

STATE OF FLORIDA

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



DIVISION OF POLICY ANALYSIS &
INTERGOVERNMENTAL LIAISON
CHARLES H. HILL
DIRECTOR
(850) 413-6800

Public Service Commission

April 2, 2001

VIA AIRBORNE EXPRESS

Mr. Donald S. Clark
Office of the Secretary
Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, D.C. 20580

RE: V010003--Comments Regarding Retail Electricity Competition

Dear Mr. Clark:

In the brave new world of electric restructuring being reviewed by the Federal Trade Commission (FTC), we urge a collaborative effort between the Federal Energy Regulatory Commission (FERC) and the states. Specifically, this is in response to your question No. 4 in the Market Structure issues, which asks, in part:

4. . . . What is the relationship between the state's role and the Federal Energy Regulatory Commission's role in transmission system operation in the state?

We note that the Florida Public Service Commission (FPSC) recently requested a technical conference of the FERC and the FPSC to draft a Memorandum of Understanding on our respective roles. Unfortunately, the FERC, last week, denied our request (See page 3 of GridFlorida Order). We see this collaborative process as crucial to deal with the shifting jurisdiction and ambiguity in regulatory oversight. This would hopefully avoid jurisdictional squabbles such as are occurring between the State and the FERC in California. The FPSC may seek rehearing on this matter.

Respectfully submitted,

A handwritten signature in cursive script that reads "Cynthia B. Miller".

Cynthia B. Miller, Esquire
Bureau of Intergovernmental Liaison

CBM:tf

Attachments: FPSC Request for a Technical Conference on the GridFlorida RTO
FERC Order Conditionally Approving GridFlorida RTO

STATE OF FLORIDA

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI

DIVISION OF POLICY ANALYSIS &
INTERGOVERNMENTAL LIAISON
CHARLES H. HILL
DIRECTOR
(850) 413-6800

Public Service Commission

January 30, 2001

VIA ELECTRONIC FILING

The Honorable David P. Boergers
Secretary
Federal Energy Regulatory Commission
888 First Street N.E.
Washington, D.C. 20426

RE: Docket No. RT01-67-000, GridFlorida, LLC, Florida Power & Light
Company, Florida Power Corporation, Tampa Electric Company

Dear Mr. Boergers:

Forwarded herewith is the Request for Technical Conference and Protest of the Florida
Public Service Commission in the above-captioned proceeding.

Sincerely,

/s/

Cynthia B. Miller, Esquire
Bureau of Intergovernmental Liaison

CBM:tf
Enclosures

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

GridFlorida LLC)	
Florida Power & Light Company)	
Florida Power Corporation)	Docket No. RT01-67-000
Tampa Electric Company)	
_____)	

**REQUEST FOR TECHNICAL CONFERENCE AND PROTEST OF
THE FLORIDA PUBLIC SERVICE COMMISSION**

INTRODUCTION

The Florida Public Service Commission (FPSC) hereby requests that a technical conference of the Federal Energy Regulatory Commission (FERC) and the FPSC be held as soon as practical to address the many detailed technical and policy issues relating to the GridFlorida filing as described in this pleading.¹ In this way, the delineation of the contours of the FERC and FPSC jurisdiction could be addressed in an open and noticed forum and set forth in a Memorandum of Understanding. The applicants have filed an application which lacks significant details on the design and makeup of the proposed GridFlorida RTO and how Florida's electric industry will be impacted. Further, the filing lacks data on the costs and benefits of developing and sustaining the RTO. We, therefore, are filing a protest.² A technical conference should provide needed details relating to the planning, operation, and

¹ We note that there is FERC precedent for holding technical conferences in RTO-related dockets. Recently, the FERC held a technical conference on the New York ISO. In an order issued November 8, 2000, in the New York Independent System Operator Docket (ER00-3591-000), the FERC directed its staff to convene a technical conference to address issues.

² By filing this protest, we wish to make a stronger statement than the mere filing of comments. Also, this is clearly an area of great public importance for the FERC Commissioners themselves to address. We note that the FPSC, through this filing, is not requesting a hearing.

oversight of the transmission grid, as well as the delineation of regulatory jurisdiction of the FERC and the FPSC. We look forward to working with the FERC in a spirit of collaboration.

