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October 13, 2010

**-VIA HAND DELIVERY -**

Ms. Ann Cole  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850


**Re: Docket No. 100002-EG  
Energy Conservation Cost Recovery Clause**

Dear Ms. Cole:

Enclosed for filing in the above docket is an original and seven (7) copies of Florida Power & Light Company's Prehearing Statement.

If there are any questions regarding this transmittal, please contact me at 561-691-2512

Sincerely,

  
for Kenneth M. Rubin

Enclosures

cc: Counsel for parties of record (w/encl.)

- COM \_\_\_\_\_
- APA \_\_\_\_\_
- ECR \_\_\_\_\_
- GCL \_\_\_\_\_
- RAD \_\_\_\_\_
- SSC \_\_\_\_\_
- ADM \_\_\_\_\_
- OPC \_\_\_\_\_
- CLK \_\_\_\_\_

*4+1 CD containing the same also fwd.*

DOCUMENT NUMBER DATE  
08579 OCT 13 2010  
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Energy Conservation Cost )  
Recovery Clause )  
\_\_\_\_\_ )

Docket No. 100002-EG

Filed: October 13, 2010

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

Florida Power & Light Company ("FPL"), pursuant to Order No. PSC-10-0118-PCO-EG, hereby files its Prehearing Statement in Docket No. 100002-EG.

**I. FPL WITNESSES**

<u>Witness</u>	<u>Subject Matter</u>
Terry J. Keith	Issue 1, 3 & 4
Anita Sharma	Issue 2

**II. EXHIBITS**

<u>Exhibit</u>	<u>Content</u>	<u>Sponsoring Witness</u>
AS-1	Schedules CT-1 through CT-4	T.J.Keith/A. Sharma
AS-1	Schedules CT-5 through CT-6, Appendix A	A. Sharma
AS-2	Schedules C-1 through C-2	T.J. Keith/A. Sharma
AS-3	Schedules C-1 through C-4	T.J. Keith/A. Sharma
AS-3	Schedule C-5	A. Sharma

**III. STATEMENT OF BASIC POSITION**

FPL's proposed Conservation Cost Recovery Factors for the January 2011 through December 2011 recovery period and true-up amounts for the prior periods should be approved.

DOCUMENT NUMBER-DATE

08579 OCT 13 2010

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**IV ISSUES AND POSITIONS**

**ISSUE 1:** What are the final conservation cost recovery true-up amounts for the period January 2009 through December 2009?

FPL: \$ 5,558,900 under recovery. ( KEITH)

**ISSUE 2:** What are total conservation cost recovery amounts to be collected during the period January 2011 through December 2011?

FPL: If the total conservation cost recovery amounts to be collected during the period January 2011 through December 2011 are based on the current DSM Plan adopted in 2004 and the prior DSM goals adopted in Docket No. 040029-EG, then the total conservation cost recovery amount to be collected during this period would be \$234,764,765. FPL has presented this recovery amount in its petition and testimony as Alternative 1. Alternatively, if the Commission timely approves the proposed DSM Plan submitted to the Commission for approval in Docket No. 100155-EG and utilizes the current 2011 goals established in Order No. PSC-09-0855- FOF-EG, the total conservation cost recovery amount to be collected during the period January 2011 through December 2011 is \$359,331,815. FPL has presented this recovery amount in its petition and testimony as Alternative 2. (SHARMA)

**ISSUE 3:** What are the conservation cost recovery factors for the period January 2011 through December 2011?

FPL: If the Commission uses the current DSM Plan adopted in 2004 and the prior DSM goals adopted in Docket No. 040029-EG (i.e., Alternative 1), the following conservation cost recovery factors will apply:

Rate Class	Conservation Recovery Factor (\$/KW)	Conservation Recovery Factor (\$/kwh)
RS1/RST1	-	0.00244
GS1/GST1/WIES1	-	0.00237
GSD1/GSDT1/HLFT1 (21-499 kW)	0.78	-
OS2		0.00228
GSLD1/GSLDT1/CS1/CST1/HLFT2 (500-1,999 kW)	1.00	-
GSLD2/GSLDT2/CS2/CST2/HLFT3 (2,000+ kW)	1.00	-
GSLD3/GSLDT3/CS3/CST3	1.02	-
ISST1D	**	-
ISST1T	**	-
SST1T	**	-
SST1D1/SST1D2/SST1D3	**	-
CILC D/CILC G	1.09	-
CILC T	1.11	-

