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October 17, 2003

**-VIA FEDERAL EXPRESS-**

Blanca S. Bayó  
Director, Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

**Re: Docket No. 030001-EI**

Dear Ms. Bayó:

I am enclosing for filing in the above docket the original and seven (7) copies of Florida Power & Light Company's Revised Prehearing Statement, together with a diskette containing the electronic version of same. The enclosed diskette is HD density, the operating system is Windows 2000, and the word processing software in which the documents appear is Word 2000. FPL has revised its prehearing statement to address revisions in Staff's prehearing statement from its earlier list of issues with respect to the wording of Issue 14A and the consolidation of Issues 30 and 31. In addition, FPL has added reference to the rebuttal testimony of witness K. M. Dubin.

If there are any questions regarding this transmittal, please contact me at 305-577-2939.

Very truly yours,

*K. M. Dubin*  
*for JTB*  
John T. Butler

Enclosure

cc: Counsel for Parties of Record (w/encl.)

MIA2001 243038v1

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DOCUMENT NUMBER DATE  
10223 OCT 20 03  
FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

IN RE: Fuel and Purchased Power )  
Cost Recovery Clause and )  
Generating Performance )  
Incentive Factor )

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DOCKET NO. 030001-EI  
FILED: OCTOBER 20, 2003

**FLORIDA POWER & LIGHT COMPANY'S  
REVISED PREHEARING STATEMENT**

Pursuant to Order No. PSC-03-0113-PCO-EI, issued January 21, 2003, as amended by Order No. PSC-03-0427-PCO-EI, issued March 28, 2003 establishing the prehearing procedure in this docket, Florida Power & Light Company ("FPL") hereby submits its Prehearing Statement.

**A. APPEARANCES**

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**B. WITNESSES**

<u>WITNESS</u>	<u>SUBJECT MATTER</u>	<u>ISSUES</u>
G. Yupp	Fuel Adjustment	1 - 9
J. R. Hartzog	True-Up	1 - 9
K. M. Dubin	and Projections	1 - 9
K. M. Dubin	Benchmark Levels for Gains Eligible for Shareholder Incentive	10 - 11

G. Yupp K. M. Dubin	Hedging, Risk Management, Fuel Procurement	12, 14a-14b
K. M. Dubin	Plant Scherer Railcars	14c
F. Irizarry	GPIF Reward, Targets / Ranges	18-19
K. M. Dubin	Capacity Cost Recovery True-Up and Projections	24-29
K. M. Dubin	Incremental Plant Security Expenses	30, 32A

**C. EXHIBITS**

<u>EXHIBITS</u>	<u>WITNESS</u>	<u>DESCRIPTION</u>
(GY-1)	G. Yupp	Appendix I/ Fuel Cost Recovery Forecast Assumptions
(KMD-1 and KMD-2)	K. M. Dubin	Appendix I and II Fuel Cost Recovery and Capacity Cost Recovery – Final True-up Calculation – January, 2002 through December, 2002
(KMD-3 and KMD-4)	K. M. Dubin	Appendix I and II/Fuel Cost Recovery and Capacity Cost and Recovery Estimated/Actual True-up for January, 2003 through December, 2003
(KMD-5)	G. Yupp K. M. Dubin J. R. Hartzog	Appendix II/Fuel Cost Recovery E Schedules, Levelized Fuel Cost Recovery Factors for January, 2004 through December, 2004
(KMD-6)	K. M. Dubin	Appendix III / Capacity Cost Recovery Factors for January, 2004 through December, 2004
(KMD-7)	K. M. Dubin	Attachment I / Rebuttal of Kathy Welch Testimony

(FI-1)	F. Irizarry	GPIF, Performance Results January, 2002 through December, 2002
(FI-2)	F. Irizarry	GPIF, Targets and Ranges, January, 2004 through December, 2004

**D. STATEMENT OF BASIC POSITION**

None necessary.

**E. STATEMENT OF ISSUES AND POSITIONS**

**FUEL ADJUSTMENT ISSUES**

**ISSUE 1:** What are the appropriate final fuel adjustment true-up amounts for the period January, 2002 through December, 2002?

**FPL:** \$72,467,176 under-recovery. This amount was included in the midcourse correction that became effective in April 2003. (DUBIN)

**ISSUE 2:** What are the appropriate estimated/actual fuel adjustment true-up amounts for the period January, 2003 through December 2003?

