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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Approval of Demand-Side)
Management Plan of FLORIDA)
POWER & LIGHT COMPANY)
_____)

DOCKET NO. 941170-EG
FILED: NOVEMBER 21, 1994

PETITION OF PEOPLES GAS SYSTEM, INC.
FOR LEAVE TO INTERVENE

Peoples Gas System, Inc. ("Peoples"), pursuant to Commission Rule 25-22.039, Florida Administrative Code, hereby petitions the Commission for leave to intervene in the above-styled proceeding. In support of its Petition, Peoples states as follows.

BACKGROUND

1. The name and principal mailing address of the Intervenor are:

ACK	_____	Peoples Gas System, Inc.
AFA	_____	111 Madison Street
APP	_____	Post Office Box 2562
CAF	_____	Tampa, Florida 33601-2562 .
CMU	_____	For deliveries by hand or by courier service, the ZIP Code for 111
CTR	_____	Madison Street is 33602.
EAC	<u>Ship</u>	The person to whom notices, orders, and pleadings in this
LEB	<u>Palecki</u>	_____ docket should be addressed is:
LR	<u>6</u>	
OPD	<u>1</u>	Robert Scheffel Wright
RCR	_____	Landers & Parsons
SE	<u>1</u>	310 West College Avenue
WAS	_____	Post Office Box 271
WH	<u>on</u>	Tallahassee, Florida 32302 .
WH	_____	For deliveries by hand or by courier service, the ZIP Code for 310
		West College Avenue is 32301.

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DOCUMENT NUMBER-DATE

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FPSC-BUREAU OF RECORDS

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FPSC-RECORDS/REPORTING

Peoples also requests that a courtesy copy of all notices, orders, and pleadings be furnished to:

Mr. Vernon I. Krutsinger
Manager, Energy Utilization
Peoples Gas System, Inc.
Post Office Box 2562
Tampa, Florida 33601-2562 .

For deliveries by hand or by courier service, the ZIP Code for 111 Madison Street is 33602.

4. Peoples is a natural gas distribution company and a public utility as defined in Section 366.02(1), Florida Statutes, subject to the Commission's jurisdiction. Peoples provides natural gas service to approximately 210,000 residential, commercial, governmental, and industrial customers in 211 Florida cities in several geographic areas within the State. Peoples also provides transportation service for customer-owned natural gas. Peoples maintains division offices in North Miami, Miami, Tampa, St. Petersburg, Lakeland, Sarasota, Palm Beach Gardens, Avon Park, Daytona Beach, Eustis, Jacksonville, and Orlando. In accord with its Commission-approved Energy Conservation Plan, Peoples provides energy conservation information, advice, support, and services to eligible home-builders and homeowners who install gas appliances under specified conditions.

5. Florida Power & Light Company ("FPL") is a public utility subject to the Commission's jurisdiction under Chapter 366, Florida Statutes, providing retail electric service in most of the eastern half of Peninsular Florida and southwest Florida. FPL's and

Peoples' service areas overlap in several geographic areas, including Miami, Sarasota, Daytona Beach, and Palm Beach Gardens.

SUBSTANTIAL INTERESTS AFFECTED

6. Peoples presently provides energy conservation advice, support, and services through ten energy conservation programs that comprise Peoples' Commission-approved Energy Conservation Plan. These programs provide significant energy conservation benefits via the efficient use of natural gas to displace electric generating capacity and energy.

7. Peoples participated in PSC Docket No. 920606-EG, in which the Commission adopted certain rules and rule amendments relating to conservation goals for electric utilities. Peoples further participated in Docket No. 930548-EG, in which the Commission adopted certain energy conservation goals for FPL.

8. The instant docket will involve the review and approval of a conservation plan and programs by which FPL will be expected to achieve its established goals. Many of FPL's potential programs would, if implemented, affect Peoples' conservation programs by providing incentive payments, bill credits, and other inducements to customers to select electric end-use measures, with the practical effect of favoring such electric measures over natural gas appliances that serve the same end use applications. In particular, electric "conservation" measures that provide incentives to residential customers to use electric water heating and electric space heating will reduce the cost to such customers

of using electric appliances and will thereby induce some of those customers to select electric end use appliances over natural gas appliances, including those for which Peoples provides incentives, advice, and support via its Commission-approved conservation plan and programs. Thus, the approval of a conservation plan and programs for FPL will directly affect the substantial interests of Peoples and its general body of ratepayers.

9. This proceeding was docketed on November 3, 1994. Pursuant to the Case Assignment and Scheduling Record, FPL is to file its DSM Plan herein on January 23, 1995. At this early point in this docket, i.e., before FPL files its DSM Plan, Peoples is unable to identify with certainty any disputed issues of material fact or to state positions thereon. However, Peoples believes that there will be disputed issues of fact as to the cost-effectiveness of proposed programs that would provide incentives to customers to choose electric end-use measures where natural gas service is available and where gas appliances can serve the same end-use applications. Peoples also believes that there will likely be mixed issues of fact and policy regarding the terms and conditions under which such electric measures may be offered. FPL may also propose programs that offer incentives for Gas DSM measures; as the primary gas distribution company in FPL's service area, Peoples would expect to address any such offerings as well.

10. Pursuant to procedural orders and case schedules (CASRs) issued in this docket, Peoples will raise specific issues and provide its positions thereon at the appropriate times and points in the proceeding.

11. Peoples wishes to clarify at the outset that it has no intention of attempting to re-litigate the general issues addressed in the Conservation Goals Dockets, FPSC Docket Nos. 930548-EG through 930551-EG. Peoples does intend to raise program-specific implementation issues relative to the specific DSM Plan and program elements thereof filed by FPL herein.

WHEREFORE, Peoples Gas System respectfully prays the Commission to enter its order granting this Petition for Leave to Intervene, permitting Peoples to participate as a full party in this proceeding, and directing that copies of all pleadings, orders, notices, and other communications filed, given, or entered herein be furnished to the persons named in paragraph 2 of this Petition.

Respectfully submitted this 21st day of November, 1994.



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Attorneys for
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by hand delivery (*) or by United States Mail, postage prepaid, on the following individuals this 21st day of November, 1994:

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