

9:48 AM
Law

LAW OFFICES

McWHIRTER, REEVES, MCGLOTHLIN, DAVIDSON & BAKAS, P.A.

JOHN W. BAKAS, JR.
LINDA C. DARSEY
C. THOMAS DAVIDSON
STEPHEN O. DECKER
LESLIE JOUGHIN, III
VICKI GORDON KAUFMAN
JOSEPH A. MCGLOTHLIN
JOHN W. McWHIRTER, JR.
RICHARD W. REEVES
FRANK J. RIEP, III
PAUL A. STRASKE

100 NORTH TAMPA STREET, SUITE 2800
TAMPA, FLORIDA 33602-5126
MAILING ADDRESS: TAMPA
P.O. BOX 3350, TAMPA, FLORIDA 33601-3350
TELEPHONE (813) 224-0860
FAX (813) 221-1854
CABLE GRANDLAW
PLEASE REPLY TO:
TALLAHASSEE

TALLAHASSEE OFFICE
315 SOUTH CALHOUN STREET
SUITE 710
TALLAHASSEE, FLORIDA 32301
TELEPHONE (904) 222-2525
FAX (904) 222-5606
OF COUNSEL
CHRISTINE E. EARLE

February 13, 1995

HAND DELIVERED

Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
101 E. Gaines Street
Tallahassee, Florida 32301

Re: Docket No. 950002-EG, Conservation Cost Recovery Clause.

Docket No. 950003-GU, Purchased Gas Adjustment (PGA)
True-up.

Dear Ms. Bayo:

Enclosed for filing and distribution are the original and 15 copies each of City Gas Company of Florida's Prehearing Statements in the above dockets. Also enclosed is a diskette containing the pleadings.

Please acknowledge receipt on the extra copies enclosed and return them to me. Thank you for your assistance.

Sincerely,

Vicki Gordon Kaufman
Vicki Gordon Kaufman

VGK/jfg

Enclosures

950002 950003
DOCUMENT NUMBER-DATE DOCUMENT NUMBER-DATE
01672 FEB 13 1995 01673 FEB 13 1995
FPSC-RECORDS/REPORTING FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Conservation Cost Recovery)
Clause.)
_____)

Docket No. 950002-EG

Filed: February 13, 1995

CITY GAS COMPANY OF
FLORIDA'S PREHEARING STATEMENT

Pursuant to Order No. PSC-95-0067-PCO-EG, City Gas Company of Florida files its Prehearing Statement.

A. APPEARANCES:

JOSEPH A. MCGLOTHLIN, VICKI GORDON KAUFMAN, McWhirter, Reeves, McGlothlin, Davidson and Bakas, 315 South Calhoun Street, Suite 716, Tallahassee, Florida 32301

On Behalf of City Gas Company of Florida.

B. WITNESSES:

<u>Witness</u>	<u>Subject Matter</u>	<u>Issues</u>
Jeffrey M. Householder	Conservation Cost Recovery True-up and Projection	1-2

C. EXHIBITS:

<u>Exhibit</u>	<u>Witness</u>	<u>Description</u>
ACK ✓ MFA _____ APP _____ CAF _____ DMU _____ DTR _____ EAG <u>Bray</u> -5 LEG <u>1</u> LIN <u>4</u> SFC _____ RCH _____ SEC <u>1</u> WAS _____ DTH _____	Jeffrey M. Householder	Schedules C-1 through C-3, C-5

D. STATEMENT OF BASIC POSITION:

City Gas Company of Florida's Statement of Basic Position:

The Commission should determine that City Gas has properly calculated its conservation cost recovery true-up and projections and that the appropriate conservation cost recovery factor to be

RECEIVED & FILED
[Signature]
EPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
01669 FEB 13 95
FPSC-RECORDS/REPORTING

applied by City Gas during the period April 1995 through March 1996 is .07563 cents per therm for the residential rate class and .01919 cents per therm for the commercial rate class.

E. STATEMENT OF ISSUES AND POSITION:

Generic Energy Conservation Cost Recovery Issues

ISSUE 1: What is the final end-of-the-period true-up amount for the period October 1, 1993 through September 30, 1994?

City Gas: Underrecovery of \$973,611, including interest. (Householder)

ISSUE 2: What is the appropriate conservation cost recovery factor for the period April 1995 through March 1996?

City Gas: .07563 cents per therm for the residential rate class and .01919 cents per therm for the commercial rate class. (Householder)

ISSUE 3: Are all the utilities participating in the conservation cost recovery clause entitled to recover their advertising expenses incurred during the period October 1993 through September 1994?

City Gas: City Gas is entitled to recover its advertising expenses incurred during the period October 1993 through September 1994.

ISSUE 4: Should the Commission open a docket to establish standards for the energy claims made in advertisements and promotional literature related to ECCR? Some of the related variables are energy efficiency, energy consumption, equipment costs, etc.

City Gas: No position at this time.