**FPL:** \$344,729,859 under-recovery. (DUBIN)

**ISSUE 3:** What are the appropriate total fuel adjustment true-up amounts to be collected/refunded from January, 2004 through December, 2004?

**FPL:** \$344,729,859 under-recovery. (DUBIN)

**ISSUE 4:** What is the appropriate revenue tax factor to be applied in calculating each investor-owned electric utility's levelized fuel factor for the projection period January, 2004 through December, 2004?

**FPL:** 1.01597. (DUBIN)

**ISSUE 5:** What are the appropriate projected net fuel and purchased power cost recovery amounts to be included for the period January, 2004 through December, 2004?

**FPL:** \$3,380,102,249. (DUBIN)

**ISSUE 6:** What are the appropriate levelized fuel cost recovery factors for the period January, 2004 through December, 2004?

**FPL:** 3.742 cents/kWh. (DUBIN)

**ISSUE 7:** What are the appropriate fuel recovery line loss multipliers to be used in calculating the fuel cost recovery factors charged to each rate class/delivery voltage level class?

**FPL:** The appropriate Fuel Cost Recovery Loss Multipliers are provided in response to Issue No. 8. (DUBIN)

**ISSUE 8:** What are the appropriate fuel cost recovery factors for each rate class/delivery voltage level class adjusted for line losses?

**FPL:**

GROUP	RATE SCHEDULE	AVERAGE FACTOR	FUEL RECOVERY LOSS MULTIPLIER	FUEL RECOVERY FACTOR
A	RS-1,GS-1,SL2	3.742	1.00206	3.750
A-1*	SL-1,OL-1,PL-1	3.670	1.00206	3.678
B	GSD-1	3.742	1.00199	3.749
C	GSLD-1 & CS-1	3.742	1.00093	3.745
D	GSLD-2,CS-2,OS-2 & MET	3.742	.99366	3.718
E	GSLD-3 & CS-3	3.742	.95529	3.575

  

GROUP	RATE SCHEDULE	AVERAGE FACTOR	FUEL RECOVERY LOSS MULTIPLIER	FUEL RECOVERY FACTOR
A	RST-1,GST-1			
	ON-PEAK	4.081	1.00206	4.090
	OFF-PEAK	3.591	1.00206	3.599
B	GSDT-1,CILC-1(G)			
	ON-PEAK	4.081	1.00199	4.090
	OFF-PEAK	3.591	1.00199	3.598
C	GSLDT-1 & CST-1			
	ON-PEAK	4.081	1.00093	4.085
	OFF-PEAK	3.591	1.00093	3.595
D	GSLDT-2 & CST-2			
	ON-PEAK	4.081	.99497	4.061
	OFF-PEAK	3.591	.99497	3.573
E	GSLDT-3,CST-3			
	CILC-1(T)&ISST-1(T)			
	ON-PEAK	4.081	.95529	3.899
	OFF-PEAK	3.591	.95529	3.431

F	CILC-1(D) & ISST-1(D)			
	ON-PEAK	4.081	.99317	4.054
	OFF-PEAK	3.591	.99317	3.567

\*WEIGHTED AVERAGE 16% ON-PEAK AND 84% OFF-PEAK (DUBIN)

**ISSUE 9:** What should be the effective date of the fuel adjustment charge and capacity cost recovery charge for billing purposes?

**FPL:** The Company is requesting that the new Fuel Cost Recovery and Capacity Cost Recovery Factors should become effective with customer bills for January, 2004 through December, 2004. This will provide 12 months of billing on the Fuel Cost Recovery and Capacity Cost Recovery Factors for all customers. (DUBIN)

**ISSUE 10:** What are the appropriate actual benchmark levels for calendar year 2003 for gains on non-separated wholesale energy sales eligible for a shareholder incentive?

**FPL:** \$21,657,720. (DUBIN)

**ISSUE 11:** What are the appropriate estimated benchmark levels for calendar year 2004 for gains on non-separated wholesale energy sales eligible for a shareholder incentive?

**FPL:** \$13,554,731 subject to adjustments in the April 2004 filing to include all actual data for the year 2003. (DUBIN)

**ISSUE 12:** What is the appropriate base level for operation and maintenance expenses for non-speculative financial and/or physical hedging programs to mitigate fuel and purchased power price volatility?

