



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

RECEIVED-FPSC  
APR - 8 AM 10:13  
RECORDS AND REPORTING

**DATE:** APRIL 8, 1999

**TO:** DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYO)

**FROM:** DIVISION OF AUDITING AND FINANCIAL ANALYSIS (LEE)  
DIVISION OF ELECTRIC AND GAS (COLSON)  
DIVISION OF LEGAL SERVICES (PAUGH)

*Handwritten notes:*  
PSC 99  
RVE  
DS  
100  
PAT

**RE:** DOCKET NO. 971660-EI - 1997 DEPRECIATION STUDY BY FLORIDA POWER & LIGHT COMPANY.

**AGENDA:** 04/20/99 - REGULAR AGENDA - INTERESTED PERSONS MAY PARTICIPATE

**CRITICAL DATES:** NONE

**SPECIAL INSTRUCTIONS:** NONE

**FILE NAME AND LOCATION:** S:\PSC\LEG\WP\971660.RCM

### CASE BACKGROUND

Florida Power and Light Company (FPL or company) filed its regular quadrennial depreciation study on December 26, 1997. By Order No. PSC-98-0901-PCO-EI issued March 19, 1998, FPL was authorized to begin implementing its proposed depreciation rates and amortization/recovery schedules on a preliminary basis effective January 1, 1998, in accordance with Rule 25-6.0436(5), Florida Administrative Code. The docket remained open pending review and Commission action concerning the appropriate depreciation rates and recovery schedules under consideration.

By Order No. Order No. PSC-99-0073-FOF-EI, issued on January 8, 1999, the Commission approved, as proposed agency action, staff's recommended depreciation rates and amortization/schedules for FPL to be implemented January 1, 1998. Subsequently, the Florida Industrial Power Users Group (FIPUG) and the Coalition for Equitable Rates (Coalition) filed timely protests to the proposed agency action. On February 18, 1999, FPL filed a Motion to Dismiss (Motion) both protests. On March 2, 1999, FIPUG and the Coalition filed responses to FPL's motion.

DOCUMENT NUMBER-DATE

04511 APR-89

FPSC-RECORDS/REPORTING

DOCKET NO. 971660-EI  
DATE: APRIL 8, 1999

On March 10, 1999, the parties of Docket No. 990067-EI, In Re: Petition for a Full Revenue Requirements Rate Case for Florida Power & Light Company, filed a Joint Motion for Approval of Stipulation and Settlement together with the Stipulation and Settlement (Stipulation). By Order No. PSC-99-0519-AS-EI issued March 17, 1999, the Stipulation was approved. Pursuant to paragraph 8 of the Stipulation, FIPUG's and the Coalition's protests of Order No. PSC-99-0073-FOF-EI are withdrawn.

This recommendation addresses the status of Order No. PSC-0073-FOF-EI.

DOCKET NO. 971660-EI  
DATE: APRIL 8, 1999

**DISCUSSION OF ISSUES**

**ISSUE 1:** Should Order No. PSC-0073-FOF-EI be made final and effective?

**RECOMMENDATION:** Yes. With approval of the Stipulation by Order No. PSC-99-00519-AS-EI in Docket No. 990067-EI, the protests of FIPUG and the Coalition in the instant docket are withdrawn. Order No. PSC-99-0073-FOF-EI should therefore be made final and effective as of the date of the Commission vote. (PAUGH)

**STAFF ANALYSIS:** In accordance with the Stipulation, the protests of FIPUG and the Coalition are withdrawn. As such, FPL's Motion is rendered moot. Order No. PSC-99-0073-FOF-EI should therefore be made final and effective as of the date of the Commission vote.

**ISSUE 2:** Should this docket be closed?

**RECOMMENDATION:** The docket should be closed after the time for filing an appeal has run. (PAUGH)

**STAFF ANALYSIS:** The docket should be closed 32 days after issuance of the order, to allow the time for filing an appeal to run.