

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No. 080002-EG
Filed: October 13, 2008

**FLORIDA POWER & LIGHT COMPANY'S
PREHEARING STATEMENT**

Florida Power & Light Company (“FPL”), pursuant to Order No. PSc-08-0168-PCO-EG, and Order No. PSC-08-0361-PCO-EG, hereby files its Prehearing Statement in Docket No. 080002-EG.

I. FPL WITNESSES

<u>Witness</u>	<u>Subject Matter</u>
C. Dennis Brandt	Issues 1, 2, 3, 4, 5

II. EXHIBITS

<u>Exhibit</u>	<u>Content</u>	<u>Sponsoring Witness</u>
MB-1	Schedules CT-1 through CT-6, Appendix A	Maria Besada/C. Dennis Brandt
DB-1	Schedules C-1 through C-5	C. Dennis Brandt

III. STATEMENT OF BASIC POSITION

FPL's proposed Conservation Cost Recovery Factors for the January 2009 through December 2009 recovery period and true-up amounts for prior periods should be approved.

IV. ISSUES AND POSITIONS

ISSUE 1: What are the final conservation cost recovery true-up amounts for the period January 2007 through December 2007?

FPL: \$4,285,620 underrecovery

ISSUE 2: What are the actual/estimated conservation cost recovery true-up amounts for the period January 2008 through December 2008?

FPL: \$17,197,367 underrecovery

ISSUE 3: What are total conservation cost recovery amounts to be collected during the period January 2009 through December 2009?

FPL: \$205,084,073

ISSUE 4: What are the conservation cost recovery factors for the period January 2009 through December 2009?

FPL:	Rate Class	Conservation Recovery Factor \$/kWh
	RS1/RST1	0.00203
	GS1/GST1	0.00204
	GSD1/GSDT1/HLTF(21-499 kW)	0.00186
	OS2	0.00162
	GSLD1/GSLDT1/CS1/CST1/HLTF(500-1,999 kW)	0.00180
	GSLD2/GSLDT2/CS2/CST2/HLTF(2,000 + kW)	0.00170
	GSLD3/GSLDT3/CS3/CST3	0.00160
	ISST1D	0.00150
	ISST1T	0.00147
	SST1T	0.00147
	SST1D1/SST1D2/SST1D3	0.00150
	CILC D/CILC G	0.00167
	CILC T	0.00160
	MET	0.00187
	OL1/SL1/PL1	0.00098
	SL2, GSCU1	0.00154

ISSUE 5: What should be the effective date of the new conservation cost recovery factors for billing purposes?

The Effective date of the new conservation cost recovery factors for billing purpose is January 1, 2009 through December 31, 2009.

V. STIPULATED ISSUES

FPL believes that the issues may be uncontested and may be stipulated.

VI. PENDING MOTIONS

FPL has no pending motions or other matters upon which it seeks action other than its pending petitions for approval of a final true-up and conservation cost recovery factors.

VII. PENDING REQUESTS FOR CONFIDENTIALITY

FPL's Request for Confidential Classification of materials provided in Energy Conservation Cost Recovery Clause Audit No. 08-037-4-2, filed August 12, 2008.

VIII. REQUIREMENTS OF THE PREHEARING ORDER THAT CANNOT BE MET

FPL believes it has complied with all requirements regarding pre-hearing procedures.

IX. OTHER MATTERS

FPL believes there are no other matters that require the Pre-hearing Officer's attention.

Respectfully submitted,

Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408
Telephone: 561-691-7207
Facsimile: 561-691-7135

By: s/Carla G. Pettus
Carla G. Pettus
Authorized House Counsel #53011

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Prehearing Statement was served by electronic mail this 13th day of October, 2008 to the following:

Katherine Fleming*
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Office of Public Counsel
J.R. Kelly, Esq.
Steve Burgess, Esq.
c/o The Florida Legislature
111 West Madison St., Room 812
Tallahassee, FL 32399-1400

Beggs & Lane Law Firm
Jeffrey Stone/Russell Badders/S.Griffin
P.O. Box 12950
Pensacola, FL 32591-2950

Florida Public Utilities Company
Cheryl Martin
P. O. Box 3395
West Palm Beach, FL 33402-3395

Florida Industrial Power Users Group
John W. McWhirter, Jr.
c/o McWhirter Law Firm
P.O. Box 3350
Tampa, FL 33601-3350

Ausley Law Firm
Lee Willis/James Beasley
P.O. Box 391
Tallahassee, FL 32302

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

Tampa Electric Company
Paula K. Brown
Administrator, Regulatory Coordination
P. O. Box 111
Tampa, FL 33601-0111

Messer Law Firm
Norman H. Horton, Jr.
P.O. Box 15579
Tallahassee, FL 32317

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

Mr. Paul Lewis, Jr.
Progress Energy Florida, Inc.
106 East College Ave., Suite 800
Tallahassee, FL 32301-7740

By: s/Carla G. Pettus
Carla G. Pettus
Authorized House Counsel #53011