**FPL:** There is no one general base level that would be appropriate for the expanded hedging program. Each category of cost requested for recovery must be evaluated on a case by case, item by item basis to determine what portion, if any, of that category of cost was included in FPL's 2002 MFRs. (DUBIN)

#### COMPANY-SPECIFIC FUEL ADJUSTMENT ISSUES

**ISSUE 14a:** Were Florida Power & Light's actions through December 31, 2002, to mitigate fuel and purchased power price volatility through implementation of its non-speculative financial and/or physical hedging programs prudent?

**FPL:** Yes. FPL prudently implemented hedging strategies throughout 2002 consistent with its market view in-order to reduce fuel price volatility for FPL's customers. The primary objective of hedging is to reduce fuel price volatility. During 2002, because of the overall upward trend of the fuel market, FPL was also able to generate \$47 million in fuel savings for its customers through its hedged positions. (YUPP)

**ISSUE 14b:** Are Florida Power & Light's actual and projected operation and maintenance expenses for 2002 through 2004 for its non-speculative financial and /or physical hedging programs to mitigate fuel and purchased power price volatility reasonable for cost recovery purposes?

**FPL:** Yes. Since the inception of its expanded hedging program in 2002, FPL has prudently managed the program to increase the sophistication of its market analysis, forecasting, trade monitoring, and risk management capabilities. This is facilitating the expansion of FPL's hedging activities on a well-informed and well-controlled basis. None of the disclosures in Staff's audit warrants an adjustment to FPL's hedging program expenses. (YUPP, DUBIN)

**ISSUE 14c:** Should the Commission approve FPL's request to recover the cost for 137 additional railcars to deliver coal to Plant Scherer?

**FPL:** Yes. These railcars are necessary to provide transportation for low cost powder river basin coal for Plant Scherer Unit 4. (YUPP, DUBIN)

#### **GENERATING PERFORMANCE INCENTIVE FACTOR (GPIF) ISSUES**

**ISSUE 18:** What is the appropriate generation performance incentive factor (GPIF) reward or penalty for performance achieved during the period January, 2002 through December, 2002 for each investor-owned electric utility subject to the GPIF?

**FPL:** \$7,449,429 reward. (IRIZARRY)

**ISSUE 19:** What should the GPIF target/ranges be for the period January, 2004 through December, 2004 for each investor-owned electric utility subject to the GPIF?

**FPL:** The targets and ranges should be as set forth in the Testimony and Exhibits of F. Irizarry including the following:

PLANT/UNIT	EAF TARGET (%)	HEAT RATE HR. TARGET (BTU/KWH)
CAPE CANAVERAL 2	89.8	9528
LAUDERDALE 4	79.6	7473
LAUDERDALE 5	89.5	7467
MANATEE 1	93.7	10,427
MANATEE 2	75.2	10,384
MARTIN 1	91.5	10,130
MARTIN 2	92.1	10,086
MARTIN 3	94.6	6885
MARTIN 4	92.0	6844
PORT EVERGLADES 3	92.7	9819
PORT EVERGLADES 4	89.7	9859
SCHERER 4	84.0	10,189
ST. LUCIE 1	86.8	10,860
ST. LUCIE 2	85.4	10,900
TURKEY POINT 3	75.8	11,140
TURKEY POINT 4	93.6	11,134

(IRIZARRY)

#### GENERIC CAPACITY COST RECOVERY FACTOR ISSUES

**ISSUE 24:** What are the appropriate final capacity cost recovery true-up amounts for the period January, 2002 through December, 2002?

**FPL:** \$12,676,723 over-recovery. (DUBIN)

**ISSUE 25:** What are the appropriate estimated/actual capacity cost recovery true-up amounts for the period January, 2003 through December, 2003?

**FPL:** \$16,048,425 over-recovery. (DUBIN)

**ISSUE 26:** What are the appropriate total capacity cost recovery true-up amounts to be collected/refunded during the period January, 2004 through December, 2004?

**FPL:** \$28,725,148 over-recovery. (DUBIN)

**ISSUE 27:** What are the appropriate projected net purchased power capacity cost recovery amounts to be included in the recovery factor for the period January, 2004 through December, 2004?

**FPL:** \$665,069,770 (DUBIN)

**ISSUE 28:** What are the appropriate jurisdictional separation factors to be applied to determine the capacity costs to be recovered during the period January, 2004 through December, 2004?

**FPL:** The appropriate jurisdictional separation factors are:  
 FPSC 98.84301%  
 FERC 1.15699% (DUBIN)

**ISSUE 29:** What are the appropriate capacity cost recovery factors for the period January, 2004 through December, 2004?

