

STEEL  
HECTOR  
DAVIS

Steel Hector & Davis, Inc.  
215 South Monroe, Suite 601  
Tallahassee, Florida 32301-1894  
904.222.2300

March 19, 1997

**RECEIVED**  
MAR 19 1997

Charles A. Guyton

FPSC-RECORDS/REPORTING

**ORIGINAL**  
**THE COPY**  
**By Hand Delivery**

Blanca S. Bayo, Director  
Records and Reporting  
Florida Public Service Commission  
4075 Esplanade Way, Room 110  
Tallahassee, Florida 32399-0850

**Re: Joint Motion of Florida Power & Light Company  
and Legal Environmental Assistance Foundation  
Requesting Commission Acceptance of Stipulation**

*Handwritten: No. 960624-12*

Dear Ms. Bayo

Enclosed for filing on behalf of Florida Power & Light Company and the Legal Environmental Assistance Foundation, Inc. are the original and fifteen (15) copies of Joint Motion of Florida Power & Light Company and Legal Environmental Assistance Foundation Requesting Commission Acceptance of the Stipulation with attached stipulation in Docket Number 960624-EG. Also enclosed is an additional copy of the Motion, which I request you stamp as filed and returned to our runner.

If you or your Staff have any questions regarding this filing, please contact me at 222-2300

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAR \_\_\_\_\_
- DMU \_\_\_\_\_
- ESP \_\_\_\_\_
- EWB \_\_\_\_\_
- FLS \_\_\_\_\_
- GLS \_\_\_\_\_
- GRS \_\_\_\_\_
- HRG \_\_\_\_\_
- JAS \_\_\_\_\_
- QTH \_\_\_\_\_

Very truly yours,

*Charles A. Guyton*

Charles A. Guyton  
Attorney for Florida Power &  
Light Company

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F.P.S. BUREAU OF RECORDS

DOCUMENT NUMBER DATE

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FPSC-RECORDS/REPORTING

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

ORIGINAL  
FILE COPY

**In Re: Petition for Approval of Green Pricing  
Research and Development Project by Florida  
Power & Light Company**


) **Docket No. 960624-EG**  
)  
) **Filed: March 19, 1997**

**JOINT MOTION REQUESTING COMMISSION ACCEPTANCE OF  
THE STIPULATION OF FLORIDA POWER & LIGHT COMPANY  
AND LEGAL ENVIRONMENTAL ASSISTANCE FOUNDATION**

Florida Power & Light Company ("FPL") and the Legal Environmental Assistance Foundation ("LEAF"), pursuant to Section 120.57(3), Florida Statutes, have entered into a stipulation for the purpose of an informal disposition of LEAF's request for hearing in Docket No. 960624-EG. The stipulation is attached to this motion. FPL and LEAF wish to avoid the time, expense and uncertainty associated with adversarial litigation in this docket, in keeping with the Commission's encouragement to settle disputes. Therefore, FPL and LEAF jointly move that the Commission accept the FPL/LEAF stipulation attached hereto and issue an Order accepting LEAF's withdrawal of its request for hearing in this proceeding and approving FPL's Green Pricing Research and Development Project as modified in the FPL/LEAF stipulation

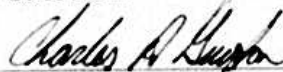
Respectfully submitted,

**LEGAL ENVIRONMENTAL  
ASSISTANCE FOUNDATION, INC**

  
\_\_\_\_\_  
Gail Kamaras  
Legal Environmental Assistance  
Foundation, Inc.  
1115 North Gadsden Street  
Tallahassee, Florida 32303

Attorney, Energy Advocacy Project

**FLORIDA POWER & LIGHT  
COMPANY**

  
\_\_\_\_\_  
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Attorneys for Florida Power  
& Light Company

DOCUMENT NUMBER-DATE

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FILE COPY

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

**In Re: Petition for Approval of Green Pricing )      Docket No. 960624-EG**  
**Research and Development Project by Florida )**  
**Power & Light Company )      March 19, 1997**