Initially, the FPSC reaffirms its comments submitted on November 27, 2000, in response to the initial GridFlorida filing. We continue to believe that:

- The geographic scope covered by this RTO, if approved, should be peninsular Florida, as proposed by the Applicants.
- The FERC should adopt a more realistic schedule which includes joint consideration by both the FERC and the FPSC to ensure that actions taken will benefit all Florida ratepayers and will avoid scenarios such as those occurring in California.
- No cost information has been supplied by the applicants, and therefore, carte blanche cost recovery is not warranted.
- The filing raises significant jurisdictional issues that cannot be ignored, and these should be addressed before a final decision is reached. An active and strong state role is essential to facilitating any workable RTO in Florida and should be set out in a FERC/FPSC Memorandum of Understanding.
- The FERC should not rule out any alternative RTO model. Until cost information is supplied by the Applicants, there is no way to know if a for-profit Transco is superior to a not-for-profit Transco.
- The FPSC needs assurance that it will have full access to records of the RTO and the Market Monitor.

TECHNICAL CONFERENCE

The FPSC believes that there would be significant benefit to holding a technical conference in Tallahassee with the FERC. The purpose of this conference would be to address the many detailed technical and jurisdictional issues relating to the GridFlorida

filing. It would be beneficial for the FERC staff and Commissioners to meet in Florida in order to hear from the affected entities outside of the "beltway." It would also provide an opportunity for the two agencies to enter into a Memorandum of Understanding, in which the two agencies set out their respective oversight roles over the GridFlorida RTO.

The FPSC has extensive jurisdiction, pursuant to Florida law, but believes that the RTO raises novel jurisdictional questions that should be addressed in a technical conference.³ For example, the FPSC has specific authority under the Florida statutes to ensure the reliability of the grid in Florida. It is our understanding that the FERC does not have

³ **Florida Statutes, Section 366.04(2)(c):** In the exercise of its jurisdiction, the commission shall have power over electric utilities for the following purposes: . . . (c) To require electric power conservation and reliability within a coordinated grid, for operational as well as emergency purposes.

Florida Statutes, Section 366.04(5): The commission shall further have jurisdiction over the planning, development, and maintenance of a coordinated electric power grid throughout Florida to assure an adequate and reliable source of energy for operational and emergency purposes in Florida and the avoidance of further uneconomic duplication of generation, transmission, and distribution facilities.

Florida Statutes, Section 366.05(7): The commission shall have the power to require reports from all electric utilities to assure the development of adequate and reliable energy grids.

Florida Statutes, Section 366.055(1): Energy reserves of all utilities in the Florida energy grid shall be available at all times to ensure that grid reliability and integrity are maintained. The commission is authorized to take such action as is necessary to assure compliance. However, prior commitments as to energy use: (a) In interstate commerce, as approved by the Federal Energy Regulatory Commission; (b) Between one electric utility and another, which have been approved by the Federal Energy Regulatory Commission; or (c) Between an electric utility which is a part of the energy grid created herein and another energy grid shall not be abridged or altered except during an energy emergency as declared by the Governor and Cabinet.

Florida Statutes, Section 366.055(3): To assure efficient and reliable operation of a state energy grid, the commission shall have the power to require any electric utility to transmit electrical energy over its transmission lines from one utility to another or as a part of the total energy supply of the entire grid, subject to the provisions hereof.

reliability authority.⁴ The Applicants have indicated an interest in helping delineate these items relating to oversight and jurisdiction, and have noted the difficulty of “shifting jurisdictions.” Other issues relating to the planning and operation of the transmission grid also should be addressed. Finally, the FPSC currently has exclusive authority over the ratemaking for bundled retail transmission services, and that needs to be reconciled with the proposed FERC regulation of rates charged by the RTO. Through a technical conference, these difficult and cloudy issues may be addressed in a publicly noticed and open forum.⁵ We would suggest that a date be scheduled as soon as practical, pursuant to the statutory noticing requirements for this technical conference.

