the proposed biomass unit at the contractual rate
- The need to continue to sell excess generating capacity associated with GRU's existing generating units on the wholesale market or through power purchase agreements
- The need to contractually source a long-term fuel supply for the proposed biomass generating unit at favorable pricing
- The need to continue to evaluate the financial viability of the proposed biomass generating unit in relation to pending environmental regulations

### CONCLUSION

As discussed above, GRU does not have a capacity need until 2023. However, the addition of the capacity from the proposed GREC Project would enhance reliability of GRU's system. GRU has chosen to place more emphasis on renewable generation and therefore sought to replace its expiring purchased power contracts with generation from a renewable energy source capable of baseload operation. GRU's existing system consists primarily of coal-fired baseload generation. The addition of capacity from the proposed GREC Project will provide renewable baseload capacity while replacing purchased power, thereby reducing coal and natural gas usage on GRU's system. The GREC Project was selected by GRU as the least-cost renewable proposal during an RFP process for biomass facilities, and is a continuation of GRU and the Gainesville City Commission's efforts to encourage renewable energy.

The GREC Project would be a baseload renewable energy resource that can improve GRU's system reliability, fuel diversity, and provide an economic hedge against future carbon regulation. The updated values provided in the supplemental hearing show that the GREC Project, with market resale, is estimated to have a cumulative net present value cost of \$56 million without carbon regulation, but could also have a cumulative present worth savings of approximately \$448 million under the Regulated CO<sub>2</sub> Case with resale at full contract price. The Gainesville City Commission was aware that the GREC Project would have an initial rate impact and the Project could face risks related to resale and delay.

Since GRU is a municipal utility, we do not have rate-setting authority over it, and we are therefore limited in what oversight we can perform. If GREC LLC contracted with an IOU, recovery of payments made under the purchase power agreement would be subject to our approval and we would be able to prevent ratepayers from paying above avoided cost for the renewable energy and capacity of the project.<sup>8</sup> We note that if the petitioner were an IOU, our decision may have been different. Here, the Gainesville City Commission is ultimately responsible for mitigating any potential rate impacts of the GREC Project. We note that our decision on a need determination petition must be made several years in advance and based on the facts as they exist at the time of the filing. If conditions change from what was presented at

---

<sup>8</sup> Florida Statutes and our Rules related to purchase power contracts provide safeguards such that IOU ratepayers would not pay above avoided costs for purchases of renewable capacity and energy. See Florida Statutes 366.051 and Rules 25-17.0825, 25-17.0832, 25-17.240, and 25-17.250, F.A.C.

the need determination proceeding, then a prudent utility would be expected to respond accordingly.<sup>9</sup> If projections presented at the hearing do not materialize, then we would expect GRU and the City of Gainesville to respond accordingly.

We note that GRU has made a strategic decision to contract with a biomass renewable resource provider for additional baseload generation. The selection of a renewable resource corresponds to the intent of the Legislature, as set forth in Section 366.92(1), F.S., to promote renewable development in the State of Florida. The GREC Project will enhance the overall reliability of the GRU system by providing an additional source of baseload generation. The GREC Project satisfies a need for GRU to improve its fuel diversity and supply reliability. The GREC Project also represents a significant investment in the development of renewable energy in Florida. Meaningful economic benefits to GRU and its ratepayers could also accrue if pending legislation regarding carbon emissions is enacted. GRU has enacted several contract provisions to minimize the cost of this renewable resource to the utility and its ratepayers. As a municipal utility, GRU is not rate-regulated by this Commission. Therefore, the Gainesville City Commission is ultimately responsible for the rate impact of the GREC Project and any potential efforts to mitigate the risks associated with that impact. For all of the reasons identified herein and based on our review of the record evidence, we approve of the determination of need for the GREC Project.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC's joint petition to determine the need for the Gainesville Renewable Energy Center, LLC, is granted. It is further

ORDERED that the docket shall be closed when the time for filing an appeal has run.

By ORDER of the Florida Public Service Commission this 28th day of June, 2010.



ANN COLE  
Commission Clerk

( S E A L )

ELS

---

<sup>9</sup> For an IOU, we must review the final costs for cost recovery purposes when the generating unit comes on-line. If, after review, it were found that an IOU should have stopped construction or pursued a more cost-effective alternative, we can adjust the IOU's rates accordingly. However, we do not have final rate making authority over municipal utilities and will not review the final costs or establish rates resulting from the proposed GREC project.

DISSENTS BY: CHAIRMAN ARGENZIANO  
COMMISSIONER STEVENS

CHAIRMAN ARGENZIANO, dissenting:

I dissent from the decision of the majority due to improper application of the statutory scheme and improper assessment of the need for the project.

Defects in the Majority's Construction of the Relevant Statutory Scheme

The majority, without competently articulating its reasons, has created two separate and alternative levels of scrutiny for a need determination under the same exact statutory language.<sup>10</sup> Determining which level of scrutiny now applies is solely dependent on who the petitioner is: there is apparently a demanding standard for investor-owned utilities, and a significantly slacker standard for municipalities.<sup>11</sup> The majority created such a tiered system because it misperceived the statutory backdrop to include submissive deference<sup>12</sup> to municipalities due to "political accountability,"<sup>13</sup> a factor not addressed by statute but invented. At best this is federalism—

---

<sup>10</sup> See Agenda Hr'g Tr. 42, Feb. 9, 2010 (Commissioner Edgar, opining: "I guess I would put forth . . . that balancing of circumstances and factors and criteria . . . may be different for a municipal facility than it would be for an investor-owned utility . . ."). Cf. Agenda Hr'g Tr. 42 (Staff Attorney Saylor, stating: "My understanding is that whether it's a muni or an IOU, we weigh all the factors similarly.").

<sup>11</sup> See Special Agenda Hr'g Tr. 89, May 27, 2010 (Commissioner Skop, stating: "[W]e're being asked to sign off on pretty much a blank check with a lot of things that aren't yet fully known or definitized, and that's a little bit of a leap and I think . . . it's prudent for the Commission to articulate these risks in light of giving deference to local rule and the desires of local government, as Commissioner Edgar and myself have referenced. They want to do something, and so long as we clearly and transparently state the risks and clearly the City acknowledges it has a duty and GRU has a duty, then that's fine.") (emphasis added); Special Agenda Hr'g Tr. 77, May 27, 2010 (Commissioner Skop, stating: "The difference on this one is that it is a power purchase agreement, it is with a municipality, but to otherwise approve this for an investor-owned utility would violate Commission precedent . . ."). See also Agenda Hr'g Tr. 33-34, Feb. 9, 2010 (Commissioner Skop, noting: "And I think the staff has noted that this Commission would not approve this project for an investor-owned utility based upon the record evidence."); Revised Staff Recommendation, issued May 20, 2010, in Docket No. 090451-EM, In re: Joint Petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC at 39 ("Staff notes . . . that if the petitioner were an IOU, our recommendation may have been different."). Thus, according to at least one of the Commissioners in the majority, all that is required of a municipality during need determination proceedings is that "the City acknowledge[] it has a duty." Special Agenda Hr'g Tr. 89, May 27, 2010. The reality that Section 403.519(3), Florida Statutes, says nothing of the sort is no obstacle.

<sup>12</sup> See Agenda Hr'g Tr. 37, Feb. 9, 2010 (Commissioner Skop, stating: "So at least from my perspective, it's not for me to . . . impart my judgment. [A]t the end of the day it is really not for me to tell the City of Gainesville what they should do or what they should not do.")

<sup>13</sup> Compare Agenda Hr'g Tr. 41, Feb. 9, 2010 (Commissioner Edgar, stating: "I do believe that it is appropriate to give deference to a local government who is obviously closer to the people who will stand for election . . .") and Agenda Hr'g Tr. 47 (Commissioner Klement, opining: "I appreciate my colleague's concern for the blame coming to us, but I believe that customers of any utility understand where their bills come from and who approved it. I don't blame the PSC if my Tallahassee power bill is higher in January. I blame Tallahassee or myself for turning the heat up too high. So I think that the Gainesville customers will understand that if they do get in the position that is

allocation of political benefits and burdens to parties responsible for legislation—in an inappropriate arena. At worst it clumsily attempts to avoid political consequences for opposing a project backed by a municipality and key legislative and executive officials,<sup>14</sup> and waters-down need determination requirements, which are designed to prevent inefficient allocations of resources and unnecessary burdens on ratepayers, for all projects—those brought forward by both investor-owned utilities and municipalities.<sup>15</sup>

I do not believe that two cases under the exact same statutory language should be examined under fundamentally different levels of scrutiny depending on whether the petitioner is an investor-owned utility or a municipality. Numerous flaws in the majority's reasoning demonstrate why their theory is unsound.

Acknowledging the premise that investor-owned utilities and municipalities are different, the majority concludes that Section 403.519(3), Florida Statutes, conceals two very different forms of treatment based on this fact. This is in error. The Commission has the responsibility to make a need determination. The need determination is one stop along an administrative avenue. Vehicles traversing the roadway do not necessarily deserve different treatment, especially given that the travel procedure is dictated by Section 403.519(3), Florida Statutes. In this, there are no

---

possible that they will look to their city commissioners and mayor and say why did you do this, and they will have to defend it.”) and Agenda Hr’g Tr. 54 (Commissioner Klement, noting: “the political price of this will be paid by the City Commission and not this Commission if this proves to be a bad decision.”) with Agenda Hr’g Tr. 50 (Chairman Argenziano, reasoning: “The risk is \$100 million. That part does belong to GRU and those political -- I’m not looking at political, because, you know, politicians come and go, and by the time year 2023 is around those people won’t be around or probably won’t be around to answer to their constituents. And that’s their concern. I’m looking at what I need to look at today. . . . [T]here’s red flags all through staff’s recommendation, and I see it all through there. It would be incumbent on me to pay attention to those red flags because they mean something. After all, if they didn’t mean something . . . it wouldn’t be here in front of us today.”). See also Special Agenda Hr’g Tr. 76, May 27, 2010 (Commissioner Skop, stating: “The . . . important point of how I would distinguish this from an investor-owned utility is . . . local rule. You have a municipal government wanting to do something, and . . . the risk/reward lies in the lap of . . . the City of Gainesville . . .”).

<sup>14</sup> Notable officials testified in favor of the project: Gainesville Mayor Hanrahan, numerous Gainesville City Commissioners; Senators Rod Smith and Steven Oelrich; Commissioner Charles Bronson.

<sup>15</sup> Compare Special Agenda Hr’g Tr. 50, May 27, 2010 (Commissioner Edgar, suggesting that where “staff notes that if the petitioner were an IOU our recommendation may have been different . . . seems somewhat gratuitous to me to put in the final order . . .”) and Special Agenda Hr’g Tr. 51 (Commissioner Edgar, again referring to staff’s language distinguishing investor-owned utilities from municipalities as “a tad gratuitous”) with Special Agenda Hr’g Tr. 78 (Commissioner Klement, referring to staff’s language discussed by Commissioner Edgar: “And I think that Commissioner Edgar’s reference . . . at the bottom of Page 39 earlier is basically cover your rear for precedent that might be cited by an IOU, and that, to me that’s prudent also. This is a different case. It’s a municipal. It’s not the investor-owned.”). See also Revised Staff Recommendation, issued May 20, 2010, in Docket No. 090451-EM, In re: Joint Petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC at 39 (“Staff notes . . . that if the petitioner were an IOU, our recommendation may have been different.”); Agenda Hr’g Tr. 42, Feb. 9, 2010 (Commissioner Edgar, opining: “I guess I would put forth . . . that balancing of circumstances and factors and criteria . . . may be different for a municipal facility than it would be for an investor-owned utility . . .”). Of course, it is no wonder that Commissioner Klement had difficulty following Commissioner Edgar’s implied aims; after all, from the standpoint of achieving transparency it makes little sense to recognize a distinction that one believes to be important throughout the decision-making process yet be unwilling to fully articulate that distinction in the final order.

directions to treat need determination applications from municipalities differently than those from investor-owned utilities. See § 403.519(3), Fla. Stat. Simply, if the legislature wanted them to be treated differently, it would have said so.<sup>16</sup>

Next, the majority believes that the decisions of a municipality are accountable politically, while those of a private utility company are not, and that this distinction is critical and justifies alternative levels of scrutiny under Section 403.519(3), Florida Statutes. Acknowledging the aspect of political accountability, the majority concludes that there is therefore a lower standard for municipalities than for investor-owned utilities. This conclusion is erroneous. The legislature is aware of such political accountability, and did not recognize this as deserving mention, let alone the alternative levels of scrutiny the majority envisions. The legislature crafted need determination language that treats investor-owned utilities and municipalities identically. See § 403.519(3), Fla. Stat. The majority has improperly *attached a significance* to a fact that the legislature has not.

Third, an added remedy may be only an added remedy, not a lower standard of scrutiny. This can be illustrated from the perspective of a ratepayer who is being forced to pay for an unnecessary power-plant: the result is the same whether the plant is built by an investor-owned utility or a municipality; the only difference is the value of the vote as a remedy.<sup>17</sup> Thus the majority has accepted the unremarkable truth that residents of municipalities may vote if they so choose, and then reasoned that the added value of this remedy justifies less vigorous review on their part. The majority has correctly recognized a fact, but then assumed something further that does not follow.

Fourth, assume for the sake of argument that my two most recent points—(1) that the majority is unjustified in attaching special significance to a fact that the legislature has not, and (2) that an added remedy may mean only an added remedy, not a lower standard of scrutiny—are unconvincing. That is, assume that the majority is correct that under Section 403.519(3), Florida Statutes, the notion of political accountability is relevant to differentiating need determinations between investor-owned utilities and municipalities. The majority may still have misperceived the value of this distinction. I believe that the majority has done this: it overvalues the distinction. In my view the argument is, at best, a makeweight; it does not turn this Commission into a laundromat for poor or ill-timed plans. If the legislature had intended the Commission to abdicate its role in need determinations to local governments (as the majority in this case has in

---

<sup>16</sup> The argument can be made that the legislature intended to provide the Commission with significant discretion in need determinations by including that “[t]he commission shall also expressly consider . . . conservation measures . . . and other matters within its jurisdiction which it deems relevant.” § 403.519(3), Fla. Stat. Yet the link between the political accountability of decisions made by the City of Gainesville and matters within the Commission’s jurisdiction appears fairly attenuated, and thus stretches the bounds of fair license. But regardless of whether that may be, the discretionary nature of *whether to* treat investor-owned utilities and municipalities differently under Section 403.519(3), Florida Statutes, does not undermine the claim just made that need determinations involving investor-owned utilities and municipalities *need not* be treated differently and that if the legislature wanted them treated differently it could have said as much. Furthermore, even if the discretionary aspect of the statute is admitted, one can still dispute that the majority uses this discretion appropriately.

<sup>17</sup> Unfortunately new local regimes usually cannot simply void 30-year contracts.

fact done),<sup>18</sup> it would have exempted municipalities from the requirement, as it has exempted municipalities from rate oversight. Compare § 403.519(3), Fla. Stat. with § 366.02(1), Fla. Stat. The legislature has not done so.

Fifth, reason counsels against the majority's conclusion that municipalities should face a lower standard of scrutiny than investor-owned utilities, for Section 366.051, Florida Statutes, and Rules 25-17.0825, 25-17.0832, 25-17.240, and 25-17.250, Florida Administrative Code, limit the risk borne by ratepayers of investor-owned utilities and shift the risk above that of avoided cost to shareholders; by contrast, with a municipal or an electric cooperative the entire risk is borne by the ratepayers. That is, Section 366.051, Florida Statutes, provides ratepayers of investor-owned utilities with a safeguard that does not exist for ratepayers of municipalities. Thus if the majority's notion of political accountability lowered the standard of scrutiny for municipalities, the comparative lack of protection that ratepayers face because Section 366.051, Florida Statutes, does not apply to municipalities should raise that standard back up (equal to or even arguably above the standard for investor-owned utilities), for it makes the Commission's approval of need pursuant to Section 403.519(3), Florida Statutes, all the more significant.<sup>19</sup> If the majority is going to minutely compare the appropriate level of scrutiny for investor-owned utilities and municipalities, it is only fair to consider the differences between existent safeguards along with the imagined.

To sum up thus far: the majority's conclusion that Section 403.519(3), Florida Statutes, conceals two separate and alternative levels of scrutiny—one a legitimate standard for investor-owned utilities, another a slack and permissive standard for municipalities—is not supported by a plain reading of the statute; attaches an unjustified, extraordinary significance to the fact that residents of municipalities may vote; wrongly assumes that an added remedy justifies a lower standard, rather than merely being an added remedy; overvalues the importance of a distinction of its own invention; and wrongly concludes that municipalities should face a lower standard of scrutiny than investor-owned utilities even though existent safeguards indicate otherwise. Unfortunately there is still more.

After abandoning its post under Section 403.519(3), Florida Statutes, the majority tries to distance the Commission from the consequences of doing so.<sup>20</sup> Aside from the fact that this is an overt attempt to skirt accountability for their decision, the majority's approach—including a

---

<sup>18</sup> E.g., Agenda Hr'g Tr. 37, Feb. 9, 2010 (Commissioner Skop, stating: "So at least from my perspective, it's not for me to . . . impart my judgment. [A]t the end of the day it is really not for me to tell the City of Gainesville what they should do or what they should not do.").

<sup>19</sup> And it could be argued that the statutory elements of "the need for adequate electricity at reasonable cost" and "whether the proposed plant is the most cost-effective alternative available" take on added weight in such a scenario.

<sup>20</sup> Agenda Hr'g Tr. 42, Feb. 9, 2010 (Commissioner Skop, stating: "I don't feel that the Commission should take the blame if GRU and the City of Gainesville fails to execute and fails to mitigate all of this risk. Again, they are taking a huge risk with the ratepayers' money here. So I think that if the Commission does decide to move forward with granting approval of this need determination, that the Commission should clearly distance itself from some of the risk inherent with this project . . ."); Agenda Hr'g Tr. 45 (Commissioner Skop, stating: "GRU is taking the risk, but the Commission is equally taking the risk without distancing itself from this abundance of risk in terms of if the Commission were to move forward with granting approval of the need determination.").



section in the Commission's order entitled "risk management"<sup>21</sup>—only creates more problems. This is not "comfort language."<sup>22</sup> It is a list of allowable deficiencies. A municipality may now receive approval for a need determination without mitigating the substantial risk associated with lack of a plan for selling excess generation capacity from the proposed unit and from existing units, for proceeding without a contractual source of long-term fuel supply, and without mitigation plans for potential changes to environmental regulations that could significantly alter the financial viability of the project.

Moreover, if one is concerned, as I am, that the majority's tiered levels of scrutiny under the same exact statutory language is untenable, then one should not be satisfied that the majority's slack and permissive standard with allowable deficiencies will be limited to cases involving municipalities. In other words, I have no confidence, as the majority does, that certain language in the order is an adequate "cover your rear for precedent that might be cited by an [investor-owned utility] . . . ." Special Agenda Hr'g Tr. 78, May 27, 2010 (Commissioner Klement, commenting). Nor am I assured that "an investor-owned utility would not take the regulatory risk of petitioning the Commission for this type of project, given the existing underlying margins, the lack of definitization of contracts and such." Special Agenda Hr'g Tr. 78-79 (Commissioner Skop, commenting).

There are significant defects in the majority's construction of the relevant statutory scheme; I cannot join their reasoning. I hope the majority's decision is only an isolated case of confusion, rather than a sign of an enduring malady.<sup>23</sup>

---

<sup>21</sup> Special Agenda Hr'g Tr. 86-88, May 27, 2010 ("GRU does not have a need for additional baseload generation capacity until 2023. Additionally, the Florida Public Service Commission does not regulate GRU electric rates. Furthermore, many of the financial, contractual, and environmental regulation aspects associated with the proposed biomass generating unit were not yet fully known or definitized at the time this case was decided. Based on the above, it is incumbent on GRU and the City of Gainesville to mitigate the substantial risks associated with the proposed biomass generating unit . . . ."). This initial description of the project's risks was subsequently revised because the majority was uncomfortable with its honesty. See Special Agenda Hr'g Tr. 97 (Commissioner Edgar, stating: "A suggestion . . . would be in the . . . beginning of the first sentence under risk management to change the wording slightly but not the intent so that the first sentence would read, 'As with most power generation projects, there are uncertainties about the economics of the proposed biomass project.' . . . . Then the second paragraph, I would slightly change the words in the middle . . . . I would delete the words 'the substantial risk' and input . . . instead 'ratepayer impact.'").

<sup>22</sup> Special Agenda Hr'g Tr. 97 (characterizing the risk management section as "comfort language").

