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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Petition for authority to recover prudently incurred storm restoration costs related to 2004 storm season that exceed storm reserve balance, by Florida Power & Light Company

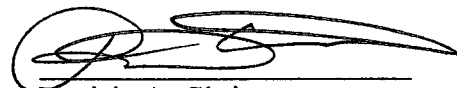
Docket No. 041291-EI

Filed: December 28, 2004

NOTICE OF SERVICE OF THE OFFICE OF PUBLIC COUNSEL'S THIRD SET OF INTERROGATORIES (NOS. 19-23) TO FLORIDA POWER & LIGHT COMPANY

The Office of Public Counsel files notice that it has served its Third Set of Interrogatories (Nos. 19-23) to Florida Power & Light Company by hand delivery and U.S. Mail to: Bill Walker, Florida Power & Light, 215 S. Monroe Street, Suite 810, Tallahassee, FL 32301, on this 28th day of December 2004.

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c/o The Florida Legislature
111 West Madison Street
Room 812
Tallahassee, FL 32399-1400
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Attorneys for the Citizens
of the State of Florida

DOCUMENT NUMBER-DATE

13558 DEC 28 3

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Notice of Service of the Office of Public Counsel's Third set of Interrogatories (Nos.19-23) to Florida Power & Light Company has been furnished by hand delivery and U.S. Mail on this 28th day of December, 2004, to the following:

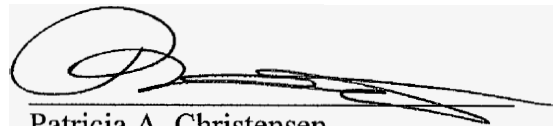
Florida Power & Light Company
Mr. Bill Walker, Esquire
215 S. Monroe Street, Suite 810
Tallahassee, FL 32301-1859

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117 S. Gadsden Street
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Florida Power & Light
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Florida Industrial Power Users Group
John W. McWhirter, Jr.
400 North Tamps Street, Suite 2450
Tampa, FL 33601-3350



Patricia A. Christensen
Associate Public Counsel

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for authority to recover prudently incurred storm restoration costs related to 2004 storm season that exceed storm reserve balance, by Florida Power & Light Company

Docket No. 041291-EI

Date: December 28, 2004

**OFFICE OF PUBLIC COUNSEL'S THIRD SET OF INTERROGATORIES TO
FLORIDA POWER & LIGHT (Nos. 19-23)**

Please take notice that the Citizens served the original and one copy of interrogatories (Nos. 19- 23) to Florida Power & Light Company (FP&L) on December 28, 2004. The interrogatories are to be answered under oath by FP&L and the answers are to be given in writing immediately following the question to which it responds. Please provide the name, address, and relationship to FP&L of those persons giving the answers to each of the interrogatories.

Thereafter, the original of the interrogatories, together with the answers, is to be served on the Citizens at the Office of Public Counsel, c/o the Florida Legislature, 111 West Madison Street, Claude Pepper Building, Room 812, Tallahassee, Florida 32399-1400, within the time frame established by Order Establishing Procedure PSC-04-1150-PCO-EI.

INTERROGATORIES

19. Please identify each of FP&L's major plant accounts.

20. For each of the major plant accounts identified in your answer to item 1 above, state whether the depreciation rates applicable to items in the account were designed to encompass and recover the cost of removing the plant at the end of the plant's service life.

21. For each category of plant for which depreciation rates were designed to encompass and recover the cost of removal at the end of the plant's service life, state whether the depreciation expense (including cost of removal) was factored into the revenue requirements that base rates were designed to collect from customers during the company's last full revenue requirements case.

22. For each major plant account for which base rates were designed to collect cost of

removal, please identify (1) the balance of accumulated depreciation and (2) the portion of the accumulated depreciation balance that represents the cost of removal that has been collected from customers over time.

23. Describe in detail whether and to what extent the company has charged the cost of removing plant damaged or destroyed during the recent hurricanes to the portion of accumulated depreciation that represents the cost of removal that the company has already collected from customers before charging any such costs to the storm damage fund.

In your answer:

a. Identify any and all criteria the company has established to determine whether removal costs will be charged to the cost of removal previously collected from customers and contained within accumulated depreciation or the storm damage fund in a given case.

b. If the company has not used the accumulated depreciation balance to absorb the cost of removing plant damaged or destroyed during recent hurricanes to the extent already funded by customers through base rates over time, please justify and explain the company's decision to instead charge those amounts to the storm damage fund.

c. If the company collects the cost of removing an item of plant through depreciation rates supported by the base rates that customers have paid over time, and subsequently charges the full cost of removing the item to the storm damage fund without first applying accumulated depreciation to defray the cost, thereby contributing to a negative balance in the storm damage reserve that it subsequently restores to a positive balance through ratepayer-provided funds (whether accrual, or surcharge, or "special

assessment”), do you agree that the customers will have paid twice for the same cost of removing the plant item? Please explain your answer.



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CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing Office of Public Counsel's Third Set of Interrogatories (Nos.19-23) to Florida Power & Light Company has been furnished by hand delivery and U.S. Mail on this 28th **day** of December, 2004, to the following:

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