DECEMBER 15, 2000, SUPPLEMENTAL FILING

With respect to the December 15, 2000, supplemental filing, the Applicants have made little progress to “flesh out” the details of the proposed GridFlorida RTO. Taken together with the initial filing, the Applicants have provided a rough framework with little detail on how Florida’s electric industry will be impacted. An adequate supply of electricity

⁴ In his October 5, 1999, testimony before the U.S. House of Representatives Committee on Commerce, Subcommittee on Energy and Power, FERC Chairman James J. Hoecker, stated “while the [FERC] has authority to address discrimination in jurisdictional transmission services, it has no explicit statutory role in setting or reviewing particular reliability standards or in ensuring the security of the electrical system or the adequacy of supply. That was left largely to the industry and the States.” Also, the May 17, 2000, FERC Notice of Interim Procedures to Support Industry Reliability, stated that “the Commission does not have direct responsibility over reliability matters.”

⁵ Section 209 of the Federal Power Act sets out Use of Joint Boards; Cooperation with State Commissions. It states that the FERC may refer matters to a board to be composed of a member or members, as determined by the FERC, from the state or each of the states affected. The board shall be vested with the same power as is a member of FERC when designated to hold hearings. The Section also authorizes the FERC to confer with any state commission regarding the relationship between rate structures, costs, accounts, charges, practices, classifications, and regulations of public utilities, subject to the jurisdiction of such state commission and of the FERC. Also, the FERC is authorized to hold joint hearings with any state commission.

at reasonable cost is of paramount importance to the well-being of Florida's citizens.⁶ Due care must be taken to ensure that whatever is approved for Florida does not lead to these results. Indeed, the lessons to be learned in California that exist in Florida include the fact that there are too few wholesale competitors to facilitate a robust wholesale generating market. Plainly and simply, peninsular Florida does not currently support a fully competitive wholesale generation market. To date, Florida wholesale sales continue to be a relatively small portion of investor-owned utility sales and are predominantly conducted between Florida's utilities. As a result of legal challenges,⁷ initiated and principally supported by the Applicants in this filing, the development of merchant generation in the state has largely been restricted.⁸ Based on its current structure, the GridFlorida Transco will initially do little to foster further competition in wholesale generation markets.

The regulatory goals of ensuring safe, adequate, and reliable electric service to the public at the lowest possible cost should not be sacrificed in favor of experimenting with competition for competition's sake, particularly in light of the limited competition which currently exists in Florida under the current legal framework. It is vital to the State's economy and security that stability and affordability are maintained in the provision of

⁶ Rolling blackouts, sustained high prices, and resulting economic disruption such as are occurring in California, are not acceptable in Florida.

⁷ *Tampa Electric, Florida Power Corp. and Florida Power & Light vs. Garcia, et al. vs. the Florida Public Service Commission, Utilities Commission, City of New Smyrna Beach Power Company*, 25 Fla. Law Weekly (Fla. April 20, 2000, rehearing denied September 20, 2000).

⁸ The status of wholesale generation competition is a topic being discussed by the Florida Energy 2020 Study Commission.

electric services to the citizens of Florida. Although there is insufficient detail in the Applicant's filing, particularly the lack of any cost or benefits data, to warrant dramatic changes to the transmission services currently provided in the state, we believe that certain aspects of the filing should be supported if the GridFlorida moves forward. These would ensure that transmission service to retail loads is sustained. The FPSC supports, in concept and at least initially, the proposed GridFlorida requirements for:

- balanced schedules of resources and load to be provided by all Scheduling Coordinators, with incremental and decremental energy bids for all scheduled resources and quick-start units;
 - the grand-fathering and allocation of physical transmission rights to transmit electricity through identified congestion areas (flowgates) to retail serving electric utilities; and
 - Installed Capacity and Energy (ICE) requirements for each retail load serving utility to ensure that adequate levels of generating reserves are maintained.
- The FPSC does not, at this time, support the market clearing price style of auction.

Such pricing may result in highly volatile energy prices during peak periods and may also lead to gaming and windfall profit taking. The FPSC believes that until more experience is obtained with clearing price auctions in the face of a limited number of suppliers, actual bid quotes should be used in all energy markets, including the ancillary service markets.

Further, additional work is needed in the GridFlorida proposal to ensure the development of transmission reliability measures for the RTO that will preserve and improve the current performance and operation of the system without undue discrimination between urban and rural areas. These new jurisdictional questions need to be addressed in a technical

conference. The state role needs to be preserved and could be delineated in a Memorandum of Understanding.