<sup>23</sup> See Agenda Hr'g Tr. 36, Feb. 9, 2010 (Commissioner Skop, stating: "I'm struggling for words here, but weighing the statutory criteria, Commissioner Edgar mentioned this also, what are we supposed to do as a Commission? This one is really atypical because it involves a municipality and it is not as clear-cut."); Agenda Hr'g Tr. 41 (Commissioner Edgar, stating: "I really appreciate the comments of Commissioner Skop as to what is -- my words, what is our role, which is something that I touched on when we started this discussion today, and something that I am still grappling with. . . . Is it to basically bless a request from a municipal that comes before us because they are a local government and have all of those aspects that are different from an IOU, or is it to -- well, let me just put it there. Is our role -- and I know we have talked about this earlier, but I'm still obviously grappling with it -- what is our role . . . ."); Agenda Hr'g Tr. 56-57 (Commissioner Edgar, stating: "[M]y understanding is that under the statute we have exclusive jurisdiction to determine need under the criteria that is listed in, in the statute and that is our responsibility. I still come back in my own mind to how is that responsibility the same or different for a municipal versus IOU request for need determination, which I have had come before me? . . . . What is our role with a

Insufficient Conditions for Approval of Need

This project does not satisfy statutory requirements for approval of need: the evidence reflects that the project is not needed to achieve system reliability or integrity; the provision of electricity at a reasonable cost is too uncertain and constitutes an unnecessary gamble; it was not demonstrated that the proposed plant was the most cost-effective alternative available; and conservation measures would only further mitigate the need for the proposed plant. Although the plant would help achieve greater fuel diversity, this is not enough to outweigh the other factors. While I commend the City of Gainesville for its forward-thinking vision, it is taking a large and unnecessary risk with its ratepayers' money.

GRU does not have a reliability need for additional capacity until 2023. The existing system is adequate to serve the area for more than a decade. And the City has a reserve margin of 66% at the time of this request. As another Commissioner puts this, "that's like having six cars in your garage, and you only drive one car every day, and then wanting to go out and buy a brand new car that you really don't need yet." Agenda Hr'g Tr. 42, Feb. 9, 2010 (Commissioner Skop, commenting).

Whether electricity will be provided at a reasonable cost is too uncertain and constitutes an unnecessary gamble given the lack of demonstrated need. The forecasts of cost vary widely—from a loss of approximately \$56 million, to a savings of \$448 million (which will be achieved *if* pending environmental regulations are enacted, those regulations deal favorably with biomass, regional woody biomass remains relatively inexpensive for the next 30 years, and GRU sells half of the generated capacity at full contract price).<sup>24</sup> I would have been more inclined to approve the project if there were more of a reason to take such a speculative gamble, such as if there were a need for additional capacity. Additionally I would have been more amenable to the project if risk-shifting mechanisms were available to prevent the entire risk from being borne by ratepayers. Cf. § 366.051, Fla. Stat. But there is no need and there are no protections.

It was not demonstrated that the proposed plant was the most cost-effective alternative available. There is considerable uncertainty regarding the economics of this project. Under certain assumptions no plant (a completely feasible alternative) is more cost-effective than the proposed plant.

Gainesville has implemented very successful energy conservation measures, raising the question of why the City has not taken advantage of the primary economic benefit of such measures—deferring the costs of new power-plants—and instead petitioned for a new plant ahead of demand. Conservation measures taken by and reasonably available to the City mitigate the need for the proposed plant.

---

municipal proposal? And I am still -- I am not 100 percent yet in my own mind, so I'm glad to have the open discussion . . .").

<sup>24</sup> See also Agenda Hr'g Tr. 37, Feb. 9, 2010 (Commissioner Skop, noting that "everything has to go perfect for this project to be economically viable, otherwise it's going to cost ratepayers at least \$100 million.")

The proposed plant does help improve fuel diversity. But the favorable aspects of fuel diversity could just as easily be achieved with a smaller, less expensive plant; for example, one below the 75 megawatts threshold that triggers a need determination pursuant to Section 403.503(14), Florida Statutes. Or fuel diversity could be improved at some point in the future—such as in 2023, when there will be a supply-side need for the plant.<sup>25</sup> This matters because the Petitioners have been unable to demonstrate a significant need for fuel diversity *at this time*.<sup>26</sup> In other words, fuel diversity would be a much more important factor if it were a pressing need, one where, for example, in the absence of improvement the utility would face rapidly rising costs.<sup>27</sup> There is no such immediate need here.

The sum of the above factors indicates that this project does not satisfy sufficient conditions for approval of need.<sup>28</sup>

---

<sup>25</sup> See also Agenda Hr'g Tr. 61, Feb. 9, 2010 (Commissioner Skop, expounding: “[I]t's the right idea, it's just the wrong time. If they were trying to do this in 2020, absolutely, because they'd have the need for the 100 megawatts of additional baseload generation. They don't have that need. They've got so many generating assets I'm surprised half of them aren't sitting idle right now. So, again, there's too many red flags . . .”).

<sup>26</sup> The Petitioners argue that greater fuel diversity is needed now as a hedge against future regulations. At first blush the argument has appeal. But there is difficulty quantifying (1) the temporal limits of this argument and (2) the degree of assurance necessary regarding the content of the supposedly impending legislation. In order to accept the Petitioners' argument some showing must be made on both of these factors. In other words, why is legislation immediately relevant as opposed to in any other case or at any other time? What is it that makes *now* the time to act in anticipation of future regulation, and how do we know this, with at least a modicum of certainty (the kind which responsible persons are accustomed to relying on in serious matters), if the content of the legislation (*i.e.*, whether it will favorably or adversely impact the circumstances in this case—the treatment of biomass) has not been disclosed, is inconsistent or unclear, or is still open to change. To respond to these concerns the Petitioners have nothing more than that a bill was proposed in Congress. If this Commission proposes to rely on “impending legislation” as a justification for the reasonableness of multimillion dollar gambles, it should define the limits of that principle, rather than let it run wild.

Furthermore, although the Petitioners imply that now is the time to act because currently they can take advantage of subsidies, this does not assess the temporal question or the level of assurance necessary regarding the content of legislation; it only lessens the cost of taking unknown risks. This is reasonable, yet it also opens the door to the Intervenor's description of the project: as one designed “to capitalize on the availability of subsidies in a classic carpetbagger wager that will make a few people richer while . . . the ratepayers will be left to pay the bill.” (Stahmer's Post-Hearing Br. 6.)

<sup>27</sup> Thus this case is distinguishable from need determinations made during or near after an energy crisis. Cf. Order No. 10108, issued June 26, 1981, in Docket No. 810045-EU, In re: JEA/FPL's Application of need for St. John's River Power Park Units 1 and 2 and related facilities; Order No. 10320, issued October 2, 1981, in Docket No. 810180-EU, In re: Petition for Certification of Need for Orlando Utilities Commission, Curtis H. Stanton Energy Center Unit 1.

<sup>28</sup> See also Special Agenda Hr'g Tr. 57-58, May 27, 2010 (Commissioner Stevens, reasoning: “[W]orking through the requirements that we need to look at for the determination of need, I think that this is a very high risk project that we're getting into. And with that risk, even though there's some hedging here and there, I'm not sure this is cost-effective, we're not told that it's cost-effective. I don't know if it's providing electricity at a reasonable cost. It does have fuel diversity, but I don't think the capacity is required. And so I'll listen to discussions from other Commissioners, but I'm . . . having a hard time with the project.”); Agenda Hr'g Tr. 36, Feb. 9, 2010 (Commissioner Skop, agreeing: “It's a real stretch to get you there on some of the criteria. I mean, Commissioner Stevens hit that nail on the head. Some of the criteria you just can't get there. It's basically fuel diversity is the only thread to hang on.”); Agenda Hr'g Tr. 33, Feb. 9, 2010 (Commissioner Skop, stating: “The approval of this project

COMMISSIONER STEVENS, dissenting without opinion.

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within five (5) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Office of Commission Clerk, and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

---

goes against every aspect of my better judgment."); Agenda Hr'g Tr. 68, Feb. 9, 2010 (Commissioner Skop, concluding: "I've listened to the discussion and, again, approval of this project goes against every aspect of my better judgment given the risks that exist and all the red flags. I . . . commend GRU for their initiative. But, again, if they were better situated in terms of needing baseload generation, this would be more palatable. But when you're asking me to approve something just because you want to be green or you're worried about carbon legislation but there's no real need for it because you have so much excess generation to begin with, . . . basically all that does is strand ratepayer investment with excess generation.").

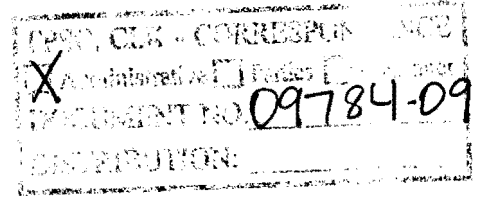
---

Matilda Sanders PSC-10-0409-FOF-EM

090451-EM

From: Terry Holdnak  
Sent: Monday, June 28, 2010 11:35 AM  
To: CLK - Orders / Notices  
Cc: Erik Saylor; Martha Brown  
Subject: Order / Notice Submitted

35 pgs.



Date and Time: 6/28/2010 11:31:00 AM  
Docket Number: 090451-EM  
Filename / Path: 090451.Special Agenda Order.05-27-10.els.doc

**FINAL ORDER GRANTING PETITION FOR DETERMINATION OF NEED  
FOR PROPOSED BIOMASS PLANT**

Terry K. Holdnak  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

MCD:  
Co-CLKs: (EM858)  
Mayors:

faxed 1  
mailed 3  
emailed 3

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Department of Environmental Protection (09)		Mike.Halpin@dep.state.fl.us	No
Gainesville Regional Utilities		manascoro@gru.com	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Monday, June 28, 2010 1:33 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 874241)  
**Attachments:** 05302-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

6/28/2010

COMMISSIONERS:  
NANCY ARGENZIANO, CHAIRMAN  
LISA POLAK EDGAR  
NATHAN A. SKOP

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

# Public Service Commission

June 14, 2010

Roy C. Young, Esquire  
Young Law Firm  
225 South Adams Street, Suite 200  
Tallahassee, Florida 32301

PSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION:		

**Re: Return of Confidential Documents to the Source, Docket No. 090451-EM**

Dear Mr. Young:

Commission staff has advised that confidential Document No. 10929-09, filed on behalf of Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC, can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

Kimberley M. Peña  
Records Management Assistant

AC:kmp  
Enclosure

cc: Shevie Brown, Division of Regulatory Analysis  
Erik Saylor, Office of General Counsel

RECEIVED

DATE

6/15/2010

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action / Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)



090451EM

State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

**DATE:** April 30, 2010

**TO:** Beth W. Salak, Director, Division of Regulatory Analysis

**FROM:** Shevie B. Brown, Regulatory Analyst IV, Division of Regulatory Analysis  
Phillip O. Ellis, Engineering Specialist I, Division of Regulatory Analysis

**RE:** Docket No. 090451-EM - Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC

Pursuant to Chapter 11.04-13c of the Administrative Procedures Manual, staff requests approval to make 12<sup>2</sup> copies of the following confidential document:

**Document Description:** Document No. 00366-10 –Gainesville Biomass Power Purchase Agreement dated April 29, 2009

If necessary to answer questions at the hearing in Docket No. 090451-EM, scheduled for May 3, 2010, staff will give one copy of the confidential exhibit to Commissioners, the court reporter, GRU's attorney, the intervenors, and technical and legal staff

After the hearing staff will collect the confidential exhibits and file them with the Office of Commission Clerk. The pages will then be shredded.

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION:		

cc: Office of the Commission Clerk (Cole, Pena)  
Office of the General Counsel (Sayler, Brown)

*Returned 12 copies  
on 06/01/10. KMP*

090451

FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Department of Environmental Protection (09)		Mike.Halpin@dep.state.fl.us	No
Gainesville Regional Utilities		manascoro@gru.com	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

faxed 1  
mailed 3  
emailed 3

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 09784-09  
DISTRIBUTION: \_\_\_\_\_

# FLORIDA PUBLIC SERVICE COMMISSION

## SPECIAL COMMISSION CONFERENCE AGENDA

**CONFERENCE DATE AND TIME:** Thursday, May 27, 2010, 9:30 a.m.

**LOCATION:** Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148

**DATE ISSUED:** May 20, 2010

---

---

### NOTICE

Agendas, staff recommendations, vote sheets, transcripts, and conference minutes are available from the PSC Web site, <http://www.floridapsc.com>, by selecting *Agenda & Hearings* and *Agenda Conferences of the FPSC*. By selecting the docket number, you can advance to the *Docket Details* page and the Document Index Listing for the particular docket. If you have any questions, contact the Office of Commission Clerk at (850) 413-6770 or e-mail the clerk at [Clerk@psc.state.fl.us](mailto:Clerk@psc.state.fl.us).

Any person requiring some accommodation at this conference because of a physical impairment should call the Office of Commission Clerk at least 48 hours before the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD). Assistive Listening Devices are available in the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

The Commission Conference has a live video broadcast the day of the conference, which is available from the PSC's Web site. Upon completion of the conference, the video will be available from the Web site by selecting *Agenda and Hearings and Audio and Video Event Coverage*.

**ITEM NO.**

**CASE**

---

1                    **Docket No. 090451-EM** – Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

(Continued from previous page)

**Issue 3:** Is there a need for the Gainesville Renewable Energy Center, taking into account the need for adequate electricity at a reasonable cost, as this criterion is used in Section 403.519, F.S.?

**Recommendation:** There is considerable uncertainty about the economics of this project. The GREC Project would result in a loss of approximately \$56 million based on a cumulative net present worth revenue requirement analysis using current environmental regulations, fuel forecasts, and market assumptions. However, the GREC Project could result in a savings of approximately \$448 million if pending environmental regulations are enacted, and GRU resells half of the capacity at full contract price. Therefore, the GREC Project acts as a hedge against potential cost increases associated with future regulation of carbon emissions and renewable energy.

**Issue 4:** Is there a need for the Gainesville Renewable Energy Center, taking into account the need for fuel diversity and supply reliability, as this criterion is used in Section 403.519, F.S.?

**Recommendation:** Yes. The GREC Project would add a sustainable biomass fuel source that would significantly reduce coal and natural gas usage on the GRU System. The contract between the Joint Petitioners contains some protections for GRU in the event that the GREC Project is unable to procure sufficient biomass or experiences high fuel costs.

**Issue 5:** Are there any renewable energy sources and technologies, as well as conservation measures, taken by or reasonably available to Gainesville Regional Utilities which might mitigate the need for the proposed Gainesville Renewable Energy Center?

**Recommendation:** No. The GREC Project, as a renewable resource, enhances GRU's fuel diversity and acts as an economic hedge against future carbon and renewable regulations. The GREC Project supports the Legislature's intent to promote renewables by increasing Florida's renewable generating capacity. GRU has not evaluated whether there are any conservation measures that can mitigate the need for the GREC Project, as a capacity need for reserve margin criteria does not occur until 2023.

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Thursday, May 20, 2010 1:37 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 007081)  
**Attachments:** MAY27-10.AGN.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Department of Environmental Protection (09)		Mike.Halpin@dep.state.fl.us	No
Gainesville Regional Utilities		manascoro@gru.com	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

faxed 1  
mailed 3  
emailed 3

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION: _____		

State of Florida



## Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

---

**TO:** Parties and Interested Persons  
**FROM:** Ann Cole, Commission Clerk, Office of Commission Clerk  
**RE:** Notice of Filing of Staff Recommendation

---

Notice is being given that a staff recommendation has been filed with the Office of Commission Clerk for the upcoming Special Commission Conference Agenda. See attached page one for filing date, docket number, and document number information.

Complete staff recommendations for items on the agenda are available from the Commission's Web site <http://www.floridapsc.com> by selecting the **Agendas & Hearings** tab and then selecting **Commission Conference Agendas**. Vote sheets, transcripts, and minutes are also viewable once they become available. Records of Commission actions can also be viewed by selecting **Dockets & Filings, Dockets** and the docket number or document number.

I hope you find this information helpful. If you have any questions concerning this information, please feel free to contact the Office of Commission Clerk at (850) 413-6770.

State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

## -M-E-M-O-R-A-N-D-U-M-

RECEIVED  
10 MAY 20 AM 10:50  
COMMISSION CLERK  
ALM

**DATE:** May 20, 2010

**TO:** Office of Commission Clerk (Cole)

**FROM:** Division of Regulatory Analysis (Brown, Ellis) *RL, EB*  
 Division of Economic Regulation (Springer) *RET WNY*  
 Office of the General Counsel (Saylor, Brown) *WCB JCB*

**RE:** Docket No. 090451-EM – Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**AGENDA:** 05/27/10 – Special Agenda – Post-Hearing Decision – Participation is Limited to Commissioners and Staff

**COMMISSIONERS ASSIGNED:** All Commissioners

**PREHEARING OFFICER:** Skop

**CRITICAL DATES:** 05/27/10 (135 day deadline pursuant to Rule 25-22.080(2), Florida Administrative Code, waived through this date.)

**SPECIAL INSTRUCTIONS:** Issue 1 has been stipulated.

**FILE NAME AND LOCATION:** S:\PSC\RAD\WP\090451.RCM.05-20-10.DOC

### Case Background

Gainesville Regional Utilities (GRU) is a vertically integrated electric power production, transmission, and distribution system that is wholly owned by the City of Gainesville. GRU also provides wholesale electric service to the City of Alachua and Clay Electric Cooperative.<sup>1</sup>

<sup>1</sup> GRU provides wholesale electric service to Clay Electric Cooperative through a contract between GRU and Seminole Electric Cooperative, of which Clay Electric Cooperative is a member.

DOCUMENT NO. 090451-EM  
04269 05/20/10  
FPSC-COMMISSIONER



## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Thursday, May 20, 2010 1:28 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 808734)  
**Attachments:** Recommendation 04269-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

Matilda Sanders

PSC-10-0317-CFO-EM

090451-EM

From: Terry Holdnak  
 Sent: Monday, May 17, 2010 1:24 PM  
 To: CLK - Orders / Notices  
 Cc: Martha Brown; Erik Sayler  
 Subject: Order / Notice Submitted

Date and Time: 5/17/2010 1:21:00 PM  
 Docket Number: 090451-EM  
 Filename / Path: 03267-10.conf.order.doc  
 Order Type: Signed / Hand Deliver

5  
attach online

RECEIVED-FPSC  
 10 MAY 17 PM 2:00  
 COMMISSION  
 CLERK

**ORDER GRANTING GAINESVILLE REGIONAL UTILITIES AND GAINESVILLE RENEWABLE ENERGY CENTER, LLC'S REQUEST FOR CONFIDENTIAL CLASSIFICATION (DOCUMENT NO. 03267-10)**

Signed by Commissioner Skop.

Terry K. Holdnak  
 Commission Deputy Clerk II  
 Office of the General Counsel  
 Florida Public Service Commission  
 850-413-6738

faxed 0  
 mailed 3  
 emailed 2

FILED  
 X  
 09784-09

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Gainesville Regional Utilities		manascoro@gru.com	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Monday, May 17, 2010 3:42 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 870508)  
**Attachments:** 04157-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

Matilda Sanders

PSC-10-0313-CEO-EM 090451-EM

From: Terry Holdnak  
Sent: Monday, May 17, 2010 9:27 AM  
To: CLK - Orders / Notices  
Cc: Martha Brown; Erik Saylor  
Subject: Order / Notice Submitted

Date and Time: 5/17/2010 9:24:00 AM  
Docket Number: 090451-EM  
Filename / Path: 03265-10.conf.order.doc  
Order Type: Signed / Hand Deliver

5  
attach' online

RECEIVED-FPSC  
10 MAY 17 AM 9:36  
COMMISSION  
CLERK

**ORDER GRANTING GAINESVILLE REGIONAL UTILITIES AND GAINESVILLE RENEWABLE ENERGY CENTER, LLC'S REQUEST FOR CONFIDENTIAL CLASSIFICATION (DOCUMENT NO. 03265-10)**

Signed by Commissioner Skop.

*Terry K. Holdnak*  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

faxed 0  
mailed 3  
emailed 2

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 09784-09  
DISTRIBUTION: \_\_\_\_\_

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Gainesville Regional Utilities		manascoro@gru.com	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Monday, May 17, 2010 2:33 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 623672)  
**Attachments:** 04100-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

**Marguerite McLean**

*PSC-10-0310-PCO-EM*

*090451-EM*

**From:** Terry Holdnak  
**Sent:** Thursday, May 13, 2010 3:34 PM  
**To:** CLK - Orders / Notices  
**Cc:** Erik Sayler; Martha Brown  
**Subject:** Order / Notice Submitted

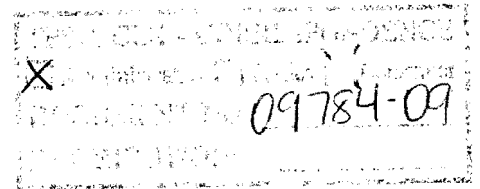
**Date and Time:** 5/13/2010 3:26:00 PM  
**Docket Number:** 090451-EM  
**Filename / Path:** Order denying official recognition of documents.els.doc  
**Order Type:** Signed / Hand Deliver

RECEIVED-PPSC  
 10 MAY 13 PM 3:35  
 COMMISSION  
 CLERK

**ORDER DENYING INTERVENORS' REQUEST FOR OFFICIAL RECOGNITION OF DOCUMENTS**

Signed by Commissioner Skop to be issued today. Order is on its way down to Clerk.

