

ORIGINAL

Matilda Sanders

From: John_Butler@fpl.com
 Sent: Friday, September 15, 2006 11:24 AM
 To: Filings@psc.state.fl.us
 Cc: Alex Glenn, Esq. ; Charles Beck; Patty Christensen, Esq.; Carolyn Raepple; Gary Perko, Esq.; Jeffrey Stone, Esq.; James Beasley, Esq.; John LaVia, III, Esq.; John McWhirter, Jr., Esq.; John Burnett; Lee Willis, Esq.; Martha Brown; Joseph A. McGlothlin; Harold Mclean; Russell Badders, Esq.; Brenda Irizarry; Susan D. Ritenour (Gulf Power); Robert Scheffel Wright, Esq.; Tim Perry, Esq.
 Subject: Electronic Filing for Docket No. 060007-EI -- FPL's preliminary list of issues and positions
 Attachments: ECRC Prelim List of Issues & Pos.DOC



ECRC Prelim
 t of Issues & l
 Electronic Filing

a. Person responsible for this electronic filing:

John T. Butler
 Senior Attorney
 Florida Power & Light Company
 700 Universe Boulevard
 Juno Beach, FL 33408-0420
 (561) 304-5639
 john_butler@fpl.com

b.Docket No. 060007-EI

c. Document is being filed on behalf of Florida Power & Light Company.

d. There is a total of 5 pages.

e. The document attached for electronic filing is Florida Power & Light Company's Preliminary List of Issues and Positions.

(See attached file: ECRC Prelim List of Issues & Pos.DOC)

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- RCA _____
- SCR _____
- SGA _____
- SEC 1
- OTH _____

DOCUMENT NUMBER-DATE

08470 SEP 15 06

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Environmental Cost)
Recovery Clause)

DOCKET NO. 060007-EI
FILED: September 15, 2006

**FLORIDA POWER & LIGHT COMPANY'S
PRELIMINARY LIST OF ISSUES AND POSITIONS**

- 1. What are the appropriate final environmental cost recovery true-up amounts for the period ending December 31, 2005?

FPL: \$2,642,893 over-recovery. (DUBIN)

- 2. What are the estimated environmental cost recovery true-up amounts for the period January 2006 through December 2006?

FPL: \$13,409,744 over-recovery. (DUBIN)

- 3. What are the total environmental cost recovery true-up amounts to be collected or refunded during the period January 2007 through December 2007?

FPL: \$16,052,637 over-recovery. (DUBIN)

- 4. What are the appropriate projected environmental cost recovery amounts for the period January 2007 through December 2007?

FPL: The total environmental cost recovery amount, adjusted for revenue taxes is \$25,393,473. This amount consists of \$41,427,840 of projected environmental cost for the period January through December 2007, net of the prior periods over-recoveries and taxes. (DUBIN)

- 5. What depreciation rates should be used to develop the depreciation expense included in the total environmental cost recovery true-up amounts to be collected during the period January 2007 through December 2007?

FPL: The depreciation rates used to calculate the depreciation expense should be the rates that are in effect during the period the allowed capital investment is in service as approved by the FPSC. (DUBIN)

- 6. What are the appropriate jurisdictional separation factors for the projected period January 2007 through December 2007?

FPL: Energy Jurisdictional Factor 98.59030%
CP Demand Jurisdictional Factor 98.68536%
GCP Demand Jurisdictional Factor 100.00000% (DUBIN)

DOCUMENT NUMBER-DATE

08470 SEP 15 06

7. What are the appropriate environmental cost recovery factors for the period January 2007 through December 2007 for each rate group?

FPL: Rate Class	Environmental Recovery Factor (\$/kWh)
RS1/RST1	0.00024
GS1/GST1	0.00024
GSD1/GSDT1/HLFT(21-499 kW)	0.00023
OS2	0.00021
GSLD1/GSLDT1/CS1/CST1/HLFT(500-1999 kW)	0.00023
GSLD2/GSLDT2/CS2/CST2/HLFT(2000 kW+)	0.00022
GSLD3/GSLDT3/CS3/CST3	0.00021
ISST1D	0.00022
ISST1T	0.00018
SST1T	0.00018
SST1D1/SST1D2/SST1D3	0.00022
CILC D/CILC G	0.00021
CILC T	0.00020
MET	0.00023
OL1/SL1/PL1	0.00017
SL2/GSCU1	0.00021
	(DUBIN)