The FPSC may explore initiating rulemaking to establish statewide policy under the Grid Bill on the issues of balanced schedules, physical transmission rights, installed capacity and energy, energy pricing, and transmission reliability. In addition, it remains unclear whether the RTO will qualify as an applicant under the Florida Transmission Line Siting Act or have the power of eminent domain. These are issues that can only be resolved at the state legislative level. While the Applicants argue that a joint filing with a retail serving utility may mitigate this limitation, the FPSC continues to question the prudence of GridFlorida seeking FERC approval to be the primary organization responsible for transmission planning and expansion without express legal authority to carry out these charges. Moreover, this defeats the very purpose of an RTO--to achieve independence for market participants in the provision of transmission service.

The FPSC also questions whether disputes arising with regard to the Final Transmission Expansion Plan as adopted by GridFlorida can be delegated to a FERC approved dispute resolution process as outlined in the proposed Planning Protocol (Exhibit N.1 of the filing). Florida's statutes give extensive authority to the FPSC to ensure an adequate, reliable, and coordinated statewide electric grid. To the extent that the FPSC believes that inadequacies exist in the transmission expansion plans of GridFlorida, the FPSC must take action to require appropriate remedies.

The FPSC continues to be concerned that the market monitoring function, as currently proposed, may not have sufficient scope or ample authority to address market abuses. We continue to believe that enforcement may ultimately be the responsibility of the FPSC working in concert with the FERC. At a minimum, the Market Monitor should be required to report its activities to the FPSC and respond to inquiries and concerns raised by the FPSC. The FPSC should have unrestricted access to all RTO records. To the greatest extent possible, information provided by the RTO should not be held confidential. Also, the additional layer of the market monitor may lead to additional time involved in resolution of complaints.

Finally, the FPSC believes that participation in GridFlorida by Florida's retail serving electric utilities should be purely voluntary. Utilities that do not elect to participate in the GridFlorida RTO should not be penalized through the imposition of discriminatory or higher rates. The treatment and pricing of "wheeling through" transmission services provided by utilities such as the City of Tallahassee and the Jacksonville Electric Authority have not been adequately addressed and need significant additional work.

CONCLUSION

Wherefore, the FPSC requests that a technical conference be convened in Tallahassee, Florida, in which the FPSC and FERC may work together on a Memorandum of Understanding on our roles in overseeing an RTO in Florida. Currently, the jurisdiction is muddled.

In addition, the FPSC reaffirms its previous comments in this docket:

- The geographic scope covered by this RTO, if approved, should be peninsular Florida, as proposed by the Applicants.
- The FERC should adopt a more realistic schedule which includes joint consideration by both the FERC and the FPSC to ensure that actions taken will benefit all Florida ratepayers and will avoid scenarios such as those occurring in California.
- No cost information has been supplied by the applicants, and therefore, carte blanche cost recovery is not warranted.
- The filing raises significant jurisdictional issues that cannot be ignored, and these should be addressed before a final decision is reached. An active and strong state role is essential to facilitating any workable RTO in Florida and should be set out in a FERC/FPSC Memorandum of Understanding.
- The FERC should not rule out any alternative RTO model. Until cost information is supplied by the Applicants, there is no way to know if a for-profit Transco is superior to a not-for-profit Transco.
- The FPSC needs assurance that it will have full access to records of the RTO and the Market Monitor.

Lastly, the FPSC raises some additional concerns with, as well as states its preliminary support for, certain aspects of the filing.

Respectfully submitted,

/s/

Cynthia B. Miller, Esquire
Bureau of Intergovernmental Liaison

FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0872
(850) 413-6082

DATED: January 30, 2001

**UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION**

GridFlorida LLC)
Florida Power & Light Company)
Florida Power Corporation)
Tampa Electric Company)

Docket No. RT01-67-000

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing Request for Technical Conference and Protest of the Florida Public Service Commission will be sent today by U.S. Mail to all parties on the attached service list.

