

STEEL
HECTOR
& DAVIS

Steel Hector & Davis LLP
215 South Monroe, Suite 601
Tallahassee, Florida 32301-1804
850.222.2300
850.222.8410 Fax
www.steelhector.com

September 20, 2001

Charles A. Guyton
850.222.3423

Blanca S. Bayó, Director
Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
4075 Esplanade Way, Room 110
Tallahassee, FL 32399

By Hand Delivery

RECEIVED - FPSC
SEP 20 PM 12:37
COMMISSION
CLERK

**Re: Petition for Approval of True-Up
Amount in Docket No. 010002-EG**

Dear Ms. Bayó:

Enclosed for filing on behalf of Florida Power & Light Company in Docket No. 010002-EG are the original and ten (10) copies of the following:

1. Florida Power & Light Company's Petition For Approval of Energy Conservation Cost Recovery Factor Final True-Up for the months of January 2002 through December 2002
2. Testimony and Exhibits of Dennis Reynolds 11799-01

If you or your staff have any questions regarding this transmittal, please contact me at 222-2300.

Respectfully,

Charles A. Guyton

RECEIVED & FILED

FPSC-REC. OF RECORDS

Enclosure

TAL_1998/40032-1

APP
CAF
CMP
COM
CTR
ECR
LEG
OPC
PAI
RGO
SEC
SER
OTH

DOCUMENT NUMBER-DATE

11798 SEP 20 01

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Energy Conservation Cost)
Recovery Clause)

Docket No. 010002-EG
Filed: September 20, 2001

**PETITION OF FLORIDA POWER & LIGHT COMPANY FOR
APPROVAL OF ITS CONSERVATION COST RECOVERY FACTORS**

Florida Power & Light Company ("FPL"), pursuant to Section 366.82(2), Florida Statutes (2000), Florida Administrative Code Rule 25-17.015, 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 shown on Appendix I, attached hereto and incorporated by reference, to be applied during the January 2002 through December 2002 billing period and to continue in effect thereafter until modified by the Commission. The grounds for this Petition are:

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 9250 West Flagler Street, Miami, Florida 33174. Correspondence, notices, orders, motions and other documents concerning this petition should be sent to:

Charles A. Guyton
Steel Hector & Davis LLP
215 South Monroe Street
Suite 601
Tallahassee, Florida 32301

William G. Walker, III
Vice President, Regulatory Affairs
Florida Power & Light Company
9250 West Flagler Street
Miami, Florida 33174

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 Energy Conservation Cost Recovery ("ECCR") clause is subject to the Commission's jurisdiction. By rule, Florida Administrative Code 25-17.015, 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 conservation cost recovery factors and set forth their calculation. FPL's substantial interest in the recovery of its conservation-related expenditures will be affected by this proceeding.

4. FPL's conservation cost recovery factors were calculated consistent with the order establishing annual conservation cost recovery 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 2002 through December 2002 adjusted for (a) the estimated true-up for the period January 2001 through December 2001, and (b) the final conservation true-up for the period January 2000 through December 2000, as well as an interest provision for both true-ups. The calculation of these factors and the supporting documentation are contained in the prepared testimony of FPL witness Dennis Reynolds and in Exhibit DR-2, which are being filed with and are incorporated by reference in this Petition. Exhibit DR-2 consists of the conservation cost recovery forms that FPL and other utilities were directed to file by the Commission's Electric and Gas Department memorandum dated June 17, 1982.

5. FPL projects total conservation program costs, net of all program revenues, of \$163,684,546 for the period January 2002 through December 2002. The net true-up is an overrecovery of \$6,468,765, which includes the final conservation true-up overrecovery for January 2000 through December 2000 of \$ 2,381,681 that was reported in FPL's Schedule CT-1 filed May

15, 2001. Decreasing the projected costs of \$163,684,546 by the net true-up overrecovery of \$ 6,468,765 results in a total of \$157,215,781 of conservation costs (plus applicable taxes) to be recovered during the January 2002 through December 2002 period. Total recoverable conservation costs and applicable taxes, net of program revenues and reflecting any applicable over or under recoveries are \$158,403,094, and the conservation cost recovery factors for which FPL seeks approval are designed to recover this level of costs and taxes.

