

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: August 27, 2009
TO: Ann Cole, Commission Clerk - PSC, Office of Commission Clerk
FROM: Katherine E. Fleming, Senior Attorney, Office of the General Counsel *KEF*
RE: Docket No. 090079-EI - Petition for increase in rates by Progress Energy Florida, Inc.

Please place the attached document in the above-referenced docket file. Thank you.

KEF

RECEIVED-FPSC
09 AUG 27 AM 10:04
COMMISSION
CLERK

DOCUMENT NUMBER-DATE

08889 AUG 27 8

FPSC-COMMISSION CLERK

Katherine Fleming

From: Richard (Rick) Melson [rick@rmelsonlaw.com]
Sent: Wednesday, August 26, 2009 4:18 PM
To: Katherine Fleming
Cc: Charles Rehwinkel
Subject: FW: Consolidation of Pension Accounting Docket with Rate Case Docket

Importance: High

Katherine:

The following e-mails reflect PEF and OPC's agreement on the handling of the pension accounting docket. If you need anything further, please give me a call.

Thanks,
Rick Melson
(850) 894-1351

-----Original Message-----

From: REHWINKEL.CHARLES [mailto:REHWINKEL.CHARLES@leg.state.fl.us]
Sent: Wednesday, August 26, 2009 3:59 PM
To: Richard (Rick) Melson
Subject: Re: Consolidation of Pension Accounting Docket with Rate Case Docket

I concur.

Sent from my iPhone

On Aug 26, 2009, at 3:55 PM, "Richard (Rick) Melson" <rick@rmelsonlaw.com> wrote:

Charles:

Ms. Fleming has asked us to confirm to her that:

1. Both PEF and the Intervenor who protested the PAA pension accounting order agree to consolidation of the pension accounting docket (No. 090145-EI) with the rate case docket (No. 090079-EI) so that the protest can be resolved by year end.

2. The three issues we agreed to last week with regard to the creation of a regulatory asset and the deferral of pension expenses (numbers 119, 120 and 121 in staff's composite issue list) are intended as restatements of the three issues raised in the Intervenor's protest, and are the appropriate issues to include in the consolidated proceeding.

Please confirm that this reflects your understanding. If it does, I will forward this e-mail to Ms. Fleming to document our agreement.

Thanks,

Rick Melson
(850) 894-1351