/s/

Cynthia B. Miller, Esquire
Bureau of Intergovernmental Liaison

FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

DATED: January 30, 2001

Margaret M. Schaff, Esquire
Affiliated Tribes of Northwest Indians
29754 Fir Drive, Suite B
Evergreen CO 80439-8716

Robert W. Claussen, Gen. Manager
Alabama Municipal Electric Authority
P.O. Box 5220
Montgomery, Alabama 36103-5220

David Friedman, Director
American Forest & Paper Association
1111 Nineteenth Street NW, Suite 800
Washington, DC 20036-3603

Robert Berry
Automated Power Exchange, Inc.
5201 Great America Parkway
Santa Clara, CA 95054-1122

Alycia L. Goody, Esquire
Calpine Eastern
The Pilot House
2nd Floor Lewis Wharf
Boston, MA 02110

Mr. Kendall Bowman
Carolina Power & Light Co.
P O Box 1551
Raleigh, N.C. 27602-1551

Mr. Harvey Reed
Constellation Power Source Generation, Inc.
111 Market Place
Baltimore, M.D. 21202-4035

Jennifer L. Key
Steptoe & Johnson
1330 Connecticut Avenue
Washington, DC 20036

Leslie J. Paugh
Landers & Parsons
310 West College Avenue
Tallahassee, FL 32301-1406

Edward A. Ross, Senior Director
Dynergy, Inc.
1000 Louisiana Street, Suite 5800
Houston, TX 77002-5006

Ms. Christi L. Nicolay, Director
Enron Corporation
% Enron Power Marketing, Inc.
P.O. Box 1188
Houston, TX 77251-1188

Joe N. Linxwiler, Jr.
Fred Saffer & Associates
2111 East Michigan Street, Suite 219
Orlando, FL 328006-4983

Randolph L Elliott, Esquire
Miller Balis & O'Neil, P.C.
1140 Nineteenth Street NW, Suite 700
Washington, DC 20036-6601

Keith R. McCrea
Sutherland Asbill & Brennan LLP
1275 Pennsylvania Avenue NW
Washington, DC 20004-2404

James R. Crossen
Automated Power Exchange, Inc.
5201 Great America Parkway
Santa Clara, CA 95054-1122

Michael J. Zimmer, Esquire
% Calpine Eastern
Baker & McKenzie
815 Connecticut Ave NW
Washington, DC 20006-4004

Ms. Lida Decker
Constellation Power Source Generation, Inc.
111 Market Place
Baltimore, M.D. 21202-4035

Paul R. Newton PBO5E
Duke Energy Corporation
P O Box 1244
Charlotte, NC 28242-0001

Lee E. Barrett, Esquire
Duke Energy North American LLC
5400 Westheimer Court
Houston, TX 77056-5310

Mary J. Doyle, Dir of Regulatory Policy
Dynergy, Inc.
805 15th Street NW, Suite 510-A
Washington, DC 20005-2207

Julie Simon, Director
Electric Power Supply Association
1401 H Street NW, Suite 760
Washington, DC 20005-2110

Jeffrey Watkiss, Esquire
Bracewell & Patterson, LLP
% Enron Power Marketing, Inc.
2000 K St., N.W., Suite 500
Washington, D.C. 20006-1809

Sarah G. Novosel, Esquire
Enron Corporation
1775 First Street NW, Suite 800
Washington, DC 20006-2418

Mr. Albert B. Malmsjo
R. W. Beck
Olympia Place, Suite 300
800 N Magnolia Avenue
Orlando, FL 32803-3252

Robert A. Jablon
Spiegel & McDiarmid
1350 New York Avenue NW, Suite 1100
Washington, D.C. 20005-4710

C. Martin Mennes
Florida Power & Light Company
4200 West Flagler Street
Miami, FL 33134-1606

W. G. Walker, III
Florida Power & Light Company
215 S Monroe Street, Suite 810
Tallahassee, FL 32301-1839

James P. Fama
Leboeuf, Lamb, Greene & MacRae, LLP
P O Box 3621
Portland, Oregon 97208-3621

Douglas F. John, Esq.
John & Hengerer
1200 17th St., NW, Ste 600
Washington, DC 20036-3013

William D. DeGrandis
Paul, Hastings, Janosky & Walker
1299 Pennsylvania Avenue NW, Suite 10
Washington, DC 20004-2400

Gary D. Bachman, Esquire
Van Ness Feldman
1050 Thomas Jefferson Street, NW, FL 7
Washington, DC 20007

Paul H. Elwing, Manager
Lakeland Electric & Water Utilities
Dept of Electric and Water Utilities
501 E. Lemon St.
Lakeland, FL 33801-5050

Stephen G. Kozey, V.P. and General Counsel
Midwest Independent Transmission System
5517 W 74th Street
Indianapolis, IN 46208-4184