*Terry K. Holdnak*  
 Commission Deputy Clerk II  
 Office of the General Counsel  
 Florida Public Service Commission  
 850-413-6738



*faxed - 1*  
*mailed - 3*  
*emailed - 3*



**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Department of Environmental Protection (09)		Mike.Halpin@dep.state.fl.us	No
Gainesville Regional Utilities		manascoro@gru.com	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 084924)

**Attachments:** 04048-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

**Dorothy Menasco**

090451-EM

**From:** Dorothy Menasco  
**Sent:** Monday, May 03, 2010 8:34 AM  
**To:** Martha Brown  
**Subject:** RE: Docket 090451

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
**DOCUMENT NO.** 09784-09  
**DISTRIBUTION:** \_\_\_\_\_

Okay, thank you for the clarification. I'll return this letter to you.

---

**From:** Martha Brown  
**Sent:** Saturday, May 01, 2010 9:26 AM  
**To:** Dorothy Menasco  
**Subject:** RE: Docket 090451

I don't think so, Dorothy, if it's already there. Thanks.

---


**From:** Dorothy Menasco  
**Sent:** Friday, April 30, 2010 9:44 PM  
**To:** Martha Brown  
**Cc:** Ann Cole  
**Subject:** Docket 090451

Hi Martha,

CLK received a memo from you with an attachment for the correspondence side of Docket 090451. I note that the attachment is the same as DN 03060-10 which CLK received on 4/20/10 from Mr. Braddy. Should your memo and attachment still be placed in consumer correspondence (DN 11313-09)?

*Dorothy Menasco  
 Chief Deputy Commission Clerk  
 Florida Public Service Commission  
 Office of Commission Clerk  
 850-413-6770*

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communications may therefore be subject to public disclosure.

 Please consider the environment before printing this e-mail

5/3/2010

**Diamond Williams**

090451

**From:** Dorothy Menasco  
**Sent:** Wednesday, May 05, 2010 8:45 AM  
**To:** Martha Brown  
**Cc:** Diamond Williams; Jane Faurot; Shevie Brown  
**Subject:** RE: Testimony - Docket 090451

FPSC, CLK - CORRESPONDENCE	
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Fiscal <input type="checkbox"/> Computer
DOCUMENT NO. 09784-09	
DISTRIBUTION:	

Thank you for the clarification, Martha. Per your instruction below, we will document number the affidavit and place it in Docket 090451. We will place this message in *Docket Correspondence - Administrative*.

*Dorothy Menasco*  
*Chief Deputy Commission Clerk*  
*Florida Public Service Commission*  
*Office of Commission Clerk*  
 850-413-6770

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communications may therefore be subject to public disclosure.

---

**From:** Martha Brown  
**Sent:** Wednesday, May 05, 2010 8:39 AM  
**To:** Dorothy Menasco  
**Subject:** RE: Testimony - Docket 090451

Please place it in the docket file. Rod Smith testified by phone in the public testimony portion of the hearing on Monday. That's what the affidavit is for.

---

**From:** Dorothy Menasco  
**Sent:** Tuesday, May 04, 2010 6:56 PM  
**To:** Martha Brown  
**Cc:** Shevie Brown; Jane Faurot; Diamond Williams  
**Subject:** Testimony - Docket 090451

Hi Martha,

CLK has received a paper signed by a notary certifying that on 5/3/10 at 9:50 a.m. Rod Smith personally appeared and took an oath for affirmation for the purpose of giving testimony in Docket 090451.

That's basically all it says. Is that something you or staff requested?

Jane,

In the event that it's nothing that GCL or staff requested, does this sound like something you would get?

5/5/2010

If it doesn't sound like something any of you should have rather than CLK, we will go ahead and give it a document number and place it in the docket. Thank you for your help.

*Dorothy Menasco  
Chief Deputy Commission Clerk  
Florida Public Service Commission  
Office of Commission Clerk  
850-413-6770*

*Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communications may therefore be subject to public disclosure.*

5/5/2010

090451-EM

**Diamond Williams**

**From:** Mary Macko  
**Sent:** Tuesday, May 04, 2010 9:05 AM  
**To:** Diamond Williams  
**Subject:** Proposed Changes to Form 090451-EM-00003  
**Attachments:** CCS Form 090451-EM-00003-005.pdf

TPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO.		09784-09
DISTRIBUTION:		

Docket Number 090451-EM - Form Number 090451-EM-00003-005

Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Change in appointment - Day 1 of a 1-day Special Agenda - 06/02/2010 - 9:30 a.m.- 5:00 p.m. - in Tallahassee - Room E-148 - Involving All Commissioners

Change in appointment date

From 06/02/2010 to 05/27/2010

Change in appointment time

From 9:30 a.m.- 5:00 p.m. to 11:00 a.m.-12:00 p.m.

Attached is a Case Scheduling/Rescheduling Advice (CSRA) in the referenced docket. If you have any questions regarding the form, please contact Mary Macko at 413-6008.

# Case Scheduling/Rescheduling Advice

Last Revised 05/04/2010 at 9:03 a.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input type="checkbox"/> Staff Contact
<input checked="" type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Special Agenda	06/02/2010	05/27/2010	Tallahassee / E-148	11:00 a. - 12:00 p.

**2. Hearing/Prehearing Assignment Information**

Former Assignments

Current Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
							X

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
X							

**Prehearing Officer**

Commissioners						
AG	ED	SK	KL	ST	ADM	

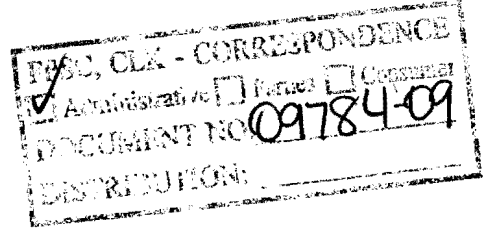
Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:**

Special Agenda moved to 5/27 starting at 11:00.

**Matilda Sanders** PSC-10-0267-CFO-EM 090451-EM

From: Carolyn Craig  
Sent: Wednesday, April 28, 2010 1:52 PM  
To: CLK - Orders / Notices; Martha Brown  
Subject: Order / Notice Submitted  
  
Date and Time: 4/28/2010 1:51:00 PM  
Docket Number: 090451-EM  
Filename / Path: 090451\order\02222-10.conf.order.doc  
Order Type: Signed / Hand Deliver



Order Granting Gainesville regional Utilities and Gainesville Renewable Energy Center, LLC's Request for Confidential Classification, signed by Commissioner Skop.

*Carolyn Craig*  
Administrative Assistant III  
Office of the General Counsel  
Phone: (850) 413-6206

*faxed 0  
mailed 3  
emailed 2*

RECEIVED-FPSC  
10 APR 28 PM 2:07  
COMMISSION  
CLERK



**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

<b>PARTY NAME</b>	<b>COMPANY CODE</b>	<b>EMAIL ADDRESS</b>	<b>ADDRESS IN MASTER COMMISSION DIRECTORY</b>
Gainesville Regional Utilities		manascoro@gru.com	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Wednesday, April 28, 2010 4:41 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 745065)  
**Attachments:** 03446-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

4/28/2010

Matilda Sanders

PSC-10 - 0254 - CFO - EM

090451-EM

From: Terry Holdnak  
Sent: Monday, April 26, 2010 9:15 AM  
To: CLK - Orders / Notices  
Cc: Martha Brown; Erik Sayler  
Subject: Order / Notice Submitted

Date and Time: 4/26/2010 9:12:00 AM  
Docket Number: 090451-EM  
Filename / Path: 02291-10.conf.order.doc  
Order Type: Signed / Hand Deliver

5  
attach online

RECEIVED-FPSC  
0 APR 26 AM 10:25  
COMMISSION  
CLERK

**ORDER GRANTING GAINESVILLE REGIONAL UTILITIES AND GAINESVILLE RENEWABLE ENERGY CENTER, LLC'S REQUEST FOR CONFIDENTIAL CLASSIFICATION (DOCUMENT NO. 02291-10)**

Signed by Commissioner Skop

Terry K. Holdnak  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

<input checked="" type="checkbox"/> PSC, CLK - CORRESPONDENCE
<input type="checkbox"/> Administrative <input type="checkbox"/> Parties <input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09
DISTRIBUTION:

faxed 0  
mailed 3  
emailed 2

DOCUMENT NUMBER-DATE  
03292 APR 26 09  
FPSC-COMMISSION CLERK

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Gainesville Regional Utilities		manascoro@gru.com	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Monday, April 26, 2010 2:47 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 445727)  
**Attachments:** 03292-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

4/26/2010

**Diamond Williams**

**From:** Mary Macko  
**Sent:** Thursday, April 22, 2010 2:34 PM  
**To:** Diamond Williams  
**Subject:** Proposed Changes to Form 090451-EM-00001  
**Attachments:** CCS Form 090451-EM-00001-020.pdf

FISC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 090784-09		
DISTRIBUTION:		

Docket Number 090451-EM - Form Number 090451-EM-00001-020

Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Add new appointment - Day 1 of a 1-day Motion Hearing - 04/27/2010 - 10:00 a.m.-12:00 p.m. - in Tallahassee - Room E-148 - Involving Skop

Attached is a Case Scheduling/Rescheduling Advice (CSRA) in the referenced docket. If you have any questions regarding the form, please contact Mary Macko at 413-6008.

# Case Scheduling/Rescheduling Advice

Last Revised 04/22/2010 at 2:33 p.m.

**To:**  Commissioner Edgar       Deputy Executive Director       Economic Regulation  
 Commissioner Skop       General Counsel       Court Reporter  
 Commissioner Klement       Auditing & Performance Analysis       Staff Contact - Tom Ballinger  
 Commissioner Stevens       Commission Clerk  
 Executive Director       Regulatory Analysis  
 Public Information Officer       Service/Safety/Consumer Asst.     

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Motion Hearing		04/27/2010	Tallahassee / E-148	10:00 a. - 12:00 p.

**2. Hearing/Prehearing Assignment Information**

Former Assignments

Current Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
		X		X			

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
			X				

**Prehearing Officer**

Commissioners						
AG	ED	SK	KL	ST	ADM	

Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:**

Motion Hearing for Prehearing Officer only.

**Matilda Sanders**

090451-EM

From: Terry Holdnak  
Sent: Thursday, April 22, 2010 2:09 PM  
To: CLK - Orders / Notices  
Cc: Martha Brown; Erik Sayler  
Subject: Order / Notice Submitted

Date and Time: 4/22/2010 2:07:00 PM  
Docket Number: 090451-EM  
Filename / Path: 090451.Notice of Motion Hearing.mcb.doc  
Notice Type: Hearing

*city man*

FPC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO 090451-EM		
DISTRIBUTION:		

*SL/MM*

**NOTICE OF MOTION HEARING TO GAINESVILLE REGIONAL UTILITIES**

To be issued by the Clerk

*Terry K. Holdnak*  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

*faxed 1  
mailed 3  
emailed 3*



**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Department of Environmental Protection (09)		Mike.Halpin@dep.state.fl.us	No
Gainesville Regional Utilities		manascoro@gru.com	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Thursday, April 22, 2010 3:03 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 096181)  
**Attachments:** 03136-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

4/22/2010

Matilda Sanders

PSC - 10 - 0227 - PHO - EM

090451-EM

From: Terry Holdnak  
Sent: Friday, April 09, 2010 9:50 AM  
To: CLK - Orders / Notices  
Cc: Erik Saylor; Martha Brown  
Subject: Order / Notice Submitted

Date and Time: 4/9/2010 9:48:00 AM  
Docket Number: 090451-EM  
Filename / Path: 090451.Supplemental PHO.els.doc  
Order Type: Signed / Hand Deliver

RECEIVED-FPSC  
10 APR - 9 AM 10:22  
COMMISSION  
CLERK

**SUPPLEMENTAL PREHEARING ORDER**

Signed by Commissioner Skop

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 091784-09		
DISTRIBUTION:		

Terry K. Holdnak  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

faxed 0  
mailed 3  
emailed 2

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Gainesville Regional Utilities		manascoro@gru.com	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Friday, April 09, 2010 1:44 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 340712)  
**Attachments:** 02675-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

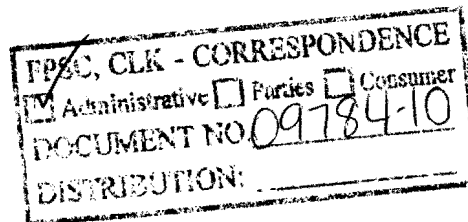
4/9/2010

Matilda Sanders

PSC - 10 - 0221 - P00 - EM

090451-EM

From: Terry Holdnak  
 Sent: Tuesday, April 06, 2010 4:21 PM  
 To: CLK - Orders / Notices  
 Cc: Erik Saylor  
 Subject: Order / Notice Submitted



Date and Time: 4/6/2010 4:18:00 PM  
 Docket Number: 090451-EM  
 Filename / Path: 090451.2nd revised OEP.els.doc  
 Order Type: Signed / Hand Deliver

**SECOND ORDER REVISING ORDER ESTABLISHING PROCEDURE**

Signed by Commissioner Skop.

Commissioner Skop would like for the order to be issued today if at all possible. It is being carried down to the Clerk's Office now.

*Terry K. Holdnak*  
 Commission Deputy Clerk II  
 Office of the General Counsel  
 Florida Public Service Commission  
 850-413-6738

faxed 0  
 mailed 3  
 emailed 2

RECEIVED-FPSC  
 10 APR - 6 PM 4:24  
 COMMISSION  
 CLERK

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Gainesville Regional Utilities		manascoro@gru.com	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Tuesday, April 06, 2010 4:45 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 644365)  
**Attachments:** 02529-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

4/6/2010

---



**Matilda Sanders**

090451-EM

From: Terry Holdnak  
Sent: Tuesday, April 06, 2010 10:55 AM  
To: CLK - Orders / Notices  
Cc: Erik Sayler  
Subject: Order / Notice Submitted

Date and Time: 4/6/2010 10:50:00 AM  
Docket Number: 090451-EM  
Filename / Path: 090451.Agency Notice.05-03-10.Additional Hearing Date.doc  
Notice Type: Hearing

*CCS/mss*

*TK/mss*

**NOTICE OF RESCHEDULED COMMISSION HEARING**

To be issued by the Commission Clerk

*Terry K. Holdnak*  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

*faxed 1  
mailed 3  
emailed 3*

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Department of Environmental Protection (09)		Mike.Halpin@dep.state.fl.us	No
Gainesville Regional Utilities		manascoro@gru.com	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Tuesday, April 06, 2010 2:13 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 199727)  
**Attachments:** 02515-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

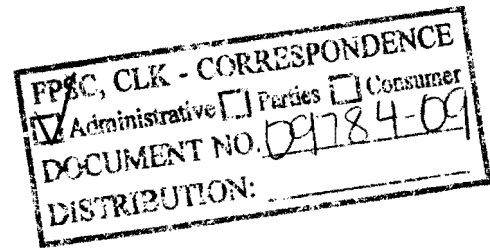
Thank you.

4/6/2010

090451

**Diamond Williams**

**From:** Mary Macko  
**Sent:** Monday, April 05, 2010 12:43 PM  
**To:** Diamond Williams  
**Subject:** Proposed Changes to Form 090451-EM-00003  
**Attachments:** CCS Form 090451-EM-00003-003.pdf



Docket Number 090451-EM - Form Number 090451-EM-00003-003

Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Cancel day 2 of a 2-day Hearing - 04/16/2010 - 9:30 a.m.- 5:00 p.m. - in Tallahassee - Room E-148 - Involving All Commissioners

Appointment converted to 1-day Hearing

Change in appointment - Day 1 of a 1-day Hearing - 04/15/2010 - 9:30 a.m.- 5:00 p.m. - in Tallahassee - Room E-148 - Involving All Commissioners

Change in appointment date  
 From 04/15/2010 to 05/03/2010

Attached is a Case Scheduling/Rescheduling Advice (CSRA) in the referenced docket. If you have any questions regarding the form, please contact Mary Macko at 413-6008.

# Case Scheduling/Rescheduling Advice

Last Revised 04/05/2010 at 12:41 p.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input type="checkbox"/> Staff Contact
<input checked="" type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Hearing	04/16/2010	Cancelled	Tallahassee / E-148	9:30 a. - 5:00 p.
Hearing	04/15/2010	05/03/2010	Tallahassee / E-148	9:30 a. - 5:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
							X

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
X							

**Prehearing Officer**

Commissioners						
AG	ED	SK	KL	ST	ADM	

Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:**

OEP PSC-10-0135-PCO-EM issued 3/8/10.

Hearing is being moved from 4/15/10 to 5/3/10.

090451

**Diamond Williams**

---

**From:** Mary Macko  
**Sent:** Monday, April 05, 2010 3:02 PM  
**To:** Diamond Williams  
**Subject:** Proposed Changes to Form 090451-EM-00003  
**Attachments:** CCS Form 090451-EM-00003-004.pdf

Docket Number 090451-EM - Form Number 090451-EM-00003-004

Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Add new appointment - Day 1 of a 1-day Special Agenda - 06/02/2010 - 9:30 a.m.- 5:00 p.m. - in Tallahassee - Room E-148 - Involving All Commissioners

Attached is a Case Scheduling/Rescheduling Advice (CSRA) in the referenced docket. If you have any questions regarding the form, please contact Mary Macko at 413-6008.

# Case Scheduling/Rescheduling Advice

Last Revised 04/05/2010 at 3:01 p.m.

Page 1 of 1

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar <input checked="" type="checkbox"/> Commissioner Skop <input checked="" type="checkbox"/> Commissioner Klement <input checked="" type="checkbox"/> Commissioner Stevens <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director <input checked="" type="checkbox"/> General Counsel <input type="checkbox"/> Auditing & Performance Analysis <input checked="" type="checkbox"/> Commission Clerk <input checked="" type="checkbox"/> Regulatory Analysis <input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input checked="" type="checkbox"/> Economic Regulation <input checked="" type="checkbox"/> Court Reporter <input type="checkbox"/> Staff Contact <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
---	--	---

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Special Agenda		06/02/2010	Tallahassee / E-148	9:30 a. - 5:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments						Hearing Exam.	Staff
Commissioners							
ALL	AG	ED	SK	KL	ST		
							X

**Current Assignments**

Current Assignments						Hearing Exam.	Staff
Commissioners							
ALL	AG	ED	SK	KL	ST		
X							

**Prehearing Officer**

Prehearing Officer						
Commissioners						
AG	ED	SK	KL	ST	ADM	

Prehearing Officer						
Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:**

6/2/10 - Special Agenda

**Matilda Sanders**

*PSC-10-0184-CFO-EM*

090451-EM

From: Terry Holdnak  
Sent: Monday, March 29, 2010 11:22 AM  
To: CLK - Orders / Notices  
Cc: Erik Saylor  
Subject: Order / Notice Submitted

Date and Time: 3/29/2010 11:17:00 AM  
Docket Number: 090451-EM  
Filename / Path: 00366-10.conf.order.doc  
Order Type: Signed / Hand Deliver

*6  
attach's online*

RECEIVED-FPSC  
10 MAR 29 AM 11:46  
COMMISSION  
CLERK

**ORDER GRANTING GAINESVILLE REGIONAL UTILITIES AND GAINESVILLE RENEWABLE ENERGY CENTER, LLC'S REVISED REQUEST FOR CONFIDENTIAL CLASSIFICATION (DOCUMENT NO. 00366-10)**

Signed by Commissioner Skop

*Terry K. Holdnak*  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. <i>0978409</i>		
DISTRIBUTION: _____		

*faxed 1  
mailed 3  
emailed 1*



**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Monday, March 29, 2010 3:57 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 206463)  
**Attachments:** 02214-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

**Matilda Sanders**

090451-EM

From: Terry Holdnak  
 Sent: Friday, March 19, 2010 8:10 AM  
 To: CLK - Orders / Notices  
 Cc: Erik Saylor; Martha Brown  
 Subject: Order / Notice Submitted

Date and Time: 3/19/2010 8:06:00 AM  
 Docket Number: 090451-EM  
 Filename / Path: 090451.Agency Notice.Additional Hearing Date.doc  
 Notice Type: Prehearing/Hearing

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
 DOCUMENT NO. 09784-09  
 DISTRIBUTION: \_\_\_\_\_

*CS ✓  
mar*

*✓ MM*

**NOTICE OF COMMISSION HEARING AND PREHEARING TO GAINESVILLE REGIONAL UTILITIES/GAINESVILLE RENEWABLE ENERGY CENTER, LLC AND ALL OTHER INTERESTED PERSONS**

*Terry K. Holdnak*  
 Commission Deputy Clerk II  
 Office of the General Counsel  
 Florida Public Service Commission  
 850-413-6738

