

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery clause with generating performance incentive factor.

DOCKET NO. 130001-EI  
ORDER NO. PSC-13-0514A-PHO-EI  
ISSUED: October 31, 2013

**ORDER AMENDING PREHEARING ORDER**

The Prehearing Order, Order No. PSC-13-0514-PHO-EI, issued on October 28, 2013 in Docket No. 130001-EI, contains scrivener's errors regarding certain proposed stipulated issues.

In Section X, in Stipulated Issues 2C, 2D, and 25E, the position of the Office of Public Counsel (OPC) was misstated; in Stipulated Issue 11, Tampa Electric Company's (Tampa Electric) amount contained a numeric error; and in Stipulated Issue 23, the chart with Florida Power & Light Company's (FPL) SDTR Factors for June 2014 – December 2014 was missing. To prevent confusion among the parties and staff, these errors in the amended stipulations are corrected as set forth below.

X. PROPOSED STIPULATIONS

**COMPANY-SPECIFIC FUEL ADJUSTMENT ISSUES**

**Florida Power & Light Company**

**ISSUE 2C:** What is the appropriate amount of Incremental Optimization Costs for Personnel, Software, and Hardware Costs that FPL should be allowed to recover through the Fuel Clause?

*\*Type B Stipulation<sup>1</sup>*

*The appropriate amount of Incremental Optimization Costs for Personnel, Software, and Hardware Costs that FPL should be allowed to recover through the Fuel Clause is \$263,527 for the period January 2013 through December 2013 and \$389,472 for the period January 2014 through December 2014. By taking "no position" with respect to the issue of the amount that the Commission should authorize FPL to recover in the instant proceeding to implement FPL's "asset optimization" program approved in Order No. PSC-13-0023-S-EI ("Order 0023"), OPC does not waive and expressly reaffirms its appeal of Order 0023 now pending before the Florida Supreme Court in Case No. SC13-144. While Order 0023 is effective during the pendency of the appeal, any amounts approved to be collected in conjunction with Issue (2C) (2D) in this proceeding are subject to the ruling of the Florida Supreme Court in that appeal.*

<sup>1</sup> In a Type B Stipulation, some parties take no position and do not object to the stipulation.

**ISSUE 2D:** What is the appropriate amount of Incremental Optimization Costs for Variable Power Plant Operations and Maintenance Costs over the 514 Megawatt Threshold that FPL should be allowed to recover through the Fuel Clause?

*\*Type B Stipulation*

*The appropriate amount of Incremental Optimization Costs for Variable Power Plant Operations and Maintenance Costs over the 514 Megawatt Threshold that FPL should be allowed to recover through the Fuel Clause is \$1,853,392 for the period January 2013 through December 2013 and \$1,722,910 for the period January 2014 through December 2014. By taking no position on this issue, OPC does not waive its appeal of the Final Order which is currently pending before the Florida Supreme Court in Case No. SC13-144.*

#### **GENERIC FUEL ADJUSTMENT ISSUES**

**ISSUE 11:** What are the appropriate projected total fuel and purchased power cost recovery amounts for the period January 2014 through December 2014?

*\*Type B Stipulation*

*The appropriate projected total fuel and purchased power cost recovery amounts for the period January 2014 through December 2014 are as follows:*

*TECO:           \$ 717,157,390*

#### **GENERATING PERFORMANCE INCENTIVE FACTOR ISSUES**

**ISSUE 23:** What are the appropriate fuel cost recovery factors for each rate class/delivery voltage level class adjusted for line losses?

*\*Type B Stipulation*

*The fuel cost recovery factors used by each utility in calculating the fuel cost recovery factors charged to each rate class/delivery voltage level class adjusted for line losses are as follows:*

**FPL:**

DETERMINATION OF SEASONAL DEMAND TIME OF USE RIDER (SDTR)

ESTIMATED FOR THE PERIOD OF: JUNE 2014 THROUGH DECEMBER 2014

OFF PEAK: ALL OTHER HOURS

(1) GROUPS	(2) RATE SCHEDULE	(3) - (5) JUNE - SEPTEMBER		
		Average Factor	Fuel Recovery Loss Multiplier	Fuel Recovery Factor
B	GSD(T)-1 On-Peak	6.001	1.00284	6.018
	GSD(T)-1 Off-Peak	2.777	1.00284	2.785
C	GSLD(T)-1 On-Peak	6.001	1.00186	6.012
	GSLD(T)-1 Off-Peak	2.777	1.00186	2.782
D	GSLD(T)-2 On-Peak	6.001	0.99328	5.961
	GSLD(T)-2 Off-Peak	2.777	0.99328	2.758

Note: On-Peak Period is defined as June through September, weekdays 3:00pm to 6:00pm  
 Off Peak Period is defined as all other hours.

Note: All other months served under the otherwise applicable rate schedule.  
 See Schedule E-1E, Page 1 of 2.

Note: Totals may not add due to rounding.

**COMPANY-SPECIFIC CAPACITY COST RECOVERY FACTOR ISSUES**

**Florida Power and Light Company**

**ISSUE 25E:** Should the Commission approve FPL's proposed generation base rate adjustment (GBRA) factor of 4.565 percent for the Riviera Beach Energy Center (RBEC)?

*\*Type B Stipulation*

*Yes. The Commission should approve FPL's proposed generation base rate adjustment (GBRA) factor of 4.565 percent for the Riviera Beach Energy Center. The GBRA for the Riviera Beach Energy Center was approved by the Commission in Final Order No. PSC-13-0023-S-EI in Docket 120015-EI. By taking "no position" with respect to the issue of the amount that the Commission should authorize FPL to collect in the instant proceeding regarding the Riviera "generation base rate adjustment" approved in Order No. PSC-13-0023-S-EI ("Order 0023"), OPC does not waive and expressly reaffirms its appeal of Order*

0023 now pending before the Florida Supreme Court in Case No. SC13-144. While Order 0023 is effective during the pendency of the appeal, any amounts approved to be collected in conjunction with Issue 25E in this proceeding are subject to the ruling of the Florida Supreme Court in that appeal.

Based on the foregoing, it is

ORDERED by Commissioner Eduardo E. Balbis, as Prehearing Officer, that Prehearing Order No. PSC-13-0514-PHO-EI is amended to accurately reflect the foregoing corrections. It is further

ORDERED that Order No. PSC-13-0514-PHO-EI is affirmed in all other respects.

By ORDER of Commissioner Eduardo E. Balbis, as Prehearing Officer, this 31st day of October, 2013.



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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.