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September 12, 2012

-VIA HAND DELIVERY -

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

RECEIVED FPSC
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 COMMISSION
 CLERK

**Re: Docket No. 120002-EG
 Energy Conservation Cost Recovery Clause**

Dear Ms. Cole:

I am enclosing for filing in the above referenced docket the following materials:

1. The original and seven (7) copies of Florida Power & Light Company's Petition for Approval of its Conservation Cost Recovery Factors for the Period January 2013 through December 2013. *DN 06147-12*
2. The original and fifteen (15) copies of the prefiled testimony and exhibits of FPL witnesses Anita Sharma and Terry J. Keith in support of the foregoing Petition. *DN 06148-12*

Also included herewith is a CD containing an electronic file of FPL's Petition for Approval of its Conservation Cost Recovery Factors for the Period January 2013 through December 2013.

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

Sincerely,

Kenneth M. Rubin

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

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

**In re: Energy Conservation Cost)
Recovery Clause)**
_____)

Docket No. 120002-EG

Filed: September 12, 2012

**PETITION OF FLORIDA POWER & LIGHT COMPANY FOR
APPROVAL OF ITS CONSERVATION COST RECOVERY FACTORS FOR THE
PERIOD JANUARY 2013 THROUGH DECEMBER 2013**

Florida Power & Light Company ("FPL"), pursuant to Section 366.82(2), Florida Statutes, Rule 25.17.015, Florida Administrative Code, Order No. PSC-93-0709-FOF-EG, and Order No. PSC-98-1084-FOF-PU, hereby petitions the Florida Public Service Commission ("Commission") for approval of the Conservation Cost Recovery Factors ("ECCR") shown on Schedule C-1, page 3 of 3, attached hereto and incorporated by reference, to be applied during the January 2013 through December 2013 billing period and to continue in effect thereafter until modified by the Commission. The grounds for this Petition are as follows:

1. The name and the address of the affected agency are:

Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

2. FPL's address is 700 Universe Boulevard, Juno Beach, FL 33408.

Correspondence, notices, orders, motions and other documents concerning this petition should be sent to:

Kenneth Hoffman
Vice President Regulatory Support
Florida Power & Light Company
215 South Monroe Street, Suite 810
Tallahassee, Florida 32301
(850) 521-3900 Telephone
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DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

3. FPL is an investor-owned electric utility regulated by the Commission pursuant to Chapter 366, Florida Statutes. FPL is subject to the Florida Energy Efficiency Conservation Act (“FEECA”), and its ECCR clause is subject to the Commission’s jurisdiction. Pursuant to Rule 25-17.015(1)(d), Florida Administrative Code, and Order Nos. PSC-93-0709-FOF-EG, PSC-93-1845-FOF-EG and PSC-98-1084-FOF-PU (among others), the Commission has authorized ECCR Factors. FPL’s substantial interest in the recovery of its conservation-related expenditures will be affected by this proceeding.

4. FPL’s ECCR Factors were calculated consistent with the order establishing annual ECCR Factors, Order No. PSC-93-0709-FOF-EG, and the order establishing the ECCR cost of service methodology, Order No. PSC-93-1845-FOF-EG. The factors are designed to recover the projected conservation program expenses for the period January 2013 through December 2013 adjusted for (a) the actual/estimated true-up for the period January 2012 through December 2012, and (b) the final conservation true-up for the period January 2011 through December 2011, as well as an interest provision for both true-ups. The calculation of these factors and the supporting documentation are contained in the prepared prefiled testimony of FPL witnesses Anita Sharma and Terry Keith and in Exhibit AS-2, which are being filed with and are incorporated by reference in this Petition.

5. FPL projects total conservation program costs, net of all program revenues, of \$229,312,692 for the period January 2013 through December 2013. The net true-up is an over recovery of \$2,593,639, which includes the final conservation over-recovery of \$8,586,294 for the period January 2011 through December 2011 that was reported on FPL’s Schedule CT-1 filed May 2, 2012, and the actual/estimated true-up under-recovery for January 2012 through December 2012 of \$5,992,654. The total recoverable conservation costs and applicable taxes, net of program revenues and reflecting the applicable over or under recoveries to be recovered

during the January 2013 through December 2013 period are \$226,820,100, and the ECCR Factors which are included in Exhibit AS-2 are designed to recover this level of costs and taxes.

6. FPL is not aware of any disputed issues of fact. This petition is not in response to a prior agency decision, so the petition cannot state when and how it “received notice of the agency decision.” The Commission should approve the ECCR Factors for the period January 2013 through December 2013 shown on Schedule C-1, page 3 of 3. FPL is entitled to relief pursuant to Section 366.82(2), Florida Statutes, Rule 25-17.015, Florida Administrative Code, Order No. PSC-93-0709-FOF-EG, and Order No. PSC-98-1084-FOF-PU.

WHEREFORE, FPL respectfully petitions the Commission to approve for the billing period January 2013 through December 2013, and to continue in effect thereafter until modified by the Commission, the ECCR Factors for the period January 2013 through December 2013 shown on Schedule C-1, page 3 of 3.

Respectfully submitted,

R. Wade Litchfield, Esq.
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By: 

Kenneth M. Rubin
Florida Bar No. 349038

CERTIFICATE OF SERVICE
DOCKET NO. 120002-EG

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by electronic mail this 12th day of September, 2012 to the following:

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