MET	0.96	-
OL1/SL1/PL1	-	0.00144
SL2, GSCU1	-	0.00190

	Reservation Demand Charge ** (\$/kw)	Sum of Daily Demand Charge ** (\$/kw)
ISST1D	\$0.11	\$0.05
ISST1T	\$0.11	\$0.05
SST1T	\$0.11	\$0.05
SST1D1/SST1D2/SST1D3	\$0.11	\$0.05

KEITH

If the Commission timely approves the proposed DSM Plan submitted to the Commission for approval in Docket No. 100155-EG and utilizes the current 2011 goals established in Order No. PSC-09-0855-FOF-EG (*i.e.*, Alternative 2) the following conservation cost recovery factors will apply:

Rate Class	Conservation Recovery Factor (\$/KW)	Conservation Recovery Factor (\$/kwh)
RS1/RST1	-	0.00364
GS1/GST1/WIES1	-	0.00358
GSD1/GSDT1/HLFT1 (21-499 kW)	1.22	-
OS2		0.00347
GSLD1/GSLDT1/CS1/CST1/HLFT2 (500-1,999 kW)	1.57	-
GSLD2/GSLDT2/CS2/CST2/HLFT3 (2,000+ kW)	1.63	-
GSLD3/GSLDT3/CS3/CST3	1.67	-
ISST1D	**	-
ISST1T	**	-
SST1T	**	-
SST1D1/SST1D2/SST1D3	**	-
CILC D/CILC G	1.77	-
CILC T	1.84	-
MET	1.48	-
OL1/SL1/PL1	-	0.00277
SL2, GSCU1	-	0.00317

RATE CLASS	RESERVATION DEMAND CHARGE ** (\$/kw)	SUM OF DAILY DEMAND CHARGE ** (\$/kw)	
ISST1D	\$0.17	\$0.08	
ISST1T	\$0.17	\$0.08	
SST1T	\$0.17	\$0.08	
SST1D1/SST1D2/SST1D3	\$0.17	\$0.08	KEITH

**ISSUE 4:** What should be the effective date of the new conservation cost recovery factors for billing purposes?

FPL: Cycle Day 1 of the January 2011 billing period through the end of the December 2011 billing period or thereafter until modified by the Commission. (KEITH)

**V. STIPULATED ISSUES**

None at this time

**VI PENDING MOTIONS**

FPL has no pending motions or other matters upon which it seeks action other than its pending petitions for approval.

**VII PENDING REQUEST FOR CONFIDENTIALITY**

FPL's second request for extension of confidential classification of material provided pursuant to Audit No. 06-0404-4-1, DN 08082-10, dated September 27, 2010

FPL's revised first request for extension of confidential classification of materials provided pursuant to Audit no. 08-037-4-2, DN 08091-10, dated September 27, 2010

FPL's fourth request for extension of confidential classification of materials provided to Audit No. 02-064-4-1, DN 08087-10, dated September 27, 2010

FPL's request for confidential classification of materials provided pursuant to Audit No. 09-350-4-1, DN 05373-10, dated June 30, 2010

**VIII OBJECTIONS TO A WITNESS' QUALIFICATION AS AN EXPERT**


None at this time.

**IX REQUIREMENTS OF THE PREHEARING ORDER THAT CANNOT BE MET**

FPL believes it has complied with all the requirements regarding prehearing procedures.

Respectfully submitted this 13<sup>th</sup> day of October, 2010.

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By:   
6/1 Kenneth M. Rubin  
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## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Prehearing Statement was served by electronic mail and U.S. Mail this 13<sup>th</sup> day of October, 2010 to the following:

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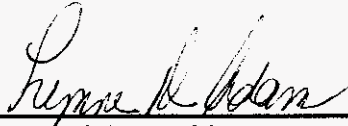
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