*faxed 3  
 mailed 10  
 emailed 49*

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Akerman Senterfitt		matt.feil@akerman.com	Yes
Akerman Senterfitt		Beth.Keating@akerman.com	Yes
Allsolar Service Company		david@allsolarflorida.com	Yes
Ausley & McMullen		jwahlen@ausley.com	Yes
Ausley & McMullen		jbeasley@ausley.com	Yes
Balch & Bingham LLP		dmcphail@balch.com	Yes
Beggs & Lane		md@beggslane.com	Yes
Chandler, Lang & Haswell, P.A.		CLHPALAW@AOL.COM	Yes
City of Leesburg	EM868	Jay.Evans@leesburgflorida.gov	Yes
City of Tallahassee		kevin.wailes@talgov.com	Yes
City of Tallahassee, Electric Operations		paul.clark@talgov.com	Yes
Collier County Government Complex		JimDeLony@colliergov.net	Yes
Department of Environmental Protection (09)		Mike.Halpin@dep.state.fl.us	No
Energy & Utilities Policy Committee		cochran.keating@myfloridahouse.gov	Yes
Florida Alliance for a Clean Environment		Alliance4CleanFL@aol.com	Yes
Florida Electric Cooperatives Association		fecabill@embarqmail.com	Yes
Florida Electric Cooperatives Association		mherchel@fecca.com	Yes
Florida Keys Electric Cooperative Association, Inc.		susan.kohlhofer@fkec.com	Yes
Florida Keys Electric Cooperative Association, Inc.	EC905	Scott.Newberry@fkec.com	Yes
Florida League of Cities		tstanfield@flcities.com	Yes
Florida Municipal Electric Association		bmoline@publicpower.com	Yes
Florida Power & Light Company		Bryan.Anderson@fpl.com	Yes
Florida Power & Light Company		John.Butler@fpl.com	Yes
Florida Power & Light Company		nanci_nesmith@fpl.com	Yes
Florida Reliability Coordinating Council, Inc.		abrown@frcc.com	Yes
Florida Solar Energy Industries Association		bruce@flaseia.org	Yes
General Electric Company		davidl.swanson@ge.com	Yes
Gulf Power Company		rgliving@southernco.com	Yes
Holland & Knight		bruce.may@hkclaw.com	Yes
Hopping, Green & Sams		gperko@hgslaw.com	Yes
Itron, NA		Jim.Fisher@itron.com	Yes
JEA		knowb@jea.com	Yes
Keefe, Anchors, Gordon & Moyle		jmoyle@kagmlaw.com	Yes
Keys Energy Services	EM864	dale.finigan@keysenergy.com	Yes
Management and Regulatory Consultants		frankdenjup@att.net	Yes
Office of Public Counsel		beck.charles@leg.state.fl.us	Yes
Office of Public Counsel		roberts.brenda@Leg.state.fl.us	Yes
Pennington, Moore, Wilkinson, Bell & Dunbar, P.A.		gene@penningtonlaw.com	Yes
Progress Energy Service Company		john.burnett@pgnmail.com	Yes
Progress Energy Florida, Inc.		robert.niekum@pgnmail.com	Yes
Progress Energy Florida, Inc.		connie.stehling@pgnmail.com	Yes
Progress Energy Florida, Inc.	EI801	paul.lewisjr@pgnmail.com	Yes
Seminole Electric Cooperative, Inc.		mhewitt@seminole-electric.com	Yes
Sierra Club		kristin.henry@sierraclub.org	Yes
Sumter Electric Cooperative, Inc.		ted.purser@secoenergy.com	Yes
Talquin Electric Cooperative, Inc.	EC913	jhewa@talquinelectric.com	Yes
The Corporation for Future Resources		dglickd@pipeline.com	Yes
Young Law Firm (09c)		ryoung@yvlaw.net	No
Young, van Assenderp, P.A.		RYoung@yvlaw.net	Yes

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Friday, March 19, 2010 11:54 AM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 123296)  
**Attachments:** 01926-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

3/19/2010

090451

State of Florida



RECEIVED-FPSC

10 MAR 11 AM 9:11

COMMISSION CLERK

# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

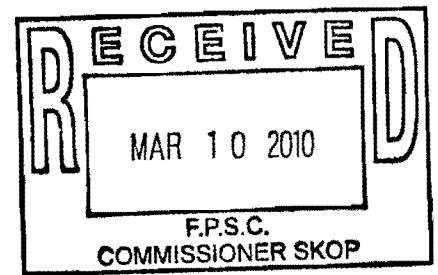
**DATE:** March 10, 2010  
**TO:** Ann Cole, Commission Clerk - PSC, Office of Commission Clerk  
**FROM:** Cristina Slaton, Executive Secretary to Commissioner Skop *CS*  
**RE:** Docket Correspondence

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION:		

Ann,

Please place the attached correspondence sent to the Office of Commissioner Skop in Docket Correspondence - Consumers and their Representatives, in docket number 090451-EM. This letter is from Mr. John Starkey of Gainesville, FL. Thank you.

Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32339



Dear Commissioner Skop,

As a customer of Gainesville Regional Utilities I write this letter to recommend denial of the proposed 100 megawatt biomass plant. Another presentation before the Commission is scheduled in mid-April, and I encourage you to ask probing questions about the assumptions made in the economic feasibility of this plant. I think the analysis is seriously flawed and threatens the long term profitability of the utility. GRU contributes substantially to the City of Gainesville's budget, and without a profitable utility the city cannot continue to fund the many services that are so vital to our community.

The proposed biomass plant is estimated to produce power at a cost of approximately \$100 per mw. GRU's existing plants produce power much more cheaply using fossil fuels of coal, oil, and natural gas. The production cost of our coal plant, Deerhaven Unit 2, is only \$37 per mw; Kelly Unit CC1 only \$45 per mw; Deerhaven Unit 1 only \$58 per mw. These incremental costs vary somewhat with spot fuel prices but are consistently well below the cost of biomass fuel production. Additionally, GRU has a firm contract with Progress Energy Florida to purchase up to 100 mw, for 24 hours per day, on a call basis. This price is approximately \$54 per mw, though the cost varies slightly with spot market fuel prices.

GRU readily admits in the newspaper that its proposal to build this biomass plant stems from the Gainesville City Commission's political agenda for green power, and NOT because it is economically feasible to do so. Furthermore, the biomass plant doesn't do anything significant to reduce greenhouse gases. It is estimated that 100 diesel trucks PER DAY will be needed to supply the fuel. The controversy over this amount of traffic will go on indefinitely if this plant is approved.

Please question the assumptions made for this wood burning plant since the very same people at GRU who have done this analysis recommended in 2002 the installation of small generators at the Alachua County landfill at a cost of about \$2.5 million. These generators were estimated to run for many years, but ran only intermittently for about 2 years when it was determined there wasn't actually enough methane gas in the landfill to sustain operation! The generators have since been dismantled and sold.

The green power political agenda is blind to some obvious realities and will not take no for an answer, even if it means bankruptcy. The public relations campaign to support this project has ignored the same kind of economic realities. Damn the deficits.

American Renewables doesn't have a good track record either in its planning. Their plan to build a similar 100 mw biomass plant in Texas was sold before construction started to Southern Power, citing in the newspaper "We had intended to construct that facility and own and operate it. Unfortunately, we went to market with that at a very bad time." This

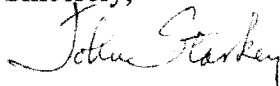
is another example of faulty assumptions made about the economic viability of biomass projects, especially so far away from their fuel source as the one in Gainesville will be.

There is also a timing issue with this plant in Gainesville. If construction can begin by the end of the year, American Renewables stands to receive a subsidy, or credit, from the federal government to the tune of 30% of the project's cost. This subsidy is about \$150 million. GRU will share the windfall by receiving a discounted rate. This plant is an economic loser and the public is the victim. It cannot stand on its own merits and needs to be recognized as such. This plant simply doesn't pass the smell test.

GRU cites three main reasons for building this biomass plant: improved reliability, fuel diversity, and long term cost savings. All three reasons must be challenged and can be shown to be better addressed in other ways.

Please ask probing questions about the economic assumptions and operational parameters of this plant. When you do you will find that bankruptcy is likely in current conditions. Please save us from this catastrophe and vote no.

Sincerely,



John Starkey  
Gainesville, Florida

John Starkey  
9002 N.W. 64<sup>th</sup> Terrace  
Gainesville, Fl. 32653

---



090451

State of Florida



RECEIVED-FPSC

# Public Service Commission

10 MAR 10 PM 3:00

CENTRAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

COMMISSION  
CLERK

**-M-E-M-O-R-A-N-D-U-M-**

**DATE:** March 10, 2010

**TO:** Ann Cole, Commission Clerk

**FROM:** Mark Long, Assistant to Commissioner Klement

**RE:** Docket #090451-EM - Joint Petition to Determine Need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION:		

This office has received the attached letter from Mr. John Starkey regarding the above-noted docket.

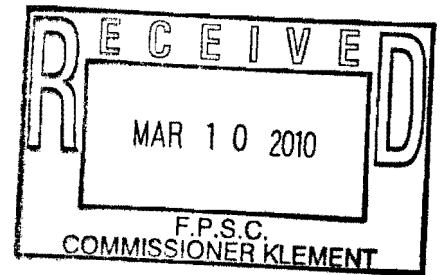
The letter has not been viewed or considered in any way by Commissioner Klement and by virtue of that fact, the letter does not constitute an ex parte communication. Please place a copy of the correspondence in the record of the above-referenced docket.

ML/ba

Attachment

#090451

Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32339



Dear Commissioner Klement,

As a customer of Gainesville Regional Utilities I write this letter to recommend denial of the proposed 100 megawatt biomass plant. Another presentation before the Commission is scheduled in mid-April, and I encourage you to ask probing questions about the assumptions made in the economic feasibility of this plant. I think the analysis is seriously flawed and threatens the long term profitability of the utility. GRU contributes substantially to the City of Gainesville's budget, and without a profitable utility the city cannot continue to fund the many services that are so vital to our community.

The proposed biomass plant is estimated to produce power at a cost of approximately \$100 per mw. GRU's existing plants produce power much more cheaply using fossil fuels of coal, oil, and natural gas. The production cost of our coal plant, Deerhaven Unit 2, is only \$37 per mw; Kelly Unit CC1 only \$45 per mw; Deerhaven Unit 1 only \$58 per mw. These incremental costs vary somewhat with spot fuel prices but are consistently well below the cost of biomass fuel production. Additionally, GRU has a firm contract with Progress Energy Florida to purchase up to 100 mw, for 24 hours per day, on a call basis. This price is approximately \$54 per mw, though the cost varies slightly with spot market fuel prices.

GRU readily admits in the newspaper that its proposal to build this biomass plant stems from the Gainesville City Commission's political agenda for green power, and NOT because it is economically feasible to do so. Furthermore, the biomass plant doesn't do anything significant to reduce greenhouse gases. It is estimated that 100 diesel trucks PER DAY will be needed to supply the fuel. The controversy over this amount of traffic will go on indefinitely if this plant is approved.

Please question the assumptions made for this wood burning plant since the very same people at GRU who have done this analysis recommended in 2002 the installation of small generators at the Alachua County landfill at a cost of about \$2.5 million. These generators were estimated to run for many years, but ran only intermittently for about 2 years when it was determined there wasn't actually enough methane gas in the landfill to sustain operation! The generators have since been dismantled and sold.

The green power political agenda is blind to some obvious realities and will not take no for an answer, even if it means bankruptcy. The public relations campaign to support this project has ignored the same kind of economic realities. Damn the deficits.

American Renewables doesn't have a good track record either in its planning. Their plan to build a similar 100 mw biomass plant in Texas was sold before construction started to Southern Power, citing in the newspaper "We had intended to construct that facility and own and operate it. Unfortunately, we went to market with that at a very bad time." This

is another example of faulty assumptions made about the economic viability of biomass projects, especially so far away from their fuel source as the one in Gainesville will be.

There is also a timing issue with this plant in Gainesville. If construction can begin by the end of the year, American Renewables stands to receive a subsidy, or credit, from the federal government to the tune of 30% of the project's cost. This subsidy is about \$150 million. GRU will share the windfall by receiving a discounted rate. This plant is an economic loser and the public is the victim. It cannot stand on its own merits and needs to be recognized as such. This plant simply doesn't pass the smell test.

GRU cites three main reasons for building this biomass plant: improved reliability, fuel diversity, and long term cost savings. All three reasons must be challenged and can be shown to be better addressed in other ways.

Please ask probing questions about the economic assumptions and operational parameters of this plant. When you do you will find that bankruptcy is likely in current conditions. Please save us from this catastrophe and vote no.

Sincerely,

A handwritten signature in cursive script that reads "John Starkey". The signature is written in black ink and is positioned above the printed name.

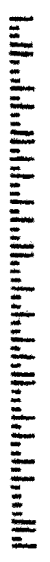
John Starkey  
Gainesville, Florida

Miss Stenberg  
9002 N. W. 64th Avenue  
Gainesville, FL 32653

Mr. David Klement  
Florida Public Service Commission  
2540 Stumard Oak Blvd.  
Gainesville, Florida 32639

Citizen Comments

32393+0850



Hong Wang

PSC-10-0135-PCO-EM

090451-EM

From: Terry Holdnak  
Sent: Monday, March 08, 2010 5:22 PM  
To: CLK - Orders / Notices; Hong Wang  
Cc: Erik Saylor  
Subject: Order / Notice Submitted

Date and Time: 3/8/2010 5:20:00 PM  
Docket Number: 090451-EM  
Filename / Path: 090451.1st revised OEP.els.doc  
Order Type: Signed / Hand Deliver

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 09784-09  
DISTRIBUTION: \_\_\_\_\_

FIRST ORDER REVISING ORDER ESTABLISHING PROCEDURE  
Signed by Commissioner Skop

*Terry K. Holdnak*  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

faced 1  
mailed 1  
emailed 1

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

<b>PARTY NAME</b>	<b>COMPANY CODE</b>	<b>EMAIL ADDRESS</b>	<b>ADDRESS IN MASTER COMMISSION DIRECTORY</b>
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Tuesday, March 09, 2010 8:31 AM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 955154)  
**Attachments:** 01579-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

Hong Wang

PSC-10-0137-PCO-EM

090451-EM

**From:** Terry Holdnak  
**Sent:** Monday, March 08, 2010 5:20 PM  
**To:** CLK - Orders / Notices; Hong Wang  
**Cc:** Erik Saylor  
**Subject:** Order / Notice Submitted

**Date and Time:** 3/8/2010 5:19:00 PM  
**Docket Number:** 090451-EM  
**Filename / Path:** 090451.Stahmer.ord to intervene.els.doc  
**Order Type:** Signed / Hand Deliver

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 09784-09  
DISTRIBUTION: \_\_\_\_\_

ORDER GRANTING PETITION TO INTERVENE  
Signed by Commissioner Skop

*Terry K. Holdnak*  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

faxed 1  
mailed 3  
emailed 1



**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

<b>PARTY NAME</b>	<b>COMPANY CODE</b>	<b>EMAIL ADDRESS</b>	<b>ADDRESS IN MASTER COMMISSION DIRECTORY</b>
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Tuesday, March 09, 2010 8:39 AM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 576918)  
**Attachments:** 01581-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

Hong Wang

PSC-10-0136-PCW-EM

090451-EM

**From:** Terry Holdnak  
**Sent:** Monday, March 08, 2010 5:18 PM  
**To:** CLK - Orders / Notices; Hong Wang  
**Cc:** Erik Saylor  
**Subject:** Order / Notice Submitted

**Date and Time:** 3/8/2010 5:12:00 PM  
**Docket Number:** 090451-EM  
**Filename / Path:** 090451.Deevey.ord to intervene.els.doc  
**Order Type:** Signed / Hand Deliver

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 09784-09  
DISTRIBUTION: \_\_\_\_\_

ORDER GRANTING PETITION TO INTERVENE  
Signed by Commissioner Skop

*Terry K. Holdnak*  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

faxed 1  
mailed 2  
emailed 1

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Tuesday, March 09, 2010 8:36 AM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 079175)  
**Attachments:** 01580-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

**Cathi Lindsley**

090451-EM

**From:** Mary Macko  
**Sent:** Tuesday, February 23, 2010 4:31 PM  
**To:** Cathi Lindsley  
**Subject:** Proposed Changes to Form 090451-EM-00001  
**Attachments:** CCS Form 090451-EM-00001-017.pdf

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 09784-09  
DISTRIBUTION: \_\_\_\_\_

Docket Number 090451-EM - Form Number 090451-EM-00001-017

Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Add new appointment - Day 1 of a 1-day See Remarks Below - 03/03/2010 - 1:30 p.m.- 3:30 p.m. - in Tallahassee - Room E-148 - Involving Skop

Attached is a Case Scheduling/Rescheduling Advice (CSRA) in the referenced docket. If you have any questions regarding the form, please contact Mary Macko at 413-6008.

2/23/2010

# Case Scheduling/Rescheduling Advice

Last Revised 02/23/2010 at 4:30 p.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input checked="" type="checkbox"/> Staff Contact - Tom Ballinger
<input type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
See Remarks Below		03/03/2010	Tallahassee / E-148	1:30 p. - 3:30 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
		X		X			

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
			X				

**Prehearing Officer**

Commissioners

AG	ED	SK	KL	ST	ADM

Commissioners

AG	ED	SK	KL	ST	ADM
		X			

**Remarks:**

Status Conference for Prehearing Officer

**Matilda Sanders**

090451-EM

From: Terry Holdnak  
 Sent: Tuesday, February 23, 2010 4:28 PM  
 To: CLK - Orders / Notices  
 Cc: Erik Saylor; Martha Brown  
 Subject: Order / Notice Submitted

Date and Time: 2/23/2010 4:24:00 PM  
 Docket Number: 090451-EM  
 Filename / Path: 090451.AgencyNotice.03-03-10.StatusConference.doc

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
 DOCUMENT NO. 09784-09  
 DISTRIBUTION: \_\_\_\_\_

*cc's ✓ mar*

NOTICE OF STATUS CONFERENCE TO GAINESVILLE REGIONAL UTILITIES, GAINESVILLE RENEWABLE ENERGY CENTER LLC. AND ALL OTHER INTERESTED PERSONS

*Terry K. Holdnak*  
 Commission Deputy Clerk II  
 Office of the General Counsel  
 Florida Public Service Commission  
 850-413-6738

*faxed 2  
 mailed 1  
 emailed 2*



**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Department of Environmental Protection (09)		Mike.Halpin@dep.state.fl.us	No
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Tuesday, February 23, 2010 4:43 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 103311)  
**Attachments:** 01213-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

Terry Holdnak

PSC-10-0083-CFO

090451-EM

To: CLK - Orders / Notices  
Cc: Erik Saylor  
Subject: Order / Notice Submitted  
  
Date and Time: 2/16/2010 8:49:15 AM  
Docket Number: 090451-EM  
Filename / Path: 11880-09.conf.order.doc  
Order Type: Signed / Hand Deliver

FPSC, CLK - CORRESPONDENCE

Administrative  Parties  Consumer

DOCUMENT NO. 09784-09

DISTRIBUTION: \_\_\_\_\_

RECEIVED-FPSC  
10 FEB 16 AM 9:35  
COMMISSIONER  
CLERK

ORDER GRANTING GAINESVILLE REGIONAL UTILITIES AND GAINESVILLE RENEWABLE ENERGY CENTER, LLC'S REQUEST FOR CONFIDENTIAL CLASSIFICATION (DOCUMENT NO. 11880-09)

Signed by Commissioner Skop

*Terry K. Holdnak*  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

faxed 1  
mailed 1  
emailed 1

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Tuesday, February 16, 2010 10:55 AM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 174852)  
**Attachments:** 01015-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

**Cathi Lindsley**

090451-EM

**From:** Tiffany Williams  
**Sent:** Friday, February 12, 2010 2:35 PM  
**To:** Cathi Lindsley  
**Subject:** FW: Proposed Changes to Form 090451-EM-00002  
**Attachments:** CCS Form 090451-EM-00002-002.pdf

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
**DOCUMENT NO.** 09784-09  
**DISTRIBUTION:** \_\_\_\_\_

---

**From:** Tiffany Williams  
**Sent:** Friday, February 12, 2010 11:00 AM  
**To:** Tiffany Williams  
**Subject:** Proposed Changes to Form 090451-EM-00002

Docket Number 090451-EM - Form Number 090451-EM-00002-002

Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Change in appointment - Day I of a 1-day Informal Meeting - 02/18/2010 - 2:00 p.m.- 4:00 p.m. - in Tallahassee - Room G-151 - Involving Staff

Change in appointment time  
 From 2:00 p.m.- 4:00 p.m to 2:30 p.m.- 4:00 p.m.

Attached is a Case Scheduling/Rescheduling Advice (CSRA) in the referenced docket. If you have any questions regarding the form, please contact Mary Macko at 913-60008.

2/12/2010

# Case Scheduling/Rescheduling Advice

Last Revised 02/12/2010 at 10:58 a.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input checked="" type="checkbox"/> Staff Contact - Erik Saylor
<input type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Informal Meeting		02/18/2010	Tallahassee / G-154	2:30 p. - 4:00 p.