Scott A. Goorland
Florida Dept of Environmental Protection
3900 Commonwealth Boulevard MS 35
Tallahassee, FL 32399-3000

Claude L'Engle
Florida Municipal Power Agency
8553 Commodity Circle
Orlando, Florida 32819-9002

Frederick M. Bryant, General Counsel
Florida Municipal Power Agency
2061 Delta Way
Tallahassee, FL 32303-4227

Mike Naeve, Esquire
Skadden, Arps, Slate, Meagher & Flom, LLP
1440 New York Avenue, N.W.
Washington, DC 20005-2111

Henry L. Southwick, Director
Florida Power Corporation
6565 38TH Avenue North
St. Petersburg, FL 33710-1628

Darrell Dubose, Assistant General Manager
Gainesville Regional Utilities
Post Office Box 147117
Gainesville, FL 32614-7117

Julian Brix
Georgia Transmission Corporation
Post Office Box 1349
Tucker, GA 30085-1349

Mr. Ted Hobson
Jacksonville Electric Authority
21 W. Church St., 3rd Fl.
Jacksonville, FL 32201

Robert G. Miller, Manager
Kissimmee Utility Authority
Post Office Box 423219
Kissimmee, FL 34742-3219

Mace Hunter, Manager
Lakeland Electric & Water Utilities
Dept of Electric and Water Utilities
501 E. Lemon St.
Lakeland, FL 33801-5050

Stephen L. Teichler
Duane, Morris & Heckscher
1667 K Street NW, Suite 700
Washington, D.C. 20006-1643

Donna M. Sauter
McDermott, Will & Emery
for Morgan Stanley Capital Group, Inc.
600 13th Street NW
Washington DC 20005-3005

Mr. Dallas M. Peavey, Jr.
Municipal Electric Authority of Georgia
1470 Riveredge Parkway, N.W.
Atlanta, GA 30328-4640

Mr. Gary Schaeff
Municipal Electric Authority of Georgia
1470 Riveredge Parkway NW
Atlanta, GA 30328-4640

Wallace F. Tillman, General Counsel
National Rural Electric Cooperative Assn.
4301 Wilson Blvd
Arlinton, Virginia 22203-1867

Mr. Ronald L. Vaden
Director of Utilities
City of New Smyrna Beach
Post Office Box 100
New Smyrna Beach, FL 32170-0100

Mr. Paul Savage
NRG Energy, Inc.
6 Lydon Street
Concord, NH 03301-4450

George B. Taylor, Jr.
Oglethorpe Power Corporation
Post Office Box 1349
Tucker, GA 30085-1349

Gus R. Cepero
Okeelanta Corp.
P.O. Box 86
South Bay, FL 33493-8600

Mr. Thomas E. Washburn
Vice President, Transmission Business Unit
Orlando Utilities Commission
P.O. Box 3193
Orlando, FL 32802-3193

Doron F. Ezickson
McDermott, Will & Emery
for Mortan Stanley Capital Group, Inc.
28 State Street
Boston, MA 02109-1775

Glen R. Ortman
Verner, Liipfert, Bernhard, Et.al.
for Municipal Electric Authority of Georgia
901 15th Street NW, Suite 700
Washington, DC 20005-2327

Richard Wakefield
KEMA Consulting
for Municipal Electric Authority of Georgia
4400 Fair Lake Court
Fairfax VA 22033-3801

Susan N. Kelly, Esquire
Miller, Balis, O'Neil, P.C.
for National Rural Electric Cooperative Assn.
1140 19th Street, NW, Suite 700
Washington, DC 20036-6607

Mr. Harvey L. Reiter
Morrison & Hecker, LLP
1150 18th Street NW, Suite 800
Washington DC 20036-3845

Steven A. Weiler
Leonard, Street & Deinard
Suite 900, South Building
601 Pennsylvania Avenue NW
Washington, DC 2004-2601

William D. DeGrandis
Paul, Hastings, Janofsky & Walker
1299 Pennsylvania Avenue NW, Suite 10
Washington, DC 20004-2400

Randolph Q. McManus
Baker & Botts, L.L.P.
The Warner
1299 Pennsylvania Avenue NW
Washington, DC 20004-2400