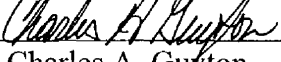
6. FPL is not aware of any disputed issues of fact. This petition is not in response to a prior agency decision, so the petitioner cannot state when and how it "received notice of the agency decision." The Commission should approve the Conservation Cost Recovery factors shown on Appendix I. FPL is entitled to relief pursuant to Section 366.82(2), Florida Statutes (2000), Florida Administrative Code Rule 25-17.015, 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 1, 2002 through December 31, 2002, and to continue in effect thereafter until modified by the Commission, the conservation cost recovery factors shown on Appendix I.

Respectfully submitted,

STEEL HECTOR & DAVIS LLP
215 South Monroe Street
Suite 601
Tallahassee, Florida 32301
(850) 222-2300

Attorneys for Florida
Power & Light Company

By: 
Charles A. Guyton
Fla. Bar No. 998039

APPENDIX I

FLORIDA POWER & LIGHT COMPANY CONSERVATION COST RECOVERY FACTORS January 2002 through December 2002

Rate Class	Conservation Recovery Factor \$/kWh
RS1	0.00181
GS1	0.00164
GSD1	0.00155
OS2	0.00110
GSLD1/CS1	0.00151
GSLD2/CS2	0.00141
GSLD3/CS3	0.00140
ISST1D	0.00000
SST1T	0.00131
SST1D	0.00147
CILCD/CILCG	0.00139
CILCT	0.00132
MET	0.00166
OL1/SL1	0.00088
SL2	0.00135
TOTAL	0.00167

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Petition for Approval of its Conservation Cost Recovery Factors and the Testimony and Exhibits of Dennis Reynolds was served by Hand Delivery (when indicated with an *) or mailed this 20th day of September, 2001 to the following:

Marlene Stern, Esquire*
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Gunter Building, Room 370
Tallahassee, Florida 32399-0850

Kenneth A. Hoffman, Esquire
Rutledge, Ecenia, Underwood,
Purnell & Hoffman
Post Office Box 551
Tallahassee, Florida 32302-0551

Lee L. Willis, Esquire
James D. Beasley, Esquire
Ausley Law Firm
227 South Calhoun Street
Tallahassee, Florida 32302

Norman Horton, Jr., Esquire
Messer, Caparello, et al.
215 South Monroe Street, Suite 701
Tallahassee, Florida 32301

Jeffrey A. Stone, Esquire
Beggs & Lane
Post Office Box 12950
Pensacola, Florida 32576-2950

Wayne Schiefelbein
P.O. Box 15856
Tallahassee, Florida 32317-5856

Joseph A. McGlothlin, Esquire
Vicki Gordon Kaufman, Esquire
McWhirter, Reeves, et al.
117 South Gadsden Street
Tallahassee, Florida 32301

Debbie Stitt
Energy Conservation Analyst
St. Joe Natural Gas Company
Post Office Drawer 549
Port St. Joe, Florida 32456

John W. McWhirter, Jr., Esquire
McWhirter, Reeves, et al.
Post Office Box 3350
Tampa, Florida 33601

James A. McGee, Esquire
Florida Power Corporation
Post Office Box 14042
St. Petersburg, Florida 33733

Stephen Burgess, Esquire
Office of Public Counsel
111 West Madison Street
Room 812
Tallahassee, Florida 32399

Gloria L. Lopez
City Gas Company of Florida
955 East 25th Street
Hialeah, Florida 33013-3498

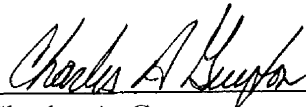
Colette Powers
Indiantown Gas Company
Post Office Box 8
Indiantown, Florida 34956-0008

Peter Martin
South Florida Natural Gas Company
101 NW 202 Terrace
Post Office Box 69000-J
Miami, Florida 33269-0078

Ansley Watson, Jr., Esquire
Macfarlane, Ferguson & McMullen
P.O. Box 1531
Tampa, Florida 33602

Sebring Gas System, Inc.
3515 highway 27 South
Sebring, Florida 33870-5452

Stuart L. Shoaf
St. Joe Natural Gas Company, Inc.
Post Office Box 549
Port St. Joe, Florida 32457-0549



Charles A. Guyton