**2. Hearing/Prehearing Assignment Information**

<p style="text-align: center;"><b>Former Assignments</b></p> <p><b><u>Hearing Officers</u></b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="6">Commissioners</th> <th rowspan="2">Hearing Exam.</th> <th rowspan="2">Staff</th> </tr> <tr> <th>ALL</th> <th>AG</th> <th>ED</th> <th>SK</th> <th>KL</th> <th>ST</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td>X</td> <td>X</td> <td>X</td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table> <p><b><u>Prehearing Officer</u></b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="7">Commissioners</th> </tr> <tr> <th>AG</th> <th>ED</th> <th>SK</th> <th>KL</th> <th>ST</th> <th>ADM</th> <th> </th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>	Commissioners						Hearing Exam.	Staff	ALL	AG	ED	SK	KL	ST			X	X	X				Commissioners							AG	ED	SK	KL	ST	ADM									<p style="text-align: center;"><b>Current Assignments</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="6">Commissioners</th> <th rowspan="2">Hearing Exam.</th> <th rowspan="2">Staff</th> </tr> <tr> <th>ALL</th> <th>AG</th> <th>ED</th> <th>SK</th> <th>KL</th> <th>ST</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td>X</td> </tr> </tbody> </table> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="7">Commissioners</th> </tr> <tr> <th>AG</th> <th>ED</th> <th>SK</th> <th>KL</th> <th>ST</th> <th>ADM</th> <th> </th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td>X</td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>	Commissioners						Hearing Exam.	Staff	ALL	AG	ED	SK	KL	ST								X	Commissioners							AG	ED	SK	KL	ST	ADM				X				
Commissioners						Hearing Exam.			Staff																																																																														
ALL	AG	ED	SK	KL	ST																																																																																		
		X	X	X																																																																																			
Commissioners																																																																																							
AG	ED	SK	KL	ST	ADM																																																																																		
Commissioners						Hearing Exam.	Staff																																																																																
ALL	AG	ED	SK	KL	ST																																																																																		
							X																																																																																
Commissioners																																																																																							
AG	ED	SK	KL	ST	ADM																																																																																		
		X																																																																																					

**Remarks:** Informal Meeting - Staff

**Cathi Lindsley****090451-EM**

**From:** Tiffany Williams  
**Sent:** Friday, February 12, 2010 11:00 AM  
**To:** Cathi Lindsley  
**Subject:** Proposed Changes to Form 090451-EM-00002  
**Attachments:** CCS Form 090451-EM-00002-002.pdf

**FPSC, CLK - CORRESPONDENCE**  
 **Administrative**  **Parties**  **Consumer**  
**DOCUMENT NO.** 09784-09  
**DISTRIBUTION:** \_\_\_\_\_

Docket Number 090451-EM - Form Number 090451-EM-00002-002

Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Change in appointment - Day I of a 1-day Informal Meeting - 02/18/2010 - 2:00 p.m.- 4:00 p.m. - in Tallahassee - Room G-151 - Involving Staff

Change in appointment time  
 From 2:00 p.m.- 4:00 p.m. to 2:30 p.m.- 4:00 p.m.

Attached is a Case Scheduling/Rescheduling Advice (CSRA) in the referenced docket. If you have any questions regarding the form, please contact Mary Macko at 913-6008.

2/12/2010



# Case Scheduling/Rescheduling Advice

Last Revised 02/12/2010 at 10:58 a.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input checked="" type="checkbox"/> Staff Contact - Erik Saylor
<input type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Informal Meeting		02/18/2010	Tallahassee / G-154	2:30 p. - 4:00 p.

**2. Hearing/Prehearing Assignment Information**

Former Assignments

Current Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
		X	X	X			

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
							X

**Prehearing Officer**

Commissioners						
AG	ED	SK	KL	ST	ADM	

Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:**

Informal Meeting - Staff

**Cathi Lindsley**

**090451-EM**

**From:** Mary Macko  
**Sent:** Thursday, February 11, 2010 2:52 PM  
**To:** Cathi Lindsley  
**Subject:** New Advice Form 090451-EM-00002  
**Attachments:** CCS Form 090451-EM-00002-001.pdf

**FPSC, CLK - CORRESPONDENCE**  
 **Administrative**  **Parties**  **Consumer**  
**DOCUMENT NO.** 09784-09  
**DISTRIBUTION:** \_\_\_\_\_

Docket Number 090451-EM - Form Number 090451-EM-00002-001

Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Add new appointment - Day 1 of a 1-day Informal Meeting - 02/18/2010 - 2:00 p.m.- 4:00 p.m. - in Tallahassee - Room G-154 - Involving Staff

Attached is a Case Scheduling/Rescheduling Advice (CSRA) in the referenced docket. If you have any questions regarding the form, please contact Mary Macko at 413-6008.

2/11/2010

# Case Scheduling/Rescheduling Advice

Last Revised 02/11/2010 at 2:50 p.m.

To:  Commissioner Edgar       Deputy Executive Director       Economic Regulation  
 Commissioner Skop       General Counsel       Court Reporter  
 Commissioner Klement       Auditing & Performance Analysis       Staff Contact - Erik Saylor  
 Commissioner Stevens       Commission Clerk  
 Executive Director       Regulatory Analysis  
 Public Information Officer       Service/Safety/Consumer Asst.

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Informal Meeting		02/18/2010	Tallahassee / G-154	2:00 p. - 4:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
		X	X	X			

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
							X

**Prehearing Officer**

Commissioners					
AG	ED	SK	KL	ST	ADM

Commissioners					
AG	ED	SK	KL	ST	ADM
		X			

**Remarks:**

Informal Meeting - Staff

Matilda Sanders

PSC-10-0027-CFO-EM

090451-EM

From: Terry Holdnak  
Sent: Wednesday, January 13, 2010 9:44 AM  
To: CLK - Orders / Notices  
Cc: Erik Saylor  
Subject: Order / Notice Submitted

Date and Time: 1/13/2010 9:40:00 AM  
Docket Number: 090451-EM  
Filename / Path: 10127-09.conf.order.doc  
Order Type: Signed / Hand Deliver

ORDER GRANTING GAINESVILLE REGIONAL UTILITIES AND GAINESVILLE RENEWABLE ENERGY CENTER, LLC'S REQUEST FOR CONFIDENTIAL CLASSIFICATION (DOCUMENT NOS. 09703-09 AND 10127-09)  
Signed by Commissioner Skop

Terry K. Holdnak  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

faxed 1  
mailed 1  
emailed 1

RECEIVED-FPSC  
10 JAN 13 AM 10:14  
COMMISSION  
CLERK

FPSC, CLK - CORRESPONDENCE  
~~X~~Administrative Parties Consumer  
DOCUMENT NO. 09784-09  
DISTRIBUTION: \_\_\_\_\_

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Wednesday, January 13, 2010 1:41 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 681563)  
**Attachments:** 00312-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

Matilda Sanders

PSC-10-0026-CFO-EM

090451-EM

From: Terry Holdnak  
Sent: Wednesday, January 13, 2010 9:49 AM  
To: CLK - Orders / Notices  
Cc: Erik Saylor  
Subject: Order / Notice Submitted

Date and Time: 1/13/2010 9:46:00 AM  
Docket Number: 090451-EM  
Filename / Path: 11307-09.conf.order.doc  
Order Type: Signed / Hand Deliver

ORDER GRANTING GAINESVILLE REGIONAL UTILITIES AND GAINESVILLE RENEWABLE ENERGY CENTER, LLC'S REQUEST FOR CONFIDENTIAL CLASSIFICATION (DOCUMENT NO. 11307-09)  
Signed by Commissioner Skop

*Terry K. Holdnak*  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

RECEIVED-FPSC  
10 JAN 13 AM 10:14  
COMMISSION  
CLERK

*faxed 1  
mailed 1  
emailed 1*

FPSC, CLK - CORRESPONDENCE  
 Administrative Parties Consumer  
DOCUMENT NO. 09784.09  
DISTRIBUTION: \_\_\_\_\_

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Young Law Firm (09c)		ryoung@yvlaw.net	No



## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Wednesday, January 13, 2010 1:38 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 927610)  
**Attachments:** 00305-10.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

Matilda Sanders

PSC-09-0814-PHO-EM

090457

From: Terry Holdnak  
Sent: Thursday, December 10, 2009 10:24 AM  
To: CLK - Orders / Notices; Erik Saylor; Martha Brown  
Subject: Order / Notice Submitted

Date and Time: 12/10/2009 10:21:00 AM  
Docket Number: 090451-EM  
Filename / Path: 090451.PHO.els.doc

PREHEARING ORDER

Terry K. Holdnak  
Commission Deputy Clerk II  
Office of the General Counsel  
Florida Public Service Commission  
850-413-6738

RECEIVED-FPSC  
09 DEC 10 AM 10:45  
COMMISSION  
CLERK

1 - email  
1 - fax  
1 - mail

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION: _____		

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Young Law Firm (09c)		ryoung@yvlaw.net	No

**Commission Clerk**

---

**From:** Commission Clerk  
**Sent:** Thursday, December 10, 2009 2:03 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 188950)  
**Attachments:** 11857-09.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

090451

**Katie Ely**

---

**From:** Mary Macko  
**Sent:** Wednesday, December 09, 2009 3:07 PM  
**To:** Katie Ely  
**Subject:** Proposed Changes to Form 090451-EM-00001  
**Attachments:** CCS Form 090451-EM-00001-013.pdf

Docket Number 090451-EM - Form Number 090451-EM-00001-013

Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Change in appointment - Day 1 of a 1-day Public Hearing - 12/09/2009 - 6:00 p.m.- 9:00 p.m. - in Gainesville - Involving Skop

Change in appointment participants  
From Skop to Edgar, Skop, Klement

Attached is a Case Scheduling/Rescheduling Advice (CSRA) in the referenced docket. If you have any questions regarding the form, please contact Mary Macko at 413-6008.

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784.09		
DISTRIBUTION: _____		

# Case Scheduling/Rescheduling Advice

Last Revised 12/09/2009 at 3:05 p.m.

Page 1 of 1

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Argenziano	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Skop	<input type="checkbox"/> Auditing & Performance Analysis	<input checked="" type="checkbox"/> Staff Contact - Tom Ballinger
<input checked="" type="checkbox"/> Commissioner Klement	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Matthew Carter

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Public Hearing		12/09/2009	Gainesville	6:00 p. - 9:00 p.

**2. Hearing/Prehearing Assignment Information**

Former Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	CT	ED	AG	SK	KL		
		X					

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	CT	ED	AG	SK	KL		
		X		X	X		

**Prehearing Officer**

Commissioners					
CT	ED	AG	SK	KL	ADM
		X			

Commissioners					
CT	ED	AG	SK	KL	ADM
			X		

**Remarks:**

Public Meeting

Add Commissioner Edgar and Klement.

*KTM*



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

**DATE:** December 8, 2009

**TO:** Beth W. Salak, Director, Division of Regulatory Analysis

**FROM:** Shevie B. Brown, Regulatory Analyst IV, Division of Regulatory Analysis *SB*

**RE:** Docket No. 090451-EM - Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC

Pursuant to Chapter 11.04-13c of the Administrative Procedures Manual, staff requests approval to make 12 copies of the following confidential document:

**Document Description:** Document No. 10929-09 – Response to Staff’s First Request for Production of Documents (No. 1) – Gainesville Biomass Power Purchase Agreement dated April 29, 2009

Document No. 10127-09 – Witness Bradley Kushner, Confidential exhibits to testimony [BEK-2] through [BEK-6]

If necessary to answer questions at the hearing in Docket No. 090451-EM, scheduled for December 16, 2009, staff will give one copy of the confidential exhibit to each of the following people:

Chairman Carter	FPSC, CLK - CORRESPONDENCE
Commissioner Argenziano	<input checked="" type="checkbox"/> Administrative <input type="checkbox"/> Parties <input type="checkbox"/> Consumer
Commissioner Edgar	DOCUMENT NO. <u>09784-09</u>
Commissioner Klement	DISTRIBUTION: _____
Commissioner Skop	
Court Reporter	
Roy C. Young (on behalf of GRC/GREC LLC)	
Shevie Brown and Phillip Ellis (PSC technical staff)	
Erik Sayler and Martha Brown (PSC legal staff)	

*[Handwritten signatures and initials]*

*11 copies*

After the hearing staff will collect the confidential exhibits and file them with the Office of Commission Clerk. The pages will then be shredded.

cc: Office of the Commission Clerk (Cole, Pena)  
Office of the General Counsel (Sayler, Brown)

*Copies of*  
*DN 10927-09 Returned*  
*on 12/16/09.*  
*KMP*

090451

State of Florida



## Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

**DATE:** December 2, 2009  
**TO:** Chairman Matthew M. Carter II  
Commissioner Lisa Polak Edgar  
Commissioner Nancy Argenziano  
Commissioner Nathan A. Skop  
Commissioner David E. Klement

FPSC, CLK - CORRESPONDENCE

Administrative  Parties  Consumer

DOCUMENT NO. 09784-09

DISTRIBUTION: \_\_\_\_\_

**FROM:** Dick Durbin, Scheduling Coordinator 

**RE:** Docket No. 090451-EI Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

The following location, date, and time have been reserved for a public hearing.

**Wednesday, December 9, 2009**

**6:00 p.m.**

**Gainesville City Hall  
City Commission Auditorium  
200 East University Avenue  
Gainesville, FL 32601**

For your convenience, directions and a map to the facility are attached. If you have any questions please contact me at 413-6121.

Cc: Office of General Counsel (Saylor, Brown)  
Office of Hearing Reporter Services (Faurot, Boles)  
Office of Public Information (Muir, DeMello, Brunson)  
Office of Commission Clerk (Macko, **Docket File**)  
Division of Economic Regulation (Devlin)

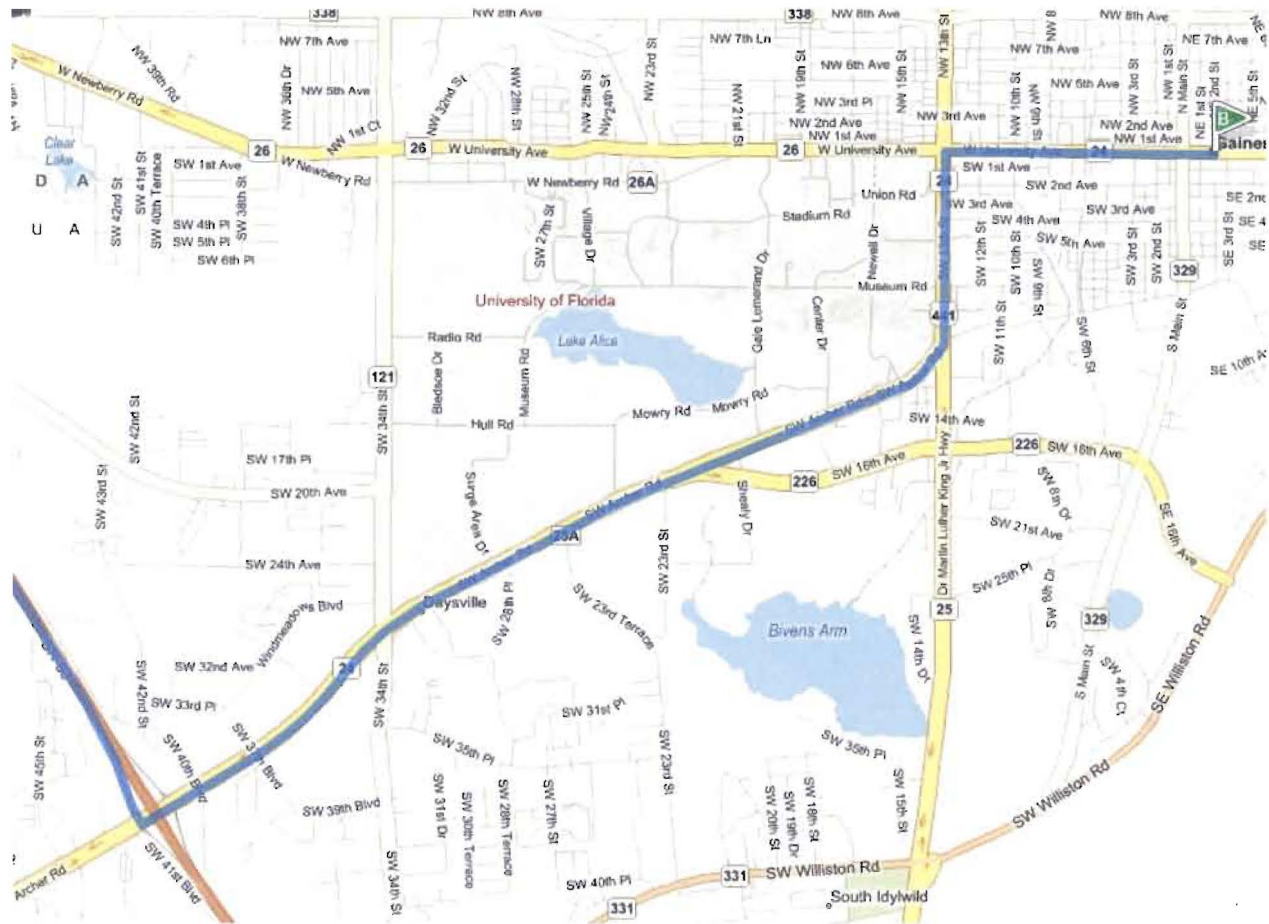
Attachment



From Tallahassee take I-10 East to I-75 South.  
Take Exit 384 (SR24/Archer) and go left (east) toward Gainesville on SW Archer Road.  
Turn left on SW 13<sup>th</sup> Street which is still SR24.  
Turn right on West University Avenue and go 1 mile to City Hall.

Approximate drive time is 2.5 hours

Parking is available around the building and on the streets surrounding the building.



Dorothy Menasco

090451

**From:** Dorothy Menasco  
**Sent:** Wednesday, December 02, 2009 4:28 PM  
**To:** Mary Macko  
**Subject:** RE: OPR Division Assignments

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 09784-09  
DISTRIBUTION: \_\_\_\_\_

This has been done.

---

**From:** Mary Macko  
**Sent:** Wednesday, December 02, 2009 4:15 PM  
**To:** Dorothy Menasco  
**Subject:** OPR Division Assignments

Dorothy,

Please assign RAD to the OPR Division Assignments in the following dockets:

080271  
090146  
090162  
090371  
090372  
090451 ✓

Mary

12/3/2009

**Katie Ely**

090451

**From:** Mary Macko  
**Sent:** Monday, November 09, 2009 1:50 PM  
**To:** Katie Ely  
**Subject:** Proposed Changes to Form 090451-EM-00001  
**Attachments:** CCS Form 090451-EM-00001-009.pdf

Docket Number 090451-EM - Form Number 090451-EM-00001-009

Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Add new appointment - Day 1 of a 1-day Public Hearing - 12/09/2009 - 6:00 p.m.- 9:00 p.m. - in Gainesville - Involving Skop

Attached is a Case Scheduling/Rescheduling Advice (CSRA) in the referenced docket. If you have any questions regarding the form, please contact Mary Macko at 413-6008.

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784.09		
DISTRIBUTION: _____		

# Case Scheduling/Rescheduling Advice

Last Revised 11/09/2009 at 1:49 p.m.

**To:**  Commissioner Edgar       Deputy Executive Director       Economic Regulation  
 Commissioner Argenziano       General Counsel       Court Reporter  
 Commissioner Skop       Auditing & Performance Analysis       Staff Contact - Tom Ballinger  
 Commissioner Klement       Commission Clerk  
 Executive Director       Regulatory Analysis  
 Public Information Officer       Service/Safety/Consumer Asst.

**From:** Office of Chairman Matthew Carter

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Public Hearing		12/09/2009	Gainesville	6:00 p. - 9:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	CT	ED	AG	SK	KL		
X							

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	CT	ED	AG	SK	KL		
				X			

**Prehearing Officer**

Commissioners

CT	ED	AG	SK	KL	ADM
		X			

Commissioners

CT	ED	AG	SK	KL	ADM
			X		

**Remarks:**

Public Meeting

**Matilda Sanders**

090451

From: Theresa Walsh  
Sent: Wednesday, November 04, 2009 1:59 PM  
To: CLK - Orders / Notices; Martha Brown  
Subject: Order / Notice Submitted

Date and Time: 11/4/2009 1:58:00 PM  
Docket Number: 090451  
Filename / Path: 090451.Agency Notice.Amended.doc

*✓*

Please issue the above-referenced amended notice in Docket 090451 today.

