

ORIGINAL

Matilda Sanders

From: Ann Bassett [abassett@lawfla.com]
 Sent: Wednesday, September 27, 2006 12:22 PM
 To: Filings@psc.state.fl.us
 Subject: Docket 060002-EG
 Attachments: 2006-09-27 FPU Preliminary List of Issues and Positions.pdf

CMP _____
 COM 5
 CTR _____
 ECR _____
 GCL _____
 OPC _____
 RCA _____
 SCR _____
 SGA _____
 SEC 1
 OTH _____

The person responsible for this electronic filing is:

Norman H. Horton, Jr.
 Messer, Caparello & Self, P.A.
 P.O. Box 1876
 Tallahassee, FL 32302-1876
 (850) 222-0720
nhorton@lawfla.com

The Docket No. is 060002-EG Energy Conservation Cost Recovery Clause

This is being filed on behalf of Florida Public Utilities Company

Total Number of Pages is 4

Florida Public Utilities Company's Preliminary List of Issues and Positions

Ann Bassett
 Messer, Caparello & Self, P.A.
 Direct Phone: 850-201-5225
 Email Address: <abassett@lawfla.com>
 Web Address: <www.lawfla.com>

---> Please note our new building address effective September 1, 2006:

Messer, Caparello & Self, P.A.
 2618 Centennial Place
 Tallahassee, Florida 32308

And our new post office box address for the firm:

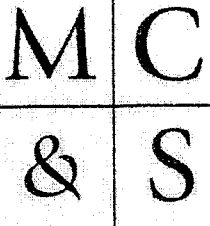
Messer, Caparello & Self, P.A.
 P.O. Box 15579
 Tallahassee, FL 32317

DOCUMENT NUMBER-DATE

08932 SEP 27 06

FPSC-COMMISSION CLERK

9/27/2006



MESSER CAPARELLO & SELF, P.A.

Attorneys At Law

www.lawfla.com

ORIGINAL

September 27, 2006

BY ELECTRONIC FILING

Ms. Blanca Bayo, Director
Commission Clerk and Administrative Services
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Re: Docket No. 060002-EG

Dear Ms. Bayo:

Enclosed for filing on behalf of Florida Public Utilities Company is Florida Public Utilities Company's Preliminary List of Issues and Positions in the above-referenced docket.

Thank you for your assistance in this matter.

Sincerely,

Norman H. Horton, Jr.

NHH:amb
Enclosures

cc: Mr. Geoffrey L. Hartman
Mr. Marc S. Seagrave
Mr. Mark Cutshaw
Ms. Julie Petty
Ms. Cheryl Martin
Parties of Record

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Energy Conservation Cost)
Recovery Clause.)
_____)

Docket No. 060002-EG
Filed: September 27, 2006

**FLORIDA PUBLIC UTILITIES COMPANY'S
PRELIMINARY LIST OF ISSUES AND POSITIONS**

Florida Public Utilities Company ("FPUC"), by and through its undersigned counsel, submits its preliminary list of issues and positions for each of its two electric divisions in connection with the hearing that is scheduled for November 6-8, 2006, in the above-styled docket.

ISSUES AND POSITIONS

Issue 1: What are the appropriate final conservation cost recovery true-up amounts for the period January 2005 through December 2005?

FPUC's Position: \$106,997 (overrecovery)

Issue 2: What is the appropriate conservation cost recovery factor for the period January, 2007 through December 2007?

FPUC's Position: The appropriate conservation cost recovery factor on a consolidated basis is \$.00060.

Issue 3: What should be the effective date of the conservation cost recovery factors for billing purposes?

FPUC's Position: The conservation cost recovery factors should be effective for the period January, 2007 through December, 2007, and to billings thereafter until other conservation cost recovery factors are approved by the Commission.

Company Specific Issue

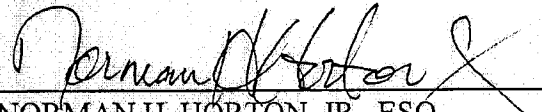
Issue 5: What adjustments should be made to Florida Public Utility Company's current period true-up (January 2006 thru December 2006) to limit recovery of the cost of promotional items distributed at fairs, festivals, conferences, and other similar events, for the year ended December 31, 2005?

FPUC's Position: No adjustment is necessary.

Date this 27th day of September, 2006.

Respectfully submitted,

MESSER, CAPARELLO & SELF, P. A.
Post Office Box 15579
Tallahassee, FL 32317
(850) 222-0720



NORMAN H. HORTON, JR., ESQ.
Attorneys for Florida Public Utilities Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing have been served by U. S. Mail this 27th day of September, 2006 upon the following:

Katherine Fleming, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd., Room 370
Tallahassee, FL 32399-0850

Patricia Ann Christensen, Esq.
Associate Public Counsel
Office of the Public Counsel
c/o The Florida Legislature
111 West Madison St., Rm 812
Tallahassee, FL 32399-1400

Timothy J. Perry
McWhirter Reeves & Davidson, P.A.
117 S. Gadsden St
Tallahassee, FL 32301

R. Wade Litchfield, Esq.
Natalie F. Smith, Esq.
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420

Ms. Brenda Irizarry
Tampa Electric Company
P.O. Box 111
Tampa, FL 33601

John T. Burnett, Esq.
Progress Energy Florida, Inc.
P.O. Box 14042
St. Petersburg, FL 33733-4042

Beth Keating, Esq
Akerman Senterfitt
106 E. College Avenue, Suite 1200
Tallahassee, FL 32301

Paul Lewis, Jr.
106 E. College Avenue, Suite 800
Tallahassee, FL 32301-7740

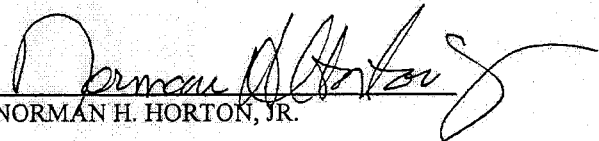
John W. McWhirter, Jr. Esq.
McWhirter Reeves & Davidson, P.A.
400 N. Tampa Street, Suite 2450
Tampa, FL 33602

Ms. Susan D. Ritenour
Secretary and Treasurer
Gulf Power Company
One Energy Place
Pensacola, FL 32520-0780

Jeffrey A. Stone, Esq.
Russell Badders, Esq.
Steven R. Griffin, Esq.
Beggs & Lane Law Firm
P.O. Box 12950
Pensacola, FL 32591

William G. Walker, III
Vice President
Florida Power & Light Company
215 S. Monroe Street, Suite 810
Tallahassee, FL 32301-1859

Lee L. Willis, Esq.
James D. Beasley, Esq.
Ausley & McMullen
Post Office Box 391
Tallahassee, FL 32302


NORMAN H. HORTON, JR.