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February 28, 2005

**-VIA OVERNIGHT DELIVERY -**

Blanca S. Bayó  
Director, Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

**Re: Docket No. 050001-EI**

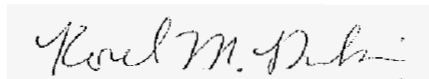
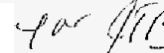
Dear Ms. Bayó:

I am enclosing for filing in the above docket the original and seven (7) copies of Florida Power & Light Company's Petition for Approval of Fuel Cost Recovery and Capacity Cost Recovery True-Ups for the Period Ending December 2004, and Florida Power & Light Company's Request for Confidential Classification of Short Term Capacity Payment Information, together with a diskette containing the electronic version of same. The enclosed diskette is HD density, the operating system is Windows XP, and the word processing software in which the document appears is Word 2000. Pursuant to Rule 25-22.006, F.A.C., I am also enclosing one highlighted and two redacted copies of the document that is the subject of this confidentiality request.

Also enclosed for filing are the original and fifteen (15) copies of the prefiled testimony and documents of Florida Power & Light Company witness K. M. Dubin.

If there are any questions regarding this transmittal, please contact me at 305-577-2939.

Sincerely,

  
John T. Butler 

Enclosures  
cc: Counsel for Parties of Record (w/encl.)

Miami West Palm Beach Tallahassee Naples Key West London Caracas São Paulo

Rio de Janeiro Santo Domingo

DOCUMENT NUMBER-DATE

02064 MAR-1 05

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

IN RE: Fuel and Purchase Power )  
Cost Recovery Clause and Generating )  
Performance Incentive Factor )

Docket No. 050001-EI

Filed: March 1, 2005

**PETITION FOR APPROVAL OF FUEL COST RECOVERY AND  
CAPACITY COST RECOVERY FINAL TRUE-UPS  
FOR THE PERIOD ENDING DECEMBER 2004**

Florida Power & Light Company ("FPL") hereby petitions this Commission for approval of FPL's final Fuel and Purchased Power Cost Recovery ("FCR") true-up amount of \$7,707,142 under-recovery , and final Capacity Cost Recovery ("CCR") true-up amount of \$5,177,060 over-recovery for the period ending December 2004. In support of this Petition, FPL states as follows:

1. The final \$7,707,142 FCR under-recovery for the period January 2004 through December 2004 was calculated in accordance with the methodology set forth in Schedule 1, page 2 of 2, attached to Order 10093 dated June 19, 1981. This calculation and the supporting documentation are contained in the prepared testimony of FPL witness K.M. Dubin, which is being filed together with the Petition and is incorporated herein by reference.

2. By Order No. PSC-04-1276-FOF-EI, dated December 23, 2004, the Commission approved a levelized FCR Factor of 4.001 cents/kWh for the period commencing January 2005. This FCR Factor reflected an "estimated/actual" under-recovery including interest for the period January 2004 through December 2004 of \$182,903,441, which was also approved in Order No. PSC-04-1276-FOF-EI. The actual under-recovery including interest for the period January 2004 through December 2004 is \$189,903,441. The \$189,903,441 actual under-recovery less the

estimated/actual under-recovery of \$182,903,441 results in the final under-recovery of \$7,707,142. The final under-recovery of \$7,707,142 is to be included in the calculation of the FCR Factors for the period beginning January 2006.

3. As provided on the year-to-date December 2004 Schedule A6 that was filed with the Commission on January 20, 2005, FPL's 2004 gains on off-system sales were \$18,558,415. This \$18,558,415 exceeds the \$15,133,577 benchmark approved by the Commission in Order No. PSC-04-1276-FOF-EI by \$3,424,838. Consistent with Commission Order No. PSC-00-1744-PAA-EI in Docket No. 991779-EI dated September 26, 2000, this \$3,424,838 amount above the benchmark is to be shared 80% (\$2,739,870) to customers and 20% (\$684,968) to FPL shareholders. FPL is requesting that the Commission approve \$684,968 as its Shareholder Incentive for 2004.

4. The final \$5,177,060 CCR over-recovery for the period January 2004 through December 2004 was calculated in accordance with the methodology set forth in Order No. 25773, dated February 24, 1992. This calculation and the supporting documentation are contained in the prepared testimony of FPL witness K.M. Dubin.

5. By Order No. PSC-04-1276-FOF-EI, the Commission approved CCR Factors for the period commencing January 2005. These factors reflected an estimated/actual under-recovery, including interest, for the period January 2004 through December 2004 of \$35,909,913, which was also approved in Order No. PSC-04-1276-FOF-EI. The actual under-recovery, including interest, for the period January 2004 through December 2004 is \$30,732,853. The \$30,732,853 actual under-recovery, less the estimated/actual under-recovery of \$35,909,913 which is currently reflected in charges for the period beginning January 2005, results in a final

**CERTIFICATE OF SERVICE**  
**Docket Nos. 050001-EI**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing Florida Power & Light Company Petition for Approval of Fuel Cost Recovery and Capacity Cost Recovery Final True-Ups for the Period Ending December 2004 has been furnished by overnight delivery (\*) or United States Mail on this 28<sup>th</sup> day of February 2005, to the following:

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By: Kevin M. Dutkin for JTB  
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