*faxed 5  
mailed 8  
e mailed 97*

MCD

*Notice of Hearing (Elec) - 56*

*All Elec. Utilities - 57*

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784-09		
DISTRIBUTION: _____		

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Akerman Senterfitt		matt.feil@akerman.com	Yes
Akerman Senterfitt		Beth.Keating@akerman.com	Yes
Allsolar Service Company		david@allsolarflorida.com	Yes
Ausley & McMullen		jwahlen@ausley.com	Yes
Ausley & McMullen		lwillis@ausley.com	Yes
Balch & Bingham LLP		dmcphail@balch.com	Yes
Beaches Energy Services	EM863	douchley@beachesenergy.com	Yes
Beggs & Lane		md@beggslane.com	Yes
Central Florida Electric Cooperative, Inc.	EC901	jrobson@cfec.com	Yes
Chandler, Lang & Haswell, P.A.		CLHPALAW@AOL.COM	Yes
Choctawhatchee Electric Coop., Inc.	EC902	wthompson@chelco.com	Yes
City of Alachua	EM850	mbrown@cityofalachua.com	Yes
City of Bartow	EM851	psams.cm@cityofbartow.net	Yes
City of Blountstown	EM852	james.a.woods@blountstown.org	Yes
City of Bushnell	EM853	vruano@cityofbushnellfl.com	Yes
City of Chattahoochee	EM854	citymgr@fairpoint.net	Yes
City of Clewiston	EM855	kevin.mccarthy@clewiston-fl.gov	Yes
City of Fort Meade	EM856	fhilliard@cityoffortmeade.com	Yes
City of Green Cove Springs Electric Utility	EM859	ggriffin@greencovesprings.com	Yes
City of Lake Worth Utilities	EM867	bmattey@lakeworth.org	Yes
City of Lakeland	EM866	roger.lewis@lakelandelectric.com	Yes
City of Leesburg	EM868	Jay.Evans@leesburgflorida.gov	Yes
City of Mount Dora	EM870	revelle@ci.mount-dora.fl.us	Yes
City of Newberry Utility Department	EM871	blaine.suggs@ci.newberry.fl.us	Yes
City of Quincy	EM875	mwade@myquincy.net	Yes
City of St. Cloud	EM876	bknibbs@ouc.com	Yes
City of Starke	EM878	rthompson@cityofstarke.org	Yes
City of Tallahassee		kevin.wailes@talgov.com	Yes
City of Tallahassee	EM879	crumbiem@talgov.com	Yes
City of Tallahassee, Electric Operations		paul.clark@talgov.com	Yes
City of Vero Beach	EM880	JLee@covb.org	Yes
City of Wauchula	EM881	braddock@cityofwauchula.com	Yes
City of Winter Park Electric Utility	EM885	jwarren@cityofwinterpark.org	Yes
Clay Electric Cooperative, Inc.	EC903	service@clayelectric.com	Yes
Collier County Government Complex		JimDeLony@colliergov.net	Yes
Department of Environmental Protection (09)		Mike.Halpin@dep.state.fl.us	No
Energy & Utilities Policy Committee		cochran.keating@myfloridahouse.gov	Yes
Escambia River Electric Coop., Inc.	EC904	clay@erec.com	Yes
Florida Alliance for a Clean Environment		Alliance4CleanFL@aol.com	Yes
Florida Electric Cooperatives Association		fecabill@embarqmail.com	Yes
Florida Electric Cooperatives Association		mhershel@feca.com	Yes
Florida Keys Electric Cooperative Association, Inc.		susan.kohlhofer@fkec.com	Yes
Florida Keys Electric Cooperative Association, Inc.	EC905	Scott.Newberry@fkec.com	Yes
Florida League of Cities		tstanfield@flcities.com	Yes
Florida Municipal Electric Association		bmoline@publicpower.com	Yes
Florida Power & Light Company		Bryan.Anderson@fpl.com	Yes
Florida Power & Light Company		John.Butler@fpl.com	Yes
Florida Power & Light Company		nanci_nesmith@fpl.com	Yes
Florida Power & Light Company	EI802	wade_litchfield@fpl.com	Yes
Florida Reliability Coordinating Council, Inc.		abrown@frcc.com	Yes
Florida Solar Energy Industries Association		bruce@flaseia.org	Yes
Ft. Pierce Utilities Authority	EM857	tom@fpua.com	Yes
General Electric Company		david1.swanson@ge.com	Yes
Glades Electric Cooperative, Inc.	EC906	PMcGehee@gladesec.com	Yes

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Gulf Coast Electric Cooperative, Inc.	EC907	rbarnes@gcec.com	Yes
Gulf Power Company		rgliving@southernco.com	Yes
Gulf Power Company	EI804	sdriteno@southernco.com	Yes
Holland & Knight		bruce.may@hkllaw.com	Yes
Homestead Energy Services	EM861	kkonkol@cityofhomestead.com	Yes
Hopping, Green & Sams		gperko@hgslaw.com	Yes
Itron, NA		Jim.Fisher@itron.com	Yes
JEA		knowb@jea.com	Yes
JEA	EM862	milta@jea.com	Yes
Keefe, Anchors, Gordon & Moyle		jmoyle@kagmlaw.com	Yes
Keys Energy Services	EM864	dale.finigan@keysenergy.com	Yes
Kissimmee Utility Authority	EM865	lmattern@kua.com	Yes
Lee County Electric Cooperative, Inc.	EC908	donald.schleicher@lcec.net	Yes
Management and Regulatory Consultants		frankdenjup@att.net	Yes
Moore Haven Municipal Light Department	EM869	mbrantley@moorehaven.net	Yes
Ocala Electric Utility	EM873	Danderson@ocalafl.org	Yes
Office of Public Counsel		beck.charles@leg.state.fl.us	Yes
Office of Public Counsel		roberts.brenda@Leg.state.fl.us	Yes
Okefenoke Rural Electric Membership Corporation	EC909	kimi.harris@oremc.com	Yes
Orlando Utilities Commission	EM874	cbrowder@ouc.com	Yes
Peace River Electric Cooperative, Inc.	EC910	bill.mulcay@preco.coop	Yes
Pennington, Moore, Wilkinson, Bell & Dunbar, P.A.		gene@penningtonlaw.com	Yes
PowerSouth Energy Cooperative	EC918	larry.avery@powersouth.com	Yes
Progress Energy Service Company		john.burnett@pgnmail.com	Yes
Progress Energy Florida, Inc.		robert.niekum@pgnmail.com	Yes
Progress Energy Florida, Inc.		connie.stehling@pgnmail.com	Yes
Progress Energy Florida, Inc.	EI801	paul.lewisjr@pgnmail.com	Yes
Reedy Creek Improvement District - Utilities Division	EM884	John.Giddens@Disney.com	Yes
Seminole Electric Cooperative, Inc.		mhewitt@seminole-electric.com	Yes
Seminole Electric Cooperative, Inc.	EC917	tnovak@Seminole-Electric.com	Yes
Sierra Club		kristin.henry@sierraclub.org	Yes
Sumter Electric Cooperative, Inc.		john.chapman@secoenergy.com	Yes
Sumter Electric Cooperative, Inc.	EC911	jim.duncan@secoenergy.com	Yes
Suwannee Valley Electric Cooperative, Inc.	EC912	jmartz@svec-coop.com	Yes
Talquin Electric Cooperative, Inc.	EC913	jhewa@talquinelectric.com	Yes
Tampa Electric Company	EI806	Regdept@tecoenergy.com	Yes
The Corporation for Future Resources		dglickd@pipeline.com	Yes
Town of Havana	EM860	hmgr@mchsi.com	Yes
Tri-County Electric Cooperative, Inc.	EC914	jhackett@tcec.com	Yes
Utilities Commission	EM872	rrodi@ucnsb.org	Yes
West Florida Electric Cooperative Association, Inc.	EC915	rdunaway@westflorida.coop	Yes
Withlacoochee River Electric Cooperative, Inc.	EC916	bbrown@wrec.net	Yes
Young Law Firm (09c)		ryoung@yvlaw.net	No
Young, van Assenderp, P.A.		RYoung@yvlaw.net	Yes

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Wednesday, November 04, 2009 3:40 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 169163)  
**Attachments:** 11116-09.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.



**Matilda Sanders**

090451-

From: Theresa Walsh  
Sent: Tuesday, November 03, 2009 8:46 AM  
To: CLK - Orders / Notices; Martha Brown  
Subject: Order / Notice Submitted

Date and Time: 11/3/2009 8:45:00 AM  
Docket Number: 090451  
Filename / Path: 090451.Agency Notice.doc  
Notice Type: Prehearing/Hearing

*cc's  
sent*

*ok/mm*

Please issue the above-referenced Notice of Commission Hearing and Prehearing today.

*faxed 5  
mailed 8  
emailed 97*

MCD  
*Notice Hearing (Elec.) - 56  
All Elec. 57*

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. <u>09784-09</u>		
DISTRIBUTION: _____		

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Akerman Senterfitt		matt.feil@akerman.com	Yes
Akerman Senterfitt		Beth.Keating@akerman.com	Yes
Allsolar Service Company		david@allsolarflorida.com	Yes
Ausley & McMullen		jwahlen@ausley.com	Yes
Ausley & McMullen		lwillis@ausley.com	Yes
Balch & Bingham LLP		dmcphail@balch.com	Yes
Beaches Energy Services	EM863	douchley@beachesenergy.com	Yes
Beggs & Lane		md@beggslane.com	Yes
Central Florida Electric Cooperative, Inc.	EC901	jrobson@cfec.com	Yes
Chandler, Lang & Haswell, P.A.		CLHPALAW@AOL.COM	Yes
Choctawhatchee Electric Coop., Inc.	EC902	wthompson@chelco.com	Yes
City of Alachua	EM850	mbrown@cityofalachua.com	Yes
City of Bartow	EM851	psams.cm@cityofbartow.net	Yes
City of Blountstown	EM852	james.a.woods@blountstown.org	Yes
City of Bushnell	EM853	vruano@cityofbushnellfl.com	Yes
City of Chattahoochee	EM854	citymgr@fairpoint.net	Yes
City of Clewiston	EM855	kevin.mccarthy@clewiston-fl.gov	Yes
City of Fort Meade	EM856	fhilliard@cityoffortmeade.com	Yes
City of Green Cove Springs Electric Utility	EM859	gggriffin@greencovesprings.com	Yes
City of Lake Worth Utilities	EM867	bmattey@lakeworth.org	Yes
City of Lakeland	EM866	roger.lewis@lakelandelectric.com	Yes
City of Leesburg	EM868	Jay.Evans@leesburgflorida.gov	Yes
City of Mount Dora	EM870	revellic@ci.mount-dora.fl.us	Yes
City of Newberry Utility Department	EM871	blaine.suggs@ci.newberry.fl.us	Yes
City of Quincy	EM875	mwade@myquincy.net	Yes
City of St. Cloud	EM876	bknibbs@ouc.com	Yes
City of Starke	EM878	rthompson@cityofstarke.org	Yes
City of Tallahassee		kevin.wailes@talgov.com	Yes
City of Tallahassee	EM879	crumbiem@talgov.com	Yes
City of Tallahassee, Electric Operations		paul.clark@talgov.com	Yes
City of Vero Beach	EM880	JLee@covb.org	Yes
City of Wauchula	EM881	braddock@cityofwauchula.com	Yes
City of Winter Park Electric Utility	EM885	jwarren@cityofwinterpark.org	Yes
Clay Electric Cooperative, Inc.	EC903	service@clayelectric.com	Yes
Collier County Government Complex		JimDeLony@colliergov.net	Yes
Department of Environmental Protection (09)		Mike.Halpin@dep.state.fl.us	No
Energy & Utilities Policy Committee		cochran.keating@myfloridahouse.gov	Yes
Escambia River Electric Coop., Inc.	EC904	clay@erec.com	Yes
Florida Alliance for a Clean Environment		Alliance4CleanFL@aol.com	Yes
Florida Electric Cooperatives Association		fecabill@embarqmail.com	Yes
Florida Electric Cooperatives Association		mshershel@feca.com	Yes
Florida Keys Electric Cooperative Association, Inc.		susan.kohlhofer@fkec.com	Yes
Florida Keys Electric Cooperative Association, Inc.	EC905	Scott.Newberry@fkec.com	Yes
Florida League of Cities		tstanfield@flcities.com	Yes
Florida Power & Light Company		Bryan.Anderson@fpl.com	Yes
Florida Power & Light Company		John.Butler@fpl.com	Yes
Florida Power & Light Company		nanci_nesmith@fpl.com	Yes
Florida Power & Light Company	EI802	wade_litchfield@fpl.com	Yes
Florida Reliability Coordinating Council, Inc.		abrown@frcc.com	Yes
Florida Solar Energy Industries Association		bruce@flaseia.org	Yes
Ft. Pierce Utilities Authority	EM857	tom@fpua.com	Yes
General Electric Company		david1.swanson@ge.com	Yes
Glades Electric Cooperative, Inc.	EC906	PMcGehee@gladesec.com	Yes
Gulf Coast Electric Cooperative, Inc.	EC907	rbarnes@gcec.com	Yes

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Gulf Power Company		rgliving@southernco.com	Yes
Gulf Power Company	EI804	sdriteno@southernco.com	Yes
Holland & Knight		bruce.may@hklaw.com	Yes
Homestead Energy Services	EM861	kkonkol@cityofhomestead.com	Yes
Hopping, Green & Sams		gperko@hgslaw.com	Yes
Itron, NA		Jim.Fisher@itron.com	Yes
JEA		knowb@jea.com	Yes
JEA	EM862	miltta@jea.com	Yes
Keefe, Anchors, Gordon & Moyle		jmoyle@kagmlaw.com	Yes
Keys Energy Services	EM864	dale.finigan@keysenergy.com	Yes
Kissimmee Utility Authority	EM865	lmattern@kua.com	Yes
Lee County Electric Cooperative, Inc.	EC908	donald.schleicher@lcec.net	Yes
Management and Regulatory Consultants		frankdenjup@att.net	Yes
Moore Haven Municipal Light Department	EM869	mbrantley@moorehaven.net	Yes
Ocala Electric Utility	EM873	Danderson@ocalafl.org	Yes
Office of Public Counsel		beck.charles@leg.state.fl.us	Yes
Office of Public Counsel		roberts.brenda@Leg.state.fl.us	Yes
Okefenoke Rural Electric Membership Corporation	EC909	kimi.harris@oremc.com	Yes
Orlando Utilities Commission	EM874	cbrowder@ouc.com	Yes
Peace River Electric Cooperative, Inc.	EC910	bill.mulcay@preco.coop	Yes
Pennington, Moore, Wilkinson, Bell & Dunbar, P.A.		gene@penningtonlaw.com	Yes
PowerSouth Energy Cooperative	EC918	larry.avery@powersouth.com	Yes
Progress Energy Service Company		john.burnett@pgnmail.com	Yes
Progress Energy Florida, Inc.		robert.niekum@pgnmail.com	Yes
Progress Energy Florida, Inc.		connie.stehling@pgnmail.com	Yes
Progress Energy Florida, Inc.	EI801	paul.lewisjr@pgnmail.com	Yes
Reedy Creek Improvement District - Utilities Division	EM884	John.Giddens@Disney.com	Yes
Seminole Electric Cooperative, Inc.		mhewitt@seminole-electric.com	Yes
Seminole Electric Cooperative, Inc.	EC917	tnovak@Seminole-Electric.com	Yes
Sierra Club		kristin.henry@sierraclub.org	Yes
Sumter Electric Cooperative, Inc.		john.chapman@secoenergy.com	Yes
Sumter Electric Cooperative, Inc.	EC911	jim.duncan@secoenergy.com	Yes
Suwannee Valley Electric Cooperative, Inc.	EC912	jmartz@svec-coop.com	Yes
Talquin Electric Cooperative, Inc.	EC913	jhewa@talquinelectric.com	Yes
Tampa Electric Company	EI806	Regdept@tecoenergy.com	Yes
The Corporation for Future Resources		dglickd@pipeline.com	Yes
Town of Havana	EM860	hmgr@mchsi.com	Yes
Tri-County Electric Cooperative, Inc.	EC914	jhackett@tceec.com	Yes
Utilities Commission	EM872	rrodi@ucnsb.org	Yes
West Florida Electric Cooperative Association, Inc.	EC915	rdunaway@westflorida.coop	Yes
Withlacoochee River Electric Cooperative, Inc.	EC916	bbrown@wrec.net	Yes
Young Law Firm (09c)		ryoung@yvlaw.net	No
Young, van Assenderp, P.A.		RYoung@yvlaw.net	Yes

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Tuesday, November 03, 2009 1:43 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 514513)  
**Attachments:** 11069-09.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

Katie Ely

090451

**From:** Tiffany Williams  
**Sent:** Friday, October 09, 2009 3:46 PM  
**To:** Katie Ely  
**Subject:** Proposed Changes to Form 090451-EM-00001  
**Attachments:** CCS Form 090451-EM-00001-004.pdf

Docket Number 090451-EM - Form Number 090451-EM-00001-004

Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Change in appointment - Day I of a 1-day Prehearing Conference - Tentative - 11/30/2009 - 3:30 p.m.- 5:00 p.m. - in Tallahassee - Room E-148 - Involving Skop

Change in appointment status  
From Tentative to Firm

Change in appointment - Day I of a 1-day Hearing - Tentative - 12/16/2009 - 9:30 a.m.- 5:00 p.m. - in Tallahassee - Room E-148 - Involving All Commissioners

Change in appointment status  
From Tentative to Firm

Attached is a Case Scheduling/Rescheduling Advice (CSRA) in the referenced docket. If you have any questions regarding the form, please contact Mary Macko at 413-6008.

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784.09		
DISTRIBUTION: _____		

# Case Scheduling/Rescheduling Advice

Last Revised 10/09/2009 at 3:43 p.m.

Page 1 of 1

**To:**  Commissioner Edgar       Deputy Executive Director       Economic Regulation  
 Commissioner Argenziano       General Counsel       Court Reporter  
 Commissioner Skop       Strategic Analysis & Gov. Affairs       Staff Contact - Tom Ballinger  
 New Commissioner       Commission Clerk  
 Executive Director       Regulatory Compliance  
 Public Information Officer       Service/Safety/Consumer Asst.

**From:** Office of Chairman Matthew Carter

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Prehearing Conference		11/30/2009	Tallahassee / E-148	3:30 p. - 5:00 p.
Hearing		12/16/2009	Tallahassee / E-148	9:30 a. - 5:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	CT	ED	AG	SK	NC		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	CT	ED	AG	SK	NC		
X							

**Prehearing Officer**

Commissioners

CT	ED	AG	SK	NC	ADM
		X			

Commissioners

CT	ED	AG	SK	NC	ADM
			X		

**Remarks:**

Commissioner Skop replacing Commissioner Argenziano as prehearing officer.

OEP PSC-09-0671-PCO-EM issued 10/08/09.

Matilda Sanders PSC-09-0671-PCO-EM

D90451

From: Carolyn Craig  
Sent: Thursday, October 08, 2009 2:30 PM  
To: CLK - Orders / Notices  
Cc: Erik Saylor  
Subject: Order / Notice Submitted

Date and Time: 10/8/2009 2:29:00 PM  
Docket Number: 090451-EM  
Filename / Path: 090451.oep.els.doc  
Order Type: Signed / Hand Deliver

FPSC, CLK - CORRESPONDENCE		
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input type="checkbox"/> Consumer
DOCUMENT NO. 09784.09		
DISTRIBUTION: _____		

Order Establishing Procedure signed by Commissioner Skop.

COMMISSIONER SKOP HAS REQUESTED THIS ORDER BE ISSUED TODAY, OCTOBER 8, 2009.

*Carolyn Craig*  
Administrative Assistant III  
Office of the General Counsel  
Phone: (850) 413-6206

*faxed 6  
mailed 3  
emailed 6*

RECEIVED-FPSC  
09 OCT -8 PM 2:34  
COMMISSION  
CLERK

*MCD-Gov. ofc. (Alachua Co.) 10*

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Department of Environmental Protection (09)		Mike.Halpin@dep.state.fl.us	No
Mayor, City of Alachua		commissioners@cityofalachua.com	Yes
Mayor, City of Hawthorne		cityhall@cityofhawthorne.net	Yes
Mayor, City of Waldo		cityofwaldo@waldo-fl.com	Yes
Mayor, Town of Lacrosse		lacrosse386@windstream.net	Yes
Young Law Firm (09c)		ryoung@yvlaw.net	No



## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Thursday, October 08, 2009 2:55 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 419307)  
**Attachments:** 10390-09.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

COMMISSIONERS:  
MATTHEW M. CARTER II, CHAIRMAN  
LISA POLAK EDGAR  
KATRINA J. MCMURRIAN  
NANCY ARGENZIANO  
NATHAN A. SKOP

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

Public Service Commission  
**ADMINISTRATIVE**

September 24, 2009

Young VanAssenderp, P.A.  
Roy C. Young  
Gallie's Hall  
225 South Adams Street, Suite 200  
Tallahassee, FL 32301

FPSC, CLERK - CORRESPONDENCE  
Administrative Parties Consumer  
DOCUMENT NO. 09784-09  
DISTRIBUTION: \_\_\_\_\_

**Re: Docket No. 090451-EM**

Dear Mr. Young:

This will acknowledge receipt of the joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC, which was filed in this office on September 18, 2009, and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Please note as well that the Commission's Statement of Agency Organization and Operations requires certificated companies to notify the Commission of any changes in name, telephone, address, or contact person. Should your application be granted by the Commission, you will be expected to comply with this requirement by advising us of any changes as they occur.

