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May 2, 2007

Ms. Ann Cole, Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

Re: Environmental Conservation Cost Recovery; Docket No. 070002-EG

Dear Ms. Cole:

Enclosed for filing in the above referenced docket on behalf of Progress Energy Florida, Inc. ("PEF") are the original and fifteen (15) copies of the following:

- PEF's True-Up Petition; and
- Direct Testimony of John A. Masiello with Exhibit No. \_\_\_ (JAM-1T). 03734-07

Please acknowledge receipt and filing of the above by stamping a copy of this letter and returning to me. If you should have any questions, please feel free to contact me at (727) 820-5184.

Thank you for your assistance in this matter.

Sincerely,

*John T. Burnett* Lms  
John T. Burnett

CMP \_\_\_\_\_  
 COM 5  
 CTR Orig  
 ECR \_\_\_\_\_  
 GCL 1  
 OPC \_\_\_\_\_  
 RCA 1  
 SCR \_\_\_\_\_  
 SGA \_\_\_\_\_  
 SEC \_\_\_\_\_  
 OTH \_\_\_\_\_

JTB/lms  
Enclosures

cc: Certificate of Service

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*Jh*  
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

03733 MAY-26

FPSC-COMMISSION CLERK

BEFORE THE PUBLIC SERVICE COMMISSION

In Re: Energy Conservation Cost )  
Recovery Clause )

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Docket No. 070002-EG

Filed: May 2, 2007

**PROGRESS ENERGY FLORIDA, INC.'S  
PETITION FOR APPROVAL OF TRUE-UP AMOUNT**

Pursuant to Order No. PSC-07-0166-PCO-EG, issued February 23, 2007 in the above-referenced docket, Progress Energy Florida, Inc. ("PEF") petitions the Florida Public Service Commission ("Commission") for approval of an adjusted net true-up amount for the period January 2006 through December 2006 based on an overrecovery of \$1,532,684. In support of this petition, PEF states:

1. The name and address of the affected agency are:

Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

2. The name, address and telephone number of the petitioner are:

Progress Energy Florida, Inc.  
299 First Avenue North  
St. Petersburg, Florida 33701

Notices, orders, pleadings and correspondence to be served upon PEF in this proceeding should be directed to:

John T. Burnett  
Associate General Counsel  
Progress Energy Service Company  
P.O. Box 14042  
St. Petersburg, FL 33733  
(727) 820-5184 telephone  
[john.burnett@pgnmail.com](mailto:john.burnett@pgnmail.com)

Paul Lewis, Jr.  
Director, Regulatory Affairs  
Progress Energy Florida  
106 East College Avenue, Suite 800  
Tallahassee, FL 32301  
(850) 222-8738 telephone  
[paul.lewisjr@pgnmail.com](mailto:paul.lewisjr@pgnmail.com)

DOCUMENT NUMBER-DATE

03733 MAY-25

FPSC-COMMISSION CLERK

3. PEF is a publicly utility subject to the Commission's jurisdiction pursuant to Chapter 366, Florida Statutes. Pursuant to Section 366.82, Florida Statutes, and Rule 25-17.015, Florida Administrative Code, PEF has an ECCR clause through which it recovers its reasonable and prudent unreimbursed costs for conservation audits, conservation programs, and implementation of PEF's conservation plan. PEF has substantial interests in the proper calculation and recovery of its ECCR factor and the final true-up which is used in the computation of PEF's ECCR factor.

4. PEF seeks Commission approval of an adjusted net true-up amount for the period January 2006 through December 2006 based on an overrecovery of \$1,532,684. PEF's final adjusted net true-up amount for the period January 2006 through December 2006 was calculated consistently with the methodology set forth in Schedule 1 attached to Order No. 10093, dated June 19, 1981. This calculation and the supporting documentation are contained in Exhibit No. \_\_\_ (JAM-1T), an exhibit attached to the prepared testimony of PEF's witness John Masiello, which is being filed in conjunction with this petition.

5. PEF's current ECCR Factor, approved by the Commission to be applied to customers' bills during the January 2007 through December 2007 period, reflected an estimated /actual net true-up overrecovery of \$9,995,589 for the period January 2006 through December 2006. However, the actual net true-up overrecovery for the period January 2006 through December 2006 was \$11,528,273. The adjusted net true-up of \$1,532,684 for the period January 2006 through December 2006 is the difference between the actual net true-up overrecovery for the period January 2006 through December 2006 period of \$11,528,273 and PEF's approved estimated/actual true-up

overrecovery of \$9,995,589. This \$1,532,684 is the amount that should be refunded on jurisdictional sales during PEF's next annual ECCR recovery period.

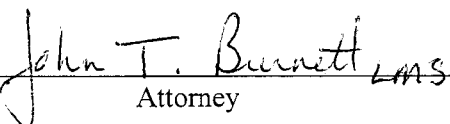
WHEREFORE, PEF respectfully requests that the Commission approve an adjusted net true-up amount for the period January 2006 through December 2006 based on an overrecovery of \$1,532,684 and that the approved final adjusted true-up amount be carried over and reflected in PEF's next ECCR factors.

Respectfully submitted,

*John T. Burnett* cms  
John T. Burnett

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via regular U.S. mail to the following this 2<sup>nd</sup> day of May, 2007.

  
\_\_\_\_\_  
Attorney

<p>Katherine Flemming, Esq. Office of General Counsel Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850</p> <p>James D. Beasley, Esq. Lee L. Willis, Esq. Ausley &amp; McMullen Law Firm P.O. Box 391 Tallahassee, FL 32302</p> <p>Joseph A. McGlothlin, Esq. Office of Public Counsel c/o The Florida Legislature 111 West Madison Street, #812 Tallahassee, FL 32399</p> <p>Jeffrey A. Stone, Esq. Russell A. Badders, Esq. Steven R. Griffin Beggs &amp; Lane Law Firm P.O. Box 12950 Pensacola, FL 32591</p> <p>Ms. Paula K. Brown Tampa Electric Company P.O. Box 111 Tampa, FL 33601</p> <p>Mr. Bill Walker Florida Power &amp; Light 215 S. Monroe Street, Ste. 810 Tallahassee, FL 32301-1859</p>	<p>Florida Industrial Power Users Group c/o John McWhirter, Jr. McWhirter Reeves Law Firm 400 N. Tampa Street, Ste. 2450 Tampa, FL 33602</p> <p>Norman H. Horton, Jr. Messer, Caparello &amp; Self, P.A. P.O. Box 15579 Tallahassee, FL 32317</p> <p>R. Wade Litchfield, Esq. Natalie F. Smith, Esquire Florida Power &amp; Light 700 Universe Boulevard Juno Beach, FL 33408-0420</p> <p>Ms. Cheryl Martin Florida Public Utilities Company P.O. Box 3395 West Palm Beach, FL 33402-3395</p> <p>Ms. Susan D. Ritenour Gulf Power Company One Energy Place Pensacola, FL 32520-0780</p>
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