

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Florida Power  
& Light Company to increase the  
Annual Storm Fund accrual.

DOCKET NO. 011298-EI  
ORDER NO. PSC-01-2337-PCO-EI  
ISSUED: December 4, 2001

The following Commissioners participated in the disposition of this matter:

E. LEON JACOBS, JR., Chairman  
J. TERRY DEASON  
LILA A. JABER  
BRAULIO L. BAEZ  
MICHAEL A. PALECKI

ORDER DETERMINING THAT PETITION TO INCREASE TO STORM FUND  
SHALL BE ADDRESSED IN RATE CASE

BY THE COMMISSION:

On September 28, 2001, Florida Power & Light Company (FPL) filed its Petition to Increase the Annual Storm Fund Accrual. In its Petition FPL asked for authorization to increase the annual storm fund accrual beginning January 1, 2002, from \$20.3 million to \$50.3 million and to establish a corresponding storm fund reserve objective of \$500 million over five years.

Order No. PSC-01-1346-PCO-EI, issued June 19, 2001, in Docket No. 001148-EI established that FPL should provide full Minimum Filing Requirements (MFRs) as a part of a rate proceeding to determine that rates are fair, just, and reasonable on a going-forward basis. This Order addresses whether FPL's petition for an increase to its annual storm fund accrual should be subsumed into FPL's rate proceeding in Docket No. 001148-EI.

FPL self-insures for damage to certain transmission and distribution assets and maintains a funded storm reserve to account for the costs of storm damage to its assets. Order No. PSC-95-1588-FOF-EI, issued December 27, 1995, in Docket No. 951167-EI set the current annual accrual amount at \$20.3 million. That amount is reflected in Account 228.1 - Property Insurance, Historic Year in FPL's MFRs.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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In this docket, FPL requests a \$30 million increase to its annual accrual beginning January 1, 2002, with the goal of increasing the reserve to approximately \$500 million by the year ending 2006. We find that because this request has a significant effect on the evaluation of FPL's 2002 earnings, it shall be addressed within the rate proceeding in Docket No. 001148-EI.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the Petition to Increase the Annual Storm Fund Accrual filed by Florida Power & Light shall be addressed in the rate case in Docket No. 001148-EI.

By ORDER of the Florida Public Service Commission this 4th day of December, 2001.

BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

By: Kay Flynn  
Kay Flynn, Chief  
Bureau of Records and Hearing  
Services

( S E A L )

MKS

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, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) 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 Director, Division of the Commission Clerk and Administrative Services, in the form prescribed by Rule 25-22.060, 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.