Office of Commission Clerk

090451

FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
KICKBACK EMAIL ADDRESSES FOR EMAIL ID 662227

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Mayor, Town of Lacrosse		lacross386@windstream.net	Yes

faxed 9/23/09

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO 09784.09  
DISTRIBUTION:

**Katie Ely**

090451-EM

**From:** Mary Macko  
**Sent:** Tuesday, September 22, 2009 1:59 PM  
**To:** Katie Ely  
**Subject:** New Advice Form 090451-EM-00001  
**Attachments:** CCS Form 090451-EM-00001-001.pdf

Docket Number 090451-EM - Form Number 090451-EM-00001-001

Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Add new appointment - Day 1 of a 1-day Hearing - Tentative - 12/16/2009 - 9:30 a.m.- 5:00 p.m. - in Tallahassee - Room E-148 - Involving All Commissioners

Attached is a Case Scheduling/Rescheduling Advice (CSRA) in the referenced docket. If you have any questions regarding the form, please contact Mary Macko at 413-6008.

9/22/2009

**DOCUMENT NO.    DATE**  
09784-09 9/22/09  
**FPSC - COMMISSION CLERK**

# Case Scheduling/Rescheduling Advice

Last Revised 09/22/2009 at 1:57 p.m.

**To:**  Commissioner Edgar       Deputy Executive Director       Economic Regulation  
 Commissioner McMurrrian       General Counsel       Court Reporter  
 Commissioner Argenziano       Strategic Analysis & Gov. Affairs       Staff Contact - Tom Ballinger  
 Commissioner Skop       Commission Clerk        
 Executive Director       Regulatory Compliance        
 Public Information Officer       Service/Safety/Consumer Asst.     

**From:** Office of Chairman Matthew Carter

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Hearing		12/16/2009	Tallahassee / E-148	9:30 a. - 5:00 p.

**2. Hearing/Prehearing Assignment Information**

Former Assignments

**Hearing Officers**

Commissioners					Hearing Exam.	Staff
ALL	CT	ED	MMAG	SK		

Current Assignments

Commissioners					Hearing Exam.	Staff
ALL	CT	ED	MMAG	SK		
X						

**Prehearing Officer**

Commissioners					
CT	ED	MMAG	SK	ADM	

Commissioners					
CT	ED	MMAG	SK	ADM	
			X		

**Remarks:**

Bio-Mass Need Determination - "HOLD" date.

Docket Number has been assigned: 090451-EM

**Matilda Sanders**

090451-EM

From: April Vicary  
Sent: Tuesday, September 22, 2009 12:20 PM  
To: CLK - Orders / Notices; Jennifer Brubaker  
Subject: Order / Notice Submitted

**ADMINISTRATIVE**

Date and Time: 9/22/2009 12:17:00 PM  
Docket Number: 090451-EM  
Filename / Path: 090451.notice.commence.jsb.doc  
Notice Type: Memo for Issuance

*CLS ✓* *OK/WWW*

Please issue the Notice of Commencement of Proceedings for Determination of Need for Proposed Electrical Power Plant.

*faxed 6  
mailed 3  
emailed 6*

*Med-Gov. Ofc. (Atachua Co.) 10*

DOCUMENT NUMBER-DATE

09784 SEP 22 8

FPSC-COMMISSION CLERK

**FLORIDA PUBLIC SERVICE COMMISSION  
CASE MANAGEMENT SYSTEM  
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 090451**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Department of Environmental Protection (09)		Mike.Halpin@dep.state.fl.us	No
Mayor, City of Alachua		commissioners@cityofalachua.com	Yes
Mayor, City of Hawthorne		cityhall@cityofhawthorne.net	Yes
Mayor, City of Waldo		cityofwaldo@waldo-fl.com	Yes
Mayor, Town of Lacrosse		lacross386@windstream.net	Yes
Young Law Firm (09c)		ryoung@yvlaw.net	No

## Commission Clerk

---

**From:** Commission Clerk  
**Sent:** Tuesday, September 22, 2009 1:53 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 662227)  
**Attachments:** 09772-09.pdf

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

9/22/2009

---



Section 1 - Office of Commission Clerk

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities  
Gainesville Regional Utilities/City  
Gainesville Renewable Energy Center,

**FPSC, CLK - CORRESPONDENCE**  
**Administrative Parties Consumer**  
**DOCUMENT NO. 09784-09**  
**DISTRIBUTION: \_\_\_\_\_**

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Referred to: \_\_\_\_\_  
 ("O" indicates OPR)

ADM	CLK	ECR	GCL	PIF	RCP	(SGA)	SSC
		X	X			X	

Section 2 - OPR Completes and returns to CLK in 10 workdays. Time Schedule

Program Module B2(a)

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

Due Dates

OPR Staff

Current CASR revision level

Previous Current

Staff Counsel

OCRs

Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_ Commission Panel \_\_\_  
 Hearing Examiner \_\_\_ Staff \_\_\_

Date filed with CLK: \_\_\_\_\_

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			
16.			
17.			
18.			
19.			
20.			
21.			
22.			
23.			
24.			
25.			
26.			
27.			
28.			
29.			
30.			
31.			
32.			
33.			
34.			
35.			
36.			
37.			
38.			
39.			
40.			

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	CT	ED	MM	AG	SK		

Prehearing Officer

Commissioners					ADM
CT	ED	MM	AG	SK	

Where panels are assigned the senior Commissioner is Panel Chairman:  
 the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is  
 assigned the full Commission decides the case.

Approved: \_\_\_\_\_  
 Date: \_\_\_\_\_

# Case Scheduling/Rescheduling Advice

Last Revised 09/22/2009 at 1:57 p.m.

Page 1 of 1

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner McMurrian	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Argenziano	<input checked="" type="checkbox"/> Strategic Analysis & Gov. Affairs	<input checked="" type="checkbox"/> Staff Contact - Tom Ballinger
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input type="checkbox"/> Regulatory Compliance	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Matthew Carter

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Hearing		12/16/2009	Tallahassee / E-148	9:30 a. - 5:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners					Hearing Exam.	Staff
ALL	CT	ED	MMAG	SK		

Current Assignments

Commissioners					Hearing Exam.	Staff
ALL	CT	ED	MMAG	SK		
X						

**Prehearing Officer**

Commissioners				
CT	ED	MMAG	SK	ADM

Commissioners				
CT	ED	MMAG	SK	ADM
		X		

**Remarks:**

Bio-Mass Need Determination - "HOLD" date.

Docket Number has been assigned: 090451-EM

Section 1 - Office of Commission Clerk

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities  
Gainesville Regional Utilities/City  
Gainesville Renewable Energy Center,

Official Filing Date: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Expiration: \_\_\_\_\_

Referred to:

ADM	CLK	ECR	GCL	PIF	RCP	(SGA)	SSC
		X	X			X	

("O") indicates OPR)

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B2(a)

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff S Brown, P Ellis

Current CASR revision level

Due Dates  
 Previous Current

Staff Counsel E Saylor, M Brown

OCRs (ECR)  
C Bulecza-Banks  
C Hewitt, S Matlock  
A Maurey, N Salnova  
M Springer, P Stallcup

1.	Order Establishing Procedure	NONE	10/01/2009
2.	Prehearing Statements	NONE	11/16/2009
3.	Close Docket or Revise CASR	NONE	03/19/2010
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			
16.			
17.			
18.			
19.			
20.			
21.			
22.			
23.			
24.			
25.			
26.			
27.			
28.			
29.			
30.			
31.			
32.			
33.			
34.			
35.			
36.			
37.			
38.			
39.			
40.			

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel \_\_\_  
 Hearing Examiner \_\_\_ Staff \_\_\_

Date filed with CLK: 09/23/2009

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	CT	ED	MM	AG	SK		
X							

Prehearing Officer

Commissioners					ADM
CT	ED	MM	AG	SK	
				X	

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: CT/MM  
 Date: 09/23/2009

CSRA

# Case Scheduling/Rescheduling Advice

Last Revised 10/02/2009 at 3:32 p.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner McMurrian	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Argenziano	<input checked="" type="checkbox"/> Strategic Analysis & Gov. Affairs	<input checked="" type="checkbox"/> Staff Contact - Tom Ballinger
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input type="checkbox"/> Regulatory Compliance	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Matthew Carter

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Prehearing Conference		11/30/2009	Tallahassee / E-148	3:30 p. - 5:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners					Hearing Exam.	Staff
ALL	CT	ED	MMAG	SK		

Current Assignments

Commissioners					Hearing Exam.	Staff
ALL	CT	ED	MMAG	SK		
X						

**Prehearing Officer**

Commissioners				
CT	ED	MMAG	SK	ADM
			X	

Commissioners				
CT	ED	MMAG	SK	ADM
			X	

**Remarks:**

Commissioner Skop replacing Commissioner Argenziano as prehearing officer.



# Case Scheduling/Rescheduling Advice

Last Revised 10/09/2009 at 3:43 p.m.

Page 1 of 1

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Argenziano	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> Strategic Analysis & Gov. Affairs	<input checked="" type="checkbox"/> Staff Contact - Tom Ballinger
<input checked="" type="checkbox"/> New Commissioner	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input type="checkbox"/> Regulatory Compliance	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Matthew Carter

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Prehearing Conference		11/30/2009	Tallahassee / E-148	3:30 p. - 5:00 p.
Hearing		12/16/2009	Tallahassee / E-148	9:30 a. - 5:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	CT	ED	AG	SK	NC		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	CT	ED	AG	SK	NC		
X							

**Prehearing Officer**

Commissioners					
CT	ED	AG	SK	NC	ADM
		X			

Commissioners					
CT	ED	AG	SK	NC	ADM
			X		

**Remarks:**

Commissioner Skop replacing Commissioner Argenziano as prehearing officer.

OEP PSC-09-0671-PCO-EM issued 10/08/09.

Section 1 - Office of Commission Clerk

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities  
Gainesville Regional Utilities/City  
Gainesville Renewable Energy Center,

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Referred to:

ADM	(APA)	CLK	ECR	GCL	PIF	RAD	SSC
	X		X	X			

("O" indicates OPR)

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B2(a)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff S Brown, P Ellis

Current CASR revision level

Due Dates  
 Previous Current

Staff Counsel E Sayler, M Brown

OCRs (ECR) C Bulecza-Banks  
C Hewitt, S Matlock  
A Maurey, N Salnova  
M Springer, P Stallcup

1.	Testimony & Exhibits - Intervenor	SAME	10/26/2009
2.	Testimony & Exhibits - Staff (If Any)	SAME	11/06/2009
3.	Testimony & Exhibits - Rebuttal	SAME	11/13/2009
4.	Prehearing Statements	SAME	11/16/2009
5.	Prehearing	SAME	11/30/2009
6.	Transcript of Prehearing Due	SAME	12/07/2009
7.	Public Hearing - Gainesville	NONE	12/09/2009
8.	Prehearing Order	SAME	12/11/2009
9.	Discovery Actions Complete	SAME	12/11/2009
10.	Transcript of Public Hearing Due - Expedited	NONE	12/14/2009
11.	Hearing	SAME	12/16/2009
12.	Transcript of Hearing Due	SAME	12/23/2009
13.	Briefs Due	SAME	01/05/2010
14.	Staff Recommendation	SAME	01/28/2010
15.	Agenda	SAME	02/09/2010
16.	Standard Order	SAME	03/01/2010
17.	Close Docket or Revise CASR	SAME	03/19/2010
18.			
19.			
20.			
21.			
22.			
23.			
24.			
25.			
26.			
27.			
28.			
29.			
30.			
31.			
32.			
33.			
34.			
35.			
36.			
37.			
38.			
39.			
40.			

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel \_\_\_  
 Hearing Examiner \_\_\_ Staff \_\_\_

Date filed with CLK: 10/08/2009

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	CT	ED	AG	SK	KL		
X							

Prehearing Officer

Commissioners					ADM
CT	ED	AG	SK	KL	
			X		

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: CT/MM  
 Date: 10/08/2009  
 CSRA

# Case Scheduling/Rescheduling Advice

Last Revised 11/09/2009 at 1:49 p.m.

Page 1 of 1

To:  Commissioner Edgar       Deputy Executive Director       Economic Regulation  
 Commissioner Argenziano       General Counsel       Court Reporter  
 Commissioner Skop       Auditing & Performance Analysis       Staff Contact - Tom Ballinger  
 Commissioner Klement       Commission Clerk  
 Executive Director       Regulatory Analysis  
 Public Information Officer       Service/Safety/Consumer Asst.

**From:** Office of Chairman Matthew Carter

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Public Hearing		12/09/2009	Gainesville	6:00 p. - 9:00 p.

**2. Hearing/Prehearing Assignment Information**

**Former Assignments**

**Current Assignments**

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	CT	ED	AG	SK	KL		
X							

Commissioners						Hearing Exam.	Staff
ALL	CT	ED	AG	SK	KL		
				X			

**Prehearing Officer**

Commissioners					
CT	ED	AG	SK	KL	ADM
		X			

Commissioners					
CT	ED	AG	SK	KL	ADM
			X		

**Remarks:**

Public Meeting



# Case Scheduling/Rescheduling Advice

Last Revised 12/09/2009 at 3:05 p.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Argenziano	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Skop	<input type="checkbox"/> Auditing & Performance Analysis	<input checked="" type="checkbox"/> Staff Contact - Tom Ballinger
<input checked="" type="checkbox"/> Commissioner Klement	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Matthew Carter

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Public Hearing		12/09/2009	Gainesville	6:00 p. - 9:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	CT	ED	AG	SK	KL		
	X						

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	CT	ED	AG	SK	KL		
		X		X	X		

**Prehearing Officer**

Commissioners					
CT	ED	AG	SK	KL	ADM
		X			

Commissioners					
CT	ED	AG	SK	KL	ADM
			X		

**Remarks:**

Public Meeting

Add Commissioner Edgar and Klement.

# Case Scheduling/Rescheduling Advice

Last Revised 02/11/2010 at 2:50 p.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input checked="" type="checkbox"/> Staff Contact - Erik Saylor
<input type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Informal Meeting		02/18/2010	Tallahassee / G-154	2:00 p. - 4:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
		X	X	X			

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
							X

**Prehearing Officer**

Commissioners

AG	ED	SK	KL	ST	ADM

Commissioners

AG	ED	SK	KL	ST	ADM
		X			

**Remarks:**

Informal Meeting - Staff

Section 1 - Office of Commission Clerk

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities  
Gainesville Regional Utilities/City  
Gainesville Renewable Energy Center,

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_

Last Day to Suspend: \_\_\_\_\_

Referred to:

ADM APA CLK ECR GCL PIF (RAD) SSC

("O" indicates OPR)

			X	X		X	
--	--	--	---	---	--	---	--

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B2(a)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
IT IS TENTATIVE AND SUBJECT TO REVISION.  
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

S Brown, P Ellis

1 Current CASR revision level

Due Dates  
Previous Current

Staff Counsel

E Saylor, M Brown

OCRs (ECR)

C Bulecza-Banks  
C Hewitt, S Matlock  
A Maurey, N Salnova  
M Springer, P Stallcup

1.	Testimony & Exhibits - Intervenor	SAME	10/26/2009
2.	Testimony & Exhibits - Staff (If Any)	SAME	11/06/2009
3.	Testimony & Exhibits - Rebuttal	SAME	11/13/2009
4.	Discovery Actions Complete	SAME	12/11/2009
5.	Informal Meeting - Staff	NONE	02/18/2010
6.	Standard Order	SAME	03/01/2010
7.	Close Docket or Revise CASR	SAME	03/19/2010
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			
16.			
17.			
18.			
19.			
20.			
21.			
22.			
23.			
24.			
25.			
26.			
27.			
28.			
29.			
30.			
31.			
32.			
33.			
34.			
35.			
36.			
37.			
38.			
39.			
40.			

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel \_\_\_\_\_  
Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CLK: 10/08/2009

Initials OPR \_\_\_\_\_  
Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	AG	ED	SK	KL	ST		
X							

Prehearing Officer

Commissioners					ADM
AG	ED	SK	KL	ST	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: AG/MM  
Date: 10/08/2009

CSRA

# Case Scheduling/Rescheduling Advice

Last Revised 02/12/2010 at 10:58 a.m.

Page 1 of 1

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input checked="" type="checkbox"/> Staff Contact - Erik Saylor
<input type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

## 1. Schedule Information

Event	Former Date	New Date	Location / Room	Time
Informal Meeting		02/18/2010	Tallahassee / G-154	2:30 p. - 4:00 p.

## 2. Hearing/Prehearing Assignment Information

**Hearing Officers**

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
		X	X	X			

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
							X

**Prehearing Officer**

Commissioners						
AG	ED	SK	KL	ST	ADM	

Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:**

Informal Meeting - Staff

Section 1 - Office of Commission Clerk

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities  
Gainesville Regional Utilities/City  
Gainesville Renewable Energy Center,

Official Filing Date: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Expiration: \_\_\_\_\_

Referred to:

ADM	APA	CLK	ECR	GCL	PIF	(RAD)	SSC
			X	X		X	

("O" indicates OPR)

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B2(a)

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff S Brown, P Ellis

2 Current CASR revision level

Due Dates  
 Previous Current

Staff Counsel E Sayler, M Brown

OCRs (ECR)  
C Bulecza-Banks  
C Hewitt, S Matlock  
A Maurev, N Salnova  
M Springer, P Stallcup

1.	Testimony & Exhibits - Intervenor	SAME	10/26/2009
2.	Testimony & Exhibits - Staff (If Any)	SAME	11/06/2009
3.	Testimony & Exhibits - Rebuttal	SAME	11/13/2009
4.	Discovery Actions Complete	SAME	12/11/2009
5.	Status Conference (SK)	NONE	03/03/2010
6.	Transcript of Status Conference - Expedited	NONE	03/05/2010
7.	Close Docket or Revise CASR	SAME	03/19/2010
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			
16.			
17.			
18.			
19.			
20.			
21.			
22.			
23.			
24.			
25.			
26.			
27.			
28.			
29.			
30.			
31.			
32.			
33.			
34.			
35.			
36.			
37.			
38.			
39.			
40.			

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel \_\_\_\_\_  
 Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CLK: 02/23/2010

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	AG	ED	SK	KL	ST		
X							

Prehearing Officer

Commissioners					ADM
AG	ED	SK	KL	ST	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: AG/MM  
 Date: 02/23/2010

OTOFO

# Case Scheduling/Rescheduling Advice

Last Revised 02/23/2010 at 4:30 p.m.

Page 1 of 1

To:  Commissioner Edgar       Deputy Executive Director       Economic Regulation  
 Commissioner Skop       General Counsel       Court Reporter  
 Commissioner Klement       Auditing & Performance Analysis       Staff Contact - Tom Ballinger  
 Commissioner Stevens       Commission Clerk  
 Executive Director       Regulatory Analysis  
 Public Information Officer       Service/Safety/Consumer Asst.

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
See Remarks Below		03/03/2010	Tallahassee / E-148	1:30 p. - 3:30 p.

**2. Hearing/Prehearing Assignment Information**

Former Assignments

Current Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
		X		X			

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
			X				

**Prehearing Officer**

Commissioners						
AG	ED	SK	KL	ST	ADM	

Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:**

Status Conference for Prehearing Officer

Section 1 - Office of Commission Clerk

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities  
Gainesville Regional Utilities/City  
Gainesville Renewable Energy Center,

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
Last Day to Suspend: \_\_\_\_\_

Referred to:

ADM	APA	CLK	ECR	GCL	PIF	(RAD)	SSC
			X	X		X	

("O") indicates OPR

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B2(a)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
IT IS TENTATIVE AND SUBJECT TO REVISION.  
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff	<u>S Brown, P Ellis</u>
Staff Counsel	<u>E Saylor, M Brown</u>
OCRs (ECR)	<u>C Bulecza-Banks C Hewitt, S Matlock A Maurev, N Salnova M Springer, P Stallcup</u>

	Due Dates	Due Dates	
		Previous	Current
<input checked="" type="checkbox"/> Current CASR revision level			
1. Testimony & Exhibits - Intervenor	SAME		10/26/2009
2. Testimony & Exhibits - Staff (If Any)	SAME		11/06/2009
3. Testimony & Exhibits - Rebuttal	SAME		11/13/2009
4. Discovery Actions Complete	SAME		12/11/2009
5. Status Conference (SK)	NONE		03/03/2010
6. Close Docket or Revise CASR	SAME		03/19/2010
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			
16.			
17.			
18.			
19.			
20.			
21.			
22.			
23.			
24.			
25.			
26.			
27.			
28.			
29.			
30.			
31.			
32.			
33.			
34.			
35.			
36.			
37.			
38.			
39.			
40.			

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel \_\_\_\_\_  
Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CLK: 02/23/2010

Initials OPR \_\_\_\_\_  
Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	AG	ED	SK	KL	ST		
X							

Prehearing Officer

Commissioners					ADM
AG	ED	SK	KL	ST	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman:  
the identical panel decides the case.  
Where one Commissioner, a Hearing Examiner or a Staff Member is  
assigned the full Commission decides the case.