8. What should be the effective date of the new environmental cost recovery factors for billing purposes?

FPL: The new environmental cost recovery factors should become effective with customer bills for January 2007 through December 2007, with such factors to become effective starting with meter readings scheduled to be read on or after Cycle Day 3 and with the factors to remain in effect until modified by subsequent order of this Commission. This will provide 12 months of billing on the environmental cost recovery factors for all customers. (DUBIN)

COMPANY-SPECIFIC ISSUES

9. Should FPL be allowed to recover costs associated with the Clean Air Mercury Rule (CAMR) Compliance Project?

FPL: Yes. This project is required in order to comply with nation-wide standards of performance for mercury emissions from coal fired electric generating units imposed by the U.S. Environmental Protection Agency (EPA) and the Florida Department of Environmental Protection (FDEP). (LABAUVE)

10. How should the projected environmental costs for the CAMR Compliance Project be allocated to the rate classes?

FPL: Proposed capital costs for the CAMR Compliance Project should be allocated to the rate classes on an average 12 CP demand basis. Projected operating and maintenance costs should be allocated to the rate classes on an energy basis. (DUBIN)

11. Should FPL be allowed to include Turkey Point Unit 5 as part of its previously approved Selective Catalytic Reduction (SCR) Consumables Project?

FPL: Yes. The PSD construction permit issued by the FDEP for Turkey Point Unit 5 requires the installation and operation of an SCR system for NOx control. This requirement is consistent with the requirements at Martin Unit 8 and Manatee Unit 3, which were the units originally included in the SCR Consumables Project. (LABAUVE)

WITNESSES AND SUBJECT MATTER

WITNESS	SPONSOR	SUBJECT MATTER	EXHIBIT TITLES
K. M. DUBIN	FPL	ECRC Final True-up for January through December 2005	KMD-1
		ECRC Estimated/Actual True-up for January through December 2006	KMD-2
		ECRC projections for January through December 2007	KMD-3
R.R. LABAUVE	FPL	Clean Air Mercury Rule (CAMR) Compliance Project	RRL-1, RRL-2 RRL-3 RRL-4
		Inclusion of Turkey Point Unit 5 as part of FPL's previously approved Selective Catalytic Reduction (SCR) Consumables Project	RRL-5

Respectfully submitted,

R. Wade Litchfield, Esq.
Associate General Counsel
John T. Butler, Esq.
Senior Attorney
Law Department
Florida Power & Light Company
700 Universe Boulevard
Miami, Florida 33408-0420
Telephone: 561-304-5639
Fax: 561-691-7135

By: /s/ John T. Butler
John T. Butler
Fla. Bar No. 283479

CERTIFICATE OF SERVICE

Docket No. 060007-EI

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Preliminary List of Issues and Positions has been furnished by electronic delivery on September 15, 2006 to the following:

Martha Brown, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Charles J. Beck, Esq.
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, Florida 32399

Lee L. Willis, Esq.
James D. Beasley, Esq.
Ausley & McMullen
Attorneys for Tampa Electric Company
P.O. Box 391
Tallahassee, Florida 32302

John T. Burnett, Esq.
Progress Energy Service
Company, LLC
P.O. Box 14042
St. Petersburg, Florida 33733-4042

Timothy J. Perry, Esq.
McWhirter, Reeves, McGlothlin,
Davidson, et al.
Attorneys for FIPUG
117 South Gadsden Street

Gary V. Perko, Esq.
Hopping Green & Sams
P.O. Box 6526
Tallahassee, FL 32314
Attorneys for Progress Energy
Florida

John W. McWhirter, Jr., Esq.
McWhirter, Reeves, McGlothlin,
Davidson, et al.
Attorneys for FIPUG
400 North Tampa Street, Suite 2450
Tampa, Florida 33602

Jeffrey A. Stone, Esq.
Russell A. Badders, Esq.
Beggs & Lane
Attorneys for Gulf Power Company
P.O. Box 12950
Pensacola, Florida 32576-2950

Robert Scheffel Wright, Esq.
John T. LaVia, III, Esq.
Young van Assenderp, P.A.
Attorneys for Florida Retail Federation
225 South Adams Street, Suite 200
Tallahassee, FL 32301

By: /s/ John T. Butler
John T. Butler