

MESSER CAPARELLO & SELF, P.A.

Attorneys At Law

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October 7, 2008

ELECTRONIC FILING

Ms. Ann Cole, 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. 080001-EI

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Public Utilities Company is Florida Public Utilities Company's Amended Preliminary List of Issues and Positions in the above referenced docket. This Amended Preliminary List of Issues and Positions is being filed to include Company Specific Issue 14A.

Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Norman H. Horton, Jr.', with a large flourish at the end.

Norman H. Horton, Jr.

NHH:amb
Enclosures

cc: Mr. Curtis D. Young
Mr. Marc Cutshaw
Parties of Record

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Fuel and Purchased Power)
Cost Recovery Clause and Generating) Docket No. 080001-EI
Performance Incentive Factor.) Filed: October 6, 2008
_____)

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

Florida Public Utilities Company ("FPUC"), by and through its undersigned counsel, submits its amended preliminary list of issues and positions in connection with the hearing that is scheduled for November 4-6, 2008, in the above-styled docket.

ISSUES AND POSITIONS

GENERIC FUEL ADJUSTMENT ISSUES

Issue 1: What are the appropriate final fuel adjustment true-up amounts for the period January 2007 through December 2007?

FPUC's Position:

Marianna: \$442,219 (overrecovery)
Fernandina Beach: \$949,245 (overrecovery)

Issue 2: What are the appropriate actual/estimated fuel adjustment true-up amounts for the period January 2008 through December 2008?

FPUC's Position:

Marianna: \$629,876 (underrecovery)
Fernandina Beach: \$1,405,110 (underrecovery)

Issue 3: What are the appropriate total fuel adjustment true-up amounts to be collected/refunded from January 2009 to December 2009?

FPUC's Position:

Marianna: \$187,657 (collected)
Fernandina Beach: \$455,865 (collected)

Issue 4: What is the appropriate revenue tax factor to be applied in calculating each investor-owned electric utility's levelized fuel factor for the projection period January 2009 through December 2009?

FPUC's Position:

Marianna: 1.00072
Fernandina Beach: 1.00072

Issue 5: What are the appropriate projected net fuel and purchased power cost recovery amounts to be included in the recovery factor for the period January 2009 through December 2009?

FPUC's Position:

Marianna: [REDACTED]
Fernandina Beach: \$36,928,924

Issue 6: What are the appropriate levelized fuel cost recovery factors for the period January 2009 through December 2009?

FPUC's Position:

Marianna: 6.411¢/kwh
Fernandina: 6.419¢/kwh

Issue 7: What are the appropriate fuel recovery line loss multipliers to be used in calculating the fuel cost recovery factors charged to each rate class/delivery voltage level class?

FPUC's Position:

Marianna: 1.0000 All Rate Schedules
Fernandina: 1.0000 All Rate Schedules

Issue 8: What are the appropriate fuel cost recovery factors for each rate class/delivery voltage level class adjusted for line losses?

FPUC's Position:

Marianna:

<u>Rate Schedule</u>	<u>Adjustment</u>
RS	\$.10395
GS	\$.10266
GSD	\$.09825
GSLD	\$.09416
OL, OL1	\$.08118
SL1, SL2 and SL3	\$.08179

Step Rate for RS	
RS with less than 1,000 kWh/month	\$.10093
RS with more than 1,000 kWh/month	\$.11093

Fernandina:

<u>Rate Schedule</u>	<u>Adjustment</u>
RS	\$.08965
GS	\$.08801
GSD	\$.08447
GSLD	\$.08502
OL	\$.06839
SL	\$.06841
Step Rate for RS	
RS with less than 1,000 kWh/month	\$.08697
RS with more than 1,000 kWh/month	\$.09697

Issue 9: What should be the effective date of the fuel adjustment charge and capacity cost recovery charge for billing purposes?

FPUC's Position: FPU's approved fuel adjustment and purchased power cost recovery factors should be effective for all meter readings on or after January 1, 2009, beginning with the first or applicable billing cycle for the period January, 2009.

Issue 10: What are the appropriate actual benchmark levels for calendar year ` 2008 for gains on non-separated wholesale energy sales eligible for a shareholder incentive?

FPUC's Position: No position at this time.

Issue 11: What are the appropriate estimated benchmark levels for calendar year 2009 for gains on non-separated wholesale energy sales eligible for a shareholder incentive?

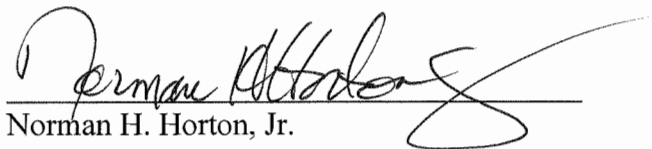
FPUC's Position: No position at this time.

Issue 14A: Should the Commission approve FPUC's proposal to allocate a portion of the costs for the substation in the Northwest division to both divisions?

FPUC's Position: Yes. The distribution charge associated with the distribution substations in the Northwest Division should be allocated to both divisions. The distribution substations in the Northeast Division are owned by the Company and are in the rate base so customers in both divisions have some component of this in base rates. The corresponding plant in the Northwest Division is owned by Gulf Power and the Company pays a distribution charge as part of the purchased power agreement. The allocation of a portion of this charge to the Northeast Division allows for an equitable cost distribution and recovery among customers.

Dated this 7th day of October, 2008.

Respectfully submitted,
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Norman H. Horton, Jr.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing have been served by U. S. Mail this 7th day of October, 2008 upon the following:

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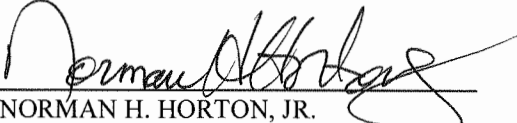
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