**FPL:**

RATE CLASS	CAPACITY RECOVERY FACTOR (\$/KW)	CAPACITY RECOVERY FACTOR (\$/KWH)
RS1	-	.00625
GS1	-	.00613
GSD1	2.35	-
OS2	-	.00603
GSLD1/CS1	2.39	-
GSLD2/CS2	2.30	-
GSLD3/CS3	2.25	-
CILCD/CILC	2.37	-
G		
CILCT	2.33	-
MET	2.38	-
OL1/SL1/PL1	-	.00170
SL2	-	.00410

RATE CLASS	CAPACITY RECOVERY FACTOR (RESERVATION DEMAND CHARGE) (\$/KW)	CAPACITY RECOVERY FACTOR (SUM OF DAILY DEMAND CHARGE) (\$/KW)
ISST1D	.29	.14
SST1T	.27	.13
SST1D	.28	.13

(DUBIN)

**ISSUE 30:** What is the appropriate methodology for determining the incremental costs of security measures implemented as a result of terrorist attacks committed on or since September 11, 2001?

**FPL:** There were no incremental power plant security expenses resulting from the events of September 11, 2001, or from Homeland Security responses included in FPL's 2002 MFRs. Therefore, there is no need to compare such expenses to a "base line" to determine the appropriate amount to be recovered through the Capacity Cost Recovery Factor. None of the disclosures in Staff's audit warrants an adjustment to the manner in which FPL determines incremental power plant security expenses. (DUBIN)

**ISSUE 32A:** Are Florida Power & Light's actual and projected expenses for 2002 through 2004 for its post-September 11, 2001, security measures reasonable for cost recovery purposes?

**FPL:** Yes. All the post-September 11, 2001 security costs that FPL is seeking recovery for are required by NRC Orders, Coast Guard Rule and/ or recommendations from the Department of Homeland Security authorities. None of the disclosures in Staff's audit warrants an adjustment to the manner in which FPL determines incremental power plant security expenses. (DUBIN)

**WITNESSES AND SUBJECT MATTER**

WITNESS	SPONSOR	SUBJECT MATTER	EXHIBIT TITLES
G. YUPP	FPL	Fuel Cost Recovery Forecast Assumptions	GY-1
K. M. DUBIN	FPL	Fuel Cost Recovery and Capacity Cost Recovery	KMD-3
		Estimated/Actual True-Up January, 2003 through December, 2003	KMD-4
G. YUPP	FPL	Levelized Fuel Cost Recovery	KMD-5
K. M. DUBIN	FPL	Factors for January, 2004 through	
J. R. HARTZOG	FPL	December, 2004	
K. M. DUBIN	FPL	Capacity Cost Recovery	KMD-6
		Factors for January, 2004 through December,	

2004

K. M. DUBIN	FPL	Rebuttal of Kathy Welch Testimony	KMD-7
K. M. DUBIN	FPL	Levelized Fuel Cost Recovery and Capacity Cost Recovery Final True-up for January, 2002 Through December, 2002	KMD-1 KMD-2
F. IRIZARRY	FPL	GPIF, Performance Results January, 2002 – December, 2002	FI-1
F. IRIZARRY	FPL	GPIF, Incentive Factor Targets & Ranges January, 2004 – December, 2004	FI-2

**F. STATEMENT OF LEGAL ISSUES AND POSITIONS**

FPL: None at this time.

**G. STATEMENT OF POLICY ISSUES AND POSITIONS**

FPL: None at this time.

**H. STIPULATED ISSUES**

FPL: None at this time.

**I. PENDING MOTIONS**

FPL has no outstanding motions at this time.

**J. PENDING REQUEST FOR CONFIDENTIALITY**

Florida Power & Light Company's Request for Confidential Classification for specified responses to Staff's First Set of Interrogatories and Staff's First Request for Production of Documents, filed on September 24, 2001, pending. FPL anticipates that it may file a further request for confidential classification with respect to the testimony and exhibits of Staff witness Kathy Welch.

**K. STATEMENT OF COMPLIANCE WITH ORDER ESTABLISHING  
PROCEDURE**

There are no requirements of the Order Establishing Procedure with which FPL can not comply.

Respectfully submitted,

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By: *Kevin M. Butler for JTB*  
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Florida Bar No. 283479

**CERTIFICATE OF SERVICE**  
**Docket No. 030001-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by Federal Express (\*) or United States Mail on the 17<sup>th</sup> day of October, 2003, to the following:

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