

**Ruth Nettles**

---

**From:** WELLS, KATHY [KATHY.WELLS@fpl.com]  
**Sent:** Monday, October 13, 2008 1:18 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Katherine Fleming; Kelly.jr@leg.state.fl.us; burgess.steve@leg.state.fl.us; jas@beggslane.com; rab@beggslane.com; srg@beggslane.com; jmcwhirter@mac-law.com; jbeasley@ausley.com; lwillis@ausley.com; sdriteno@southernco.com; Regdept@tecoenergy.com; nhorton@lawfla.com; john.burnett@pgnmail.com; paul.lewisjr@pgnmail.com; cherylmartin@fpuc.com  
**Subject:** Electronic Filing / Docket No. 080002-EG / FPL's Prehearing Statement  
**Attachments:** 080002-FPL's Prehearing Statement 2008 10-13.doc; 080002-FPL's Prehearing Statement 2008 10-13.pdf

Electronic Filing

a. Person responsible for this electronic filing:

Carla G. Pettus, Esq.  
Authorized House Counsel  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408  
561-691-7207  
[Carla.Pettus@fpl.com](mailto:Carla.Pettus@fpl.com)

- b. Docket No. 080002 - EG  
In RE: Energy Conservation Cost Recovery Clause
- c. The Documents are being filed on behalf of Florida Power & Light Company.
- d. There are a total of 4 pages
- e. The document attached for electronic filing is Florida Power & Light Company's Prehearing Statement

Carla G. Pettus  
Authorized House Counsel  
Florida Power & Light Company  
(561) 691-7207  
(561) 691-7135 Fax  
[Carla.Pettus@fpl.com](mailto:Carla.Pettus@fpl.com)

DOCUMENT NO.      DATE  
09655-08      10/13/08  
FPSC - COMMISSION CLERK

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

Witness

Subject Matter

C. Dennis Brandt

Issues 1, 2, 3, 4, 5

II. EXHIBITS

Exhibit

Content

Sponsoring Witness

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