Wallace Duncan, Esquire
Duncan, Weinberg, Genzer & Pembroke, P.C.
1615 M Street, NW, Suite 800
Washington, DC 20036-3213

John, K. Hawks
PG&E National Energy Group
7500 Old Georgetown Rd., Suite 1300
Bethesda, MD 20814-6133

William H. Penniman
Sutherland Asbil & Brennan LLP
1275 Pennsylvania Ave NW
Washington, DC 20004-2404

Mr. John Meyer
Reliant Energy Northeast Generation, Inc
1111 Louisiana Street, 10th Floor
Houston, TX 77002-5200

Mr. William T. Miller
Miller, Balis & O'Neil, P.C.
1140 19th Street, NW, Suite 700
Washington, DC 20036-6607

Ms. Amy Gold
Shell Energy Services Company, LLC
1221 Lamar Street, Suite 1000
Houston, TX 77010-3000

Mr. Charles A. White
South Carolina Electric & Gas Company
1426 Main Street
Columbia, SC 29201-2834

Mr. Stephen R. Pelcher
South Carolina Public Service Authority
P. O. Box 2946101
Moncks Corner, South Carolina 29461-6101

Lawrence A. Gollomp
US Department of Energy
1000 Independence Avenue SW
Washington, DC 20585-0001

Denver Rampey, Jr. Asst Administrator
Southeastern Power Administration
U.S. Dept of Energy
2 S Public Square
Elberton, GA 30635-2448

Patrick B. Pope
Southern Natural Gas Company
Post Office Box 2563
Birmingham, AL 35202-2563

Mr. John L. Giddens
Utility Business Affairs
Reedy Creek Energy Services, Inc.
P.O. Box 10000
Lake Buena Vista, FL 32830-1000

Michael C. Briggs, Senior Counsel
Reliant Energy Incorporated
801 Pennsylvania Avenue NW, Suite 620
Washington, DC 20004-2615

Timothy Woodbury, V.P.
Seminole Electric Cooperative, Inc.
16313 No. Dale Mabry Highway
P. O. Box 272000
Tampa, FL 33688-2000

Mr. Peter I. Trombley
Shell Energy Services Company, LLC
1221 Lamar Street, Suite 1000
Houston, TX 77010-3000

Catherine D. Taylor, Esquire
SCANA Corporation
1426 Main Street
Columbia, SC 29201-2834

Greg H. Williams Esquire
Cameron McKenna LLP
2175 K Street NW, 5th Floor
Washington, DC 20037-1831

Jonathan D. Schneider, Esquire
Huber Lawrence & Abell
1001 G Street NW, Suite 1225
Washington, DC 20001-4545

Leon Jourolmon, Jr.
Southeastern Power Administration
U.S. Dept of Energy
2 S Public Square
Elberton, GA 30635-2448

Glenn A. Sheffield, Director
Southern Natural Gas Company
Post Office Box 2563
Birmingham, AL 35202-2563

Pete N. Koikos
City of Tallahassee
Wholesale Energy Services
100 West Virginia Street, Floor 5
Tallahassee, FL 32301-1143

Angela Llewellyn
Tampa Electric Company
Post Office Box 111
Tampa, FL 33601-0111

Scott Helyer, Manager
Tenaska, Inc.
2000 E. Lamar Blvd., Suite 430
Arlington, TX 76006-7346

Andrew N. Chau
Tractebel, Inc.
1177 West Loop S, Suite 900
Houston, TX 77027-9083

Garson Knapp, Administrator
Williams Energy Services Company
Post Office Box 2848
Tulsa, OK 74101-2848

Secretary
Georgia Public Service Commission
244 Washington Street, SW
Atlanta, GA 30334-5799

Geoffrey Bestor, Esquire
Dickstein Shapiro Morin & Oshinsky LLP
2101 L Street NW
Washington, DC 20037

Neil Levy
Kirkland & Ellis
655 15th Street NW, Suite 1200
Washington, DC 20005-5701

Tim W. Muller
Williams Companies, Inc.
1 One Williams Center, Suite 4100
Tulsa, OK 74172-0140

Secretary
Alabama Public Service Commission
100 N. Union Street
P.O. Box 991
Montgomery, AL 36130

Jack Shreve, Esq., Public Counsel
Florida Office of Public Counsel
111 W. Madison St., Room 812
Tallahassee, FL 32399-6588