ISSUE 5: Should the electric utilities be permitted to recover the cost of their participation in the Conservation Goals dockets through conservation cost recovery?

City Gas: No position.

Company-Specific Conservation Cost Recovery Issues

ISSUE 6: [FPC] Is Florida Power Corporation's calculation of 1.00035 for a revenue tax expansion correct?

City Gas: No position.

ISSUE 7: [FPC] Is it reasonable for Florida Power Corporation to petition the Commission in a cost recovery filing for permission to combine Residential Service and General Service Non-Demand cost recovery responsibilities into one average recovery factor?

City Gas: No position.

ISSUE 8: [FPL] Is Florida Power & Light Company's proposed methodology for disbursement of its \$30,390,729 refund from DOR for overcollection of gross receipts taxes on load management credits reasonable?

City Gas: No position.

ISSUE 9: [FPL] Should Florida Power & Light Company be allowed to recover approximately \$320,000 through Conservation Research and Development (CRD) Program for preliminary research of real time pricing?

City Gas: No position.

ISSUE 10: [GPC] Should Gulf Power Company be required to institute formal reviews of conservation payroll and vehicle expenses at all levels of the Company including review at the field sites in Pensacola, Ft. Walton, and Panama City?

City Gas: No position.

ISSUE 11: [GPC] Is it appropriate for Gulf Power Company to recover conservation costs for billboards which specifically advertise by name commercial customers who have good cents buildings?

City Gas: No position.

ISSUE 12: [TECO] Is Tampa Electric Company's proposed methodology for disbursement of its \$880,208 refund from Department of Revenue for overcollection of gross receipts taxes on load management credits reasonable?

City Gas: No position.

ISSUE 13: [TECO] Should Tampa Electric Company be required to make an (\$340,562) adjustment to depreciation expense and return on investments for the True-up Period 10/93 through 9/94?

City Gas: No position.

ISSUE 14: [FPUC] Is it appropriate for Florida Public Utilities to recover conservation costs for public service advertisements attached to its conservation advertisements?

City Gas: No position.

ISSUE 15: [PGS] Should PGS be permitted to deduct allowable incentive payments from its General Service Agreements in lieu of providing a check to the participant?

City Gas: No position.

ISSUE 16: [PGS] Should PGS' incentive expense be reduced \$47,490 to remove allowance payments provided to builders who installed either water heating or home heating prior to May 1994 when the Commission approved PGS' program modification to permit allowance payments for a single appliance?

City Gas: No position.

F. STIPULATED ISSUES:

None at this time.

G. PENDING MOTIONS:

City Gas has no pending motions.

H. OTHER MATTERS:

None at this time.

Vicki Gordon Kaufman

Joseph A. McGlothlin
Vicki Gordon Kaufman
McWhirter, Reeves, McGlothlin,
Davidson & Bakas
315 South Calhoun Street
Suite 716
Tallahassee, Florida 32301

Attorneys for City Gas Company
of Florida

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the of City Gas Company of Florida's Prehearing Statement has been furnished by Hand Delivery* or by U.S. Mail to the following parties of record, this 13th day of February, 1995:

Sheila Erstling*
Division of Legal Services
Fla. Public Service Commission
101 East Gaines Street
Tallahassee, FL 32399-0850

G. Edison Holland
Jeffrey A. Stone
Beggs and Lane
Post Office Box 12950
Pensacola, FL 32576

Floyd R. Self
Messer, Vickers, Caparello,
Madsen, Lewis & Metz
Post Office Drawer 1876
Tallahassee, FL 32302-1876

Charles A. Guyton
Steel Hector and Davis
215 South Monroe Street
Suite 601
Tallahassee, FL 32301

Debbie Stitt
St. Joe Natural Gas
Company, Inc.
P.O. Box 549
Port St. Joe, Florida 32456

Richard A. Zambo, P.A.
598 S.W. Hidden River Avenue
Palm City, FL 34990

Terry Black
Pace University Energy Project
Center for Environmental
Legal Studies
78 North Broadway
White Plains, N.Y. 10603

Kenneth Gatlin
Gatlin, Woods, Carlson
and Cowdery
1709-D Mahan Drive
Tallahassee, FL 32308

John Roger Howe
Office of the Public Counsel
The Claude Pepper Building
111 West Madison Street
Tallahassee, FL 32399

Lee L. Willis
James D. Beasley
Ausley, McMullen, McGehee,
Carothers and Proctor
Post Office Box 391
Tallahassee, FL 32302

James A. McGee
Florida Power Corporation
Post Office Box 14042
St. Petersburg, FL 33733

Matthew R. Costa
MacFarlane, Ferguson, Allison
and Kelly
Post Office Box 1531
Tampa, FL 33601

Ross S. Burnaman
Debra Swim
Legal Environmental
Assistance Foundation, Inc.
1115 N. Gadsden Street
Tallahassee, FL 32303


Vicki Gordon Kaufman