**STIPULATION OF FLORIDA POWER & LIGHT COMPANY AND  
THE LEGAL ENVIRONMENTAL ASSISTANCE FOUNDATION, INC.**

This stipulation is entered into between Florida Power & Light Company ("FPL") and the Legal Environmental Assistance Foundation, Inc. ("LEAF") pursuant to Section 120.57(3), Florida Statutes, for the purpose of an informal disposition of LEAF's request for hearing in Docket No. - 960624-EG. FPL and LEAF wish to avoid the time, expense and uncertainty associated with adversarial litigation in this docket in keeping with the Commission's encouragement to settle disputes. Accordingly, without prejudice as to FPL's or LEAF's position in any other proceeding before this Commission, FPL and LEAF agree and stipulate as follows:

1. In consideration of the actions undertaken by FPL pursuant to this stipulation, LEAF
  - A. agrees to withdraw its request for hearing in Docket No. 960624-EG, and
  - B. agrees to support FPL's Green Pricing Research and Development Project as modified by FPL's agreement set forth hereinafter.
  
2. In consideration of the actions undertaken by LEAF pursuant to this agreement, FPL agrees to the following:
  - A. **Identification of project:** FPL will identify to customers, as specifically as possible, the type, size and location of planned solar PV facilities to be installed as a result of its customer solicitation efforts. The minimum size practicable is estimated to be 10kW, and the minimum funding level necessary to construct the facility is estimated

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to be \$70,000. FPL commits to construct at least the minimum sized installation if adequate funding is received by December 31, 1997. FPL will build a larger facility if a sufficient increment of additional funds is timely received.

**B. Marketing of Project:** In addition to its planned bill stuffer and two direct mailings, FPL will use other appropriate marketing techniques as appropriate. FPL will submit its proposed marketing strategy and language to LEAF for its review and suggestions, which will not be binding on FPL. If the final strategies and language are acceptable to LEAF, then LEAF agrees that its name and its support for the project may be used publicly by FPL (subject to final LEAF approval of any references to LEAF in marketing materials).

**C. Location of Project:** FPL's Martin site

**D. FPL Corporate Statement:** FPL will create a corporate statement regarding clean renewable energy sources that it will include, as appropriate, in its marketing materials.


**E. Future Conduct Based on R&D Results:**

1. FPL will establish criteria for defining the "success" of the R&D project. FPL agrees that if the project meets these criteria, it will file with the Florida Public Service Commission for implementation of a Green Pricing Program as part of FPL's DSM Plan.
2. FPL will consider centrally located, highly visible sites for future installations

- 3 FPL will adjust its billing system to allow monthly payments/check-offs for contributions from customers
- 4 In determining the cost-effectiveness for a Green Pricing Program, FPL will consider in its calculations any net benefits from capacity deferral
- 4 This stipulation shall become null and void in the event it is not approved by the Florida Public Service Commission
- 5 This stipulation may not be modified except by the written mutual consent of LEAF and FPL
- 6 This stipulation shall be subject to the jurisdiction of the Florida Public Service Commission
- 7 This Agreement shall not continue in effect in the event of the introduction of retail competition in FPL's service territory. Otherwise, the term of this Agreement shall be four years from execution.

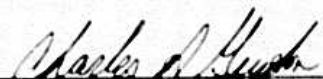
DATED: March 19, 1997

**LEGAL ENVIRONMENTAL  
ASSISTANCE FOUNDATION, INC**

  
\_\_\_\_\_  
Gail Kamaras  
Legal Environmental Assistance  
Foundation, Inc  
1115 North Gadsden Street  
Tallahassee, Florida 32303

Attorney, Energy Advocacy Project

**FLORIDA POWER & LIGHT COMPANY**

  
\_\_\_\_\_  
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Attorneys for Florida Power  
& Light Company



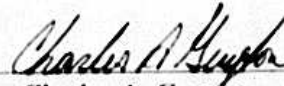
**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that true and correct copies of the Joint Motion Requesting Commission Acceptance of the Stipulation of Florida Power & Light Company and Legal Environmental Assistance Foundation were served by Hand Delivery (when indicated with an \*) or mailed this 19th day of March, 1997 to the following

Robert V. Elias, Esq. \*  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Gunter Building, Room 370  
Tallahassee, Florida 32301

Jack Shreve, Esquire\*  
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\_\_\_\_\_  
Charles A. Guyton