Approved: AG/mm  
Date: 02/23/2010  
CSRA

# Case Scheduling/Rescheduling Advice

Last Revised 02/23/2010 at 4:30 p.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input checked="" type="checkbox"/> Staff Contact - Tom Ballinger
<input type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
See Remarks Below		03/03/2010	Tallahassee / E-148	1:30 p. - 3:30 p.

**2. Hearing/Prehearing Assignment Information**

Former Assignments

Current Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
		X		X			

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
			X				

**Prehearing Officer**

Commissioners						
AG	ED	SK	KL	ST	ADM	

Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:**

Status Conference for Prehearing Officer



Section 1 - Office of Commission Cler

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities  
Gainesville Regional Utilities/City  
Gainesville Renewable Energy Center,

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Referred to:

ADM	APA	CLK	ECR	GCL	PIF	(RAD)	SSC
			X	X		X	

("O") indicates OPR)

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B2(a)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff	Staff Assignments	Due Dates	Due Dates	
			Previous	Current
	<u>S Brown, P Ellis</u>	<u>2</u> Current CASR revision level		
		1. <u>Testimony &amp; Exhibits - Intervenor</u>	SAME	10/26/2009
		2. <u>Testimony &amp; Exhibits - Staff (If Any)</u>	SAME	11/06/2009
		3. <u>Testimony &amp; Exhibits - Rebuttal</u>	SAME	11/13/2009
		4. <u>Discovery Actions Complete</u>	SAME	12/11/2009
		5. <u>Close Docket or Revise CASR</u>	SAME	03/19/2010
		6.		
		7.		
Staff Counsel	<u>E Saylor, M Brown</u>			
		8.		
		9.		
OCRs (ECR)	<u>C Bulecza-Banks</u>			
	<u>C Hewitt, S Matlock</u>			
	<u>A Maurey, N Salnova</u>			
	<u>M Springer, P Stallcup</u>			
		10.		
		11.		
		12.		
		13.		
		14.		
		15.		
		16.		
		17.		
		18.		
		19.		
		20.		
		21.		
		22.		
		23.		
		24.		
		25.		
		26.		
		27.		
		28.		
		29.		
		30.		
		31.		
		32.		
		33.		
		34.		
		35.		
		36.		
		37.		
		38.		
		39.		
		40.		

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel \_\_\_  
 Hearing Examiner \_\_\_ Staff \_\_\_

Date filed with CLK: 02/23/2010

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	AG	ED	SK	KL	ST		
X							

Prehearing Officer

Commissioners					ADM
AG	ED	SK	KL	ST	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: AG/MM  
 Date: 02/23/2010



Section 1 - Office of Commission Clerk

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities  
Gainesville Regional Utilities/City  
Gainesville Renewable Energy Center,

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Referred to:

ADM	APA	CLK	ECR	GCL	PIF	(RAD)	SSC
			X	X		X	

("O") indicates OPR

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B2(a)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff S Brown, P Ellis

4 Current CASR revision level

Due Dates  
 Previous Current

Staff Counsel E Saylor, M Brown

OCRs (ECR)  
C Bulecza-Banks  
C Hewitt, S Matlock  
A Maurev, N Salnova  
M Springer, P Stallcup

1.	Testimony & Exhibits - Intervenor	SAME	10/26/2009
2.	Testimony & Exhibits - Staff (If Any)	SAME	11/06/2009
3.	Testimony & Exhibits - Rebuttal	SAME	11/13/2009
4.	Discovery Actions Complete	SAME	12/11/2009
5.	FAW Notice Published - Prehearing & Hearing	SAME	03/19/2010
6.	Commission Notice	SAME	03/22/2010
7.	Testimony & Exhibits - Intervenor	SAME	03/29/2010
8.	Prehearing Statements	SAME	04/02/2010
9.	Prehearing	SAME	04/05/2010
10.	Testimony - Rebuttal	SAME	04/05/2010
11.	Transcript of Prehearing Due (Expedited)	SAME	04/08/2010
12.	Prehearing Order	SAME	04/08/2010
13.	Discovery Actions Complete	SAME	04/13/2010
14.	Hearing	SAME	04/15/2010
15.	Transcript of Hearing Due (Expedited)	SAME	04/19/2010
16.	Briefs Due	SAME	04/26/2010
17.	Staff Recommendation	SAME	05/19/2010
18.	Agenda	SAME	06/01/2010
19.	Standard Order	SAME	06/21/2010
20.	Close Docket or Revise CASR	03/19/2010	07/26/2010
21.			
22.			
23.			
24.			
25.			
26.			
27.			
28.			
29.			
30.			
31.			
32.			
33.			
34.			
35.			
36.			
37.			
38.			
39.			
40.			

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel \_\_\_\_\_  
 Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CLK: 03/18/2010

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	AG	ED	SK	KL	ST		
X							

Prehearing Officer

Commissioners					ADM
AG	ED	SK	KL	ST	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman:  
 the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is  
 assigned the full Commission decides the case.

Approved: AG/mm  
 Date: 03/18/2010

# Case Scheduling/Rescheduling Advice

Last Revised 03/09/2010 at 12:34 p.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input type="checkbox"/> Staff Contact
<input checked="" type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Prehearing Conference		04/05/2010	Tallahassee / E-148	1:30 p. - 4:30 p.
Hearing		04/15/2010	Tallahassee / E-148	9:30 a. - 5:00 p.
Hearing		04/16/2010	Tallahassee / E-148	9:30 a. - 5:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
							X

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
X							

**Prehearing Officer**

Commissioners						
AG	ED	SK	KL	ST	ADM	

Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:**

OEP PSC-10-0135-PCO-EM issued 3/8/10.

April 16th has been reserved for additional hearing date if needed. On the calendar - is will show "Calendar Hold".

# Case Scheduling/Rescheduling Advice

Last Revised 04/05/2010 at 12:41 p.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input type="checkbox"/> Staff Contact
<input checked="" type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Hearing	04/16/2010	Cancelled	Tallahassee / E-148	9:30 a. - 5:00 p.
Hearing	04/15/2010	05/03/2010	Tallahassee / E-148	9:30 a. - 5:00 p.

**2. Hearing/Prehearing Assignment Information**

Former Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
							X

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
X							

**Prehearing Officer**

Commissioners						
AG	ED	SK	KL	ST	ADM	

Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:** OEP PSC-10-0135-PCO-EM issued 3/8/10.  
  
Hearing is being moved from 4/15/10 to 5/3/10.

Section 1 - Office of Commission Clerk

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities  
Gainesville Regional Utilities/City  
Gainesville Renewable Energy Center,

Official Filing Date: \_\_\_\_\_  
Last Day to Suspend: \_\_\_\_\_

Expiration: \_\_\_\_\_

Referred to:

ADM	APA	CLK	ECR	GCL	PIF	(RAD)	SSC
			X	X		X	

('O') indicates OPR

Section 2 - OPR Completes and returns to Program Module B2(a)

CLK in 10 workdays. Time Schedule

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
IT IS TENTATIVE AND SUBJECT TO REVISION.  
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff S Brown, P Ellis

4 Current CASR revision level

Due Dates  
Previous Current

Staff Counsel E Saylor, M Brown

OCRs (ECR)  
C Bulecza-Banks  
C Hewitt, S Matlock  
A Maurey, N Salnova  
M Springer, P Stallcup

1.	Testimony & Exhibits - Intervenor	SAME	10/26/2009
2.	Testimony & Exhibits - Staff (If Any)	SAME	11/06/2009
3.	Testimony & Exhibits - Rebuttal	SAME	11/13/2009
4.	Discovery Actions Complete	SAME	12/11/2009
5.	FAW Notice Published - Prehearing & Hearing	SAME	03/19/2010
6.	Testimony & Exhibits - Intervenor	SAME	03/29/2010
7.	Prehearing	SAME	04/05/2010
8.	Testimony - Rebuttal	SAME	04/05/2010
9.	Transcript of Prehearing Due (Expedited)	SAME	04/08/2010
10.	Prehearing Order	SAME	04/08/2010
11.	Discovery Actions Complete	SAME	04/13/2010
12.	Transcript of Hearing Due (Expedited)	SAME	04/19/2010
13.	Briefs Due	SAME	04/26/2010
14.	Hearing	04/15/2010	05/03/2010
15.	Staff Recommendation	SAME	05/19/2010
16.	Agenda	SAME	06/01/2010
17.	Special Agenda	NONE	06/02/2010
18.	Standard Order	SAME	06/21/2010
19.	Close Docket or Revise CASR	03/19/2010	07/26/2010
20.			
21.			
22.			
23.			
24.			
25.			
26.			
27.			
28.			
29.			
30.			
31.			
32.			
33.			
34.			
35.			
36.			
37.			
38.			
39.			
40.			

Recommended assignments for hearing and/or deciding this case:

Full Commission X Commission Panel \_\_\_\_\_  
Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CLK: 03/18/2010

Initials OPR \_\_\_\_\_  
Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	AG	ED	SK	KL	ST		
X							

Prehearing Officer

Commissioners					ADM
AG	ED	SK	KL	ST	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: AG/MM  
Date: 03/18/2010 CSRA's

# Case Scheduling/Rescheduling Advice

Last Revised 04/05/2010 at 3:01 p.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input type="checkbox"/> Staff Contact
<input checked="" type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Special Agenda		06/02/2010	Tallahassee / E-148	9:30 a. - 5:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
							X

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
X							

**Prehearing Officer**

Commissioners						
AG	ED	SK	KL	ST	ADM	

Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:**

6/2/10 - Special Agenda

Section 1 - Office of Commission Clerk

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities  
Gainesville Regional Utilities/City  
Gainesville Renewable Energy Center,

Official Filing Date: \_\_\_\_\_  
Last Day to Suspend: \_\_\_\_\_

Expiration: \_\_\_\_\_

Referred to:

ADM	APA	CLK	ECR	GCL	PIF	(RAD)	SSC
			X	X		X	

("O" indicates OPR)

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B2(a)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
IT IS TENTATIVE AND SUBJECT TO REVISION.  
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

S Brown, P Ellis

5 Current CASR revision level

Due Dates  
Previous Current

Staff Counsel

E Saylor, M Brown

OCRs (ECR)

C Hewitt, S Matlock  
A Maurey, N Salnova  
M Springer, P Stallcup

1.	Testimony & Exhibits - Intervenor	SAME	10/26/2009
2.	Testimony & Exhibits - Staff (If Any)	SAME	11/06/2009
3.	Testimony & Exhibits - Rebuttal	SAME	11/13/2009
4.	Discovery Actions Complete	SAME	12/11/2009
5.	FAW Notice Published - Prehearing & Hearing	SAME	03/19/2010
6.	Testimony & Exhibits - Intervenor	SAME	03/29/2010
7.	Testimony - Rebuttal	SAME	04/05/2010
8.	Notice of Hearing (Rescheduled)	SAME	04/09/2010
9.	Discovery Actions Complete	SAME	04/13/2010
10.	FAW Notice Published - Hearing (Rescheduled)	SAME	04/16/2010
11.	Hearing	04/15/2010	05/03/2010
12.	Transcript of Hearing Due (Expedited)	04/19/2010	05/05/2010
13.	Briefs Due	04/26/2010	05/13/2010
14.	Staff Recommendation	05/19/2010	05/20/2010
15.	Special Agenda	SAME	06/02/2010
16.	Transcript of Special Agenda Due (Expedited)	NONE	06/07/2010
17.	Standard Order	SAME	06/21/2010
18.	Close Docket or Revise CASR	03/19/2010	07/26/2010
19.			
20.			
21.			
22.			
23.			
24.			
25.			
26.			
27.			
28.			
29.			
30.			
31.			
32.			
33.			
34.			
35.			
36.			
37.			
38.			
39.			
40.			

Recommended assignments for hearing and/or deciding this case:

Full Commission X Commission Panel \_\_\_  
Hearing Examiner \_\_\_ Staff \_\_\_

Date filed with CLK: 04/06/2010

Initials OPR \_\_\_\_\_  
Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	AG	ED	SK	KL	ST		
X							

Prehearing Officer

Commissioners					ADM
AG	ED	SK	KL	ST	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: AG/MM  
Date: Reading 4-21-10



Section 1 - Office of Commission Clerk

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities Gainesville Regional Utilities/City Gainesville Renewable Energy Center,

Official Filing Date: Last Day to Suspend:

Expiration:

Referred to:

Table with columns: ADM, APA, CLK, ECR, GCL, PIF, (RAD), SSC. Values: ADM, APA, CLK, ECR (X), GCL (X), PIF, (RAD) (X), SSC.

("O") indicates OPR

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B2(a)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

S Brown, P Ellis

5 Current CASR revision level

Due Dates Previous Current

Staff Counsel

E Saylor, M Brown

OCRs (ECR)

C Hewitt, S Matlock A Maurey, N Salnova M Springer, P Stallcup

Table with 4 columns: Item number, Description, Previous Due Date, Current Due Date. Rows 1-40 detailing various case milestones and dates.

Recommended assignments for hearing and/or deciding this case:

Full Commission [X] Commission Panel [ ] Hearing Examiner [ ] Staff [ ]

Date filed with CLK: 04/06/2010

Initials OPR Staff Counsel

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Table for Hearing Officer(s) assignments with columns: Commissioners (ALL, AG, ED, SK, KL, ST), Hrg Exam, Staff.

Prehearing Officer

Table for Prehearing Officer assignments with columns: Commissioners (AG, ED, SK, KL, ST), ADM.

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: AG/MM Date: 04/21/2010

CSRA

# Case Scheduling/Rescheduling Advice

Last Revised 04/22/2010 at 2:33 p.m.

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input checked="" type="checkbox"/> Staff Contact - Tom Ballinger
<input type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	<input type="checkbox"/>
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	<input type="checkbox"/>

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Motion Hearing		04/27/2010	Tallahassee / E-148	10:00 a. - 12:00 p.

**2. Hearing/Prehearing Assignment Information**

Former Assignments

Current Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
		X		X			

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
			X				

**Prehearing Officer**

Commissioners						
AG	ED	SK	KL	ST	ADM	

Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:**

Motion Hearing for Prehearing Officer only.

Section 1 - Office of Commission Clerk

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities  
Gainesville Regional Utilities/City  
Gainesville Renewable Energy Center,

Official Filing Date: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Expiration: \_\_\_\_\_

Referred to:

ADM	APA	CLK	ECR	GCL	PIF	(RAD)	SSC
			X	X		X	

("O" indicates OPR)

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B2(a)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff	Staff Assignments	5	Current CASR revision level	Due Dates	
				Previous	Current
	<u>S Brown, P Ellis</u>				
		1.	<u>Testimony &amp; Exhibits - Intervenor</u>	SAME	10/26/2009
		2.	<u>Testimony &amp; Exhibits - Staff (If Any)</u>	SAME	11/06/2009
		3.	<u>Testimony &amp; Exhibits - Rebuttal</u>	SAME	11/13/2009
		4.	<u>Discovery Actions Complete</u>	SAME	12/11/2009
		5.	<u>FAW Notice Published - Prehearing &amp; Hearing</u>	SAME	03/19/2010
		6.	<u>Testimony &amp; Exhibits - Intervenor</u>	SAME	03/29/2010
		7.	<u>Testimony - Rebuttal</u>	SAME	04/05/2010
Staff Counsel	<u>E Saylor, M Brown</u>	8.	<u>Discovery Actions Complete</u>	SAME	04/13/2010
		9.	<u>FAW Notice Published - Hearing (Rescheduled)</u>	SAME	04/16/2010
		10.	<u>Transcript of Hearing Due (Expedited)</u>	04/19/2010	05/05/2010
OCRs (ECR)	<u>C Hewitt, S Matlock</u>	11.	<u>Briefs Due</u>	04/26/2010	05/13/2010
	<u>A Maurey, N Salnova</u>	12.	<u>Staff Recommendation</u>	05/19/2010	05/20/2010
	<u>M Springer, P Stallcup</u>	13.	<u>Special Agenda</u>	06/02/2010	05/27/2010
		14.	<u>Transcript of Special Agenda Due (Expedited)</u>	NONE	06/07/2010
		15.	<u>Standard Order</u>	SAME	06/21/2010
		16.	<u>Close Docket or Revise CASR</u>	03/19/2010	07/26/2010
		17.			
		18.			
		19.			
		20.			
		21.			
		22.			
		23.			
		24.			
		25.			
		26.			
		27.			
		28.			
		29.			
		30.			
		31.			
		32.			
		33.			
		34.			
		35.			
		36.			
		37.			
		38.			
		39.			
		40.			

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel   
 Hearing Examiner  Staff

Date filed with CLK: 04/06/2010

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	AG	ED	SK	KL	ST		
X							

Prehearing Officer

Commissioners					ADM
AG	ED	SK	KL	ST	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: AG/MM  
 Date: 04/21/2010  
CSRA

# Case Scheduling/Rescheduling Advice

Last Revised 05/04/2010 at 9:03 a.m.

Page 1 of 1

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input type="checkbox"/> Staff Contact
<input checked="" type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Special Agenda	06/02/2010	05/27/2010	Tallahassee / E-148	11:00 a. - 12:00 p.

**2. Hearing/Prehearing Assignment Information**

Former Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
							X

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
X							

**Prehearing Officer**

Commissioners						
AG	ED	SK	KL	ST	ADM	

Commissioners						
AG	ED	SK	KL	ST	ADM	
		X				

**Remarks:**

Special Agenda moved to 5/27 starting at 11:00.

Section 1 - Office of Commission Clerk

Docket No. 090451-EM Date Docketed: 09/18/2009 Title: Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

Company: Gainesville Regional Utilities  
Gainesville Regional Utilities/City  
Gainesville Renewable Energy Center,

Official Filing Date: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Expiration: \_\_\_\_\_

Referred to: \_\_\_\_\_  
 ("O" indicates OPR)

ADM	APA	CLK	ECR	GCL	PIF	(RAD)	SSC
			X	X		X	

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B2(a)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

S Brown, P Ellis

5 Current CASR revision level

Due Dates  
 Previous Current

Staff Counsel

E Saylor, M Brown

OCRs (ECR)

C Hewitt, S Matlock

A Maurey, N Salnova

M Springer, P Stallcup

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel \_\_\_\_\_  
 Hearing Examiner  Staff \_\_\_\_\_

Date filed with CLK: 04/06/2010

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

1.	Testimony & Exhibits - Intervenor	SAME	10/26/2009
2.	Testimony & Exhibits - Staff (If Any)	SAME	11/06/2009
3.	Testimony & Exhibits - Rebuttal	SAME	11/13/2009
4.	Discovery Actions Complete	SAME	12/11/2009
5.	FAW Notice Published - Prehearing & Hearing	SAME	03/19/2010
6.	Testimony & Exhibits - Intervenor	SAME	03/29/2010
7.	Testimony - Rebuttal	SAME	04/05/2010
8.	Discovery Actions Complete	SAME	04/13/2010
9.	FAW Notice Published - Hearing (Rescheduled)	SAME	04/16/2010
10.	Briefs Due	04/26/2010	05/13/2010
11.	Staff Recommendation	05/19/2010	05/20/2010
12.	Special Agenda	06/02/2010	05/27/2010
13.	Transcript of Special Agenda Due (Expedited)	06/07/2010	06/03/2010
14.	Standard Order	SAME	06/21/2010
15.	Close Docket or Revise CASR	03/19/2010	07/26/2010
16.			
17.			
18.			
19.			
20.			
21.			
22.			
23.			
24.			
25.			
26.			
27.			
28.			
29.			
30.			
31.			
32.			
33.			
34.			
35.			
36.			
37.			
38.			
39.			
40.			

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	AG	ED	SK	KL	ST		
X							

Prehearing Officer

Commissioners					ADM
AG	ED	SK	KL	ST	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: AG/mm  
 Date: 04/21/2010

# Case Scheduling/Rescheduling Advice

Last Revised 05/04/2010 at 9:03 a.m.

Page 1 of 1

**To:**

<input checked="" type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Deputy Executive Director	<input checked="" type="checkbox"/> Economic Regulation
<input checked="" type="checkbox"/> Commissioner Skop	<input checked="" type="checkbox"/> General Counsel	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Klement	<input type="checkbox"/> Auditing & Performance Analysis	<input type="checkbox"/> Staff Contact
<input checked="" type="checkbox"/> Commissioner Stevens	<input checked="" type="checkbox"/> Commission Clerk	
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Regulatory Analysis	
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Service/Safety/Consumer Asst.	

**From:** Office of Chairman Nancy Argenziano

**Docket Number:** 090451-EM -- Joint petition to determine need for Gainesville Renewable Energy Center in Alachua County, by Gainesville Regional Utilities and Gainesville Renewable Energy Center, LLC.

**1. Schedule Information**

Event	Former Date	New Date	Location / Room	Time
Special Agenda	06/02/2010	05/27/2010	Tallahassee / E-148	11:00 a. - 12:00 p.

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
							X

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	AG	ED	SK	KL	ST		
X							

**Prehearing Officer**

Commissioners					
AG	ED	SK	KL	ST	ADM

Commissioners					
AG	ED	SK	KL	ST	ADM
		X			

**Remarks:**

Special Agenda moved to 5/27 starting at 11:00.