

MESSER CAPARELLO & SELF, P.A.

Attorneys At Law

www.lawfla.com

March 16, 2009

**BY HAND DELIVERY**

Ms. Ann Cole, Commission Clerk  
Office of Commission Clerk  
Room 110, Easley Building  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

RECEIVED-FPSC  
09 MAR 16 PM 12: 26  
COMMISSION  
CLERK

Re: Docket 090001-EI

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Public Utilities Company are the following documents:

1. An original and 15 copies of the Second Amended Petition of Florida Public Utilities Company for Approval of Mid Course Correction; **EN 02227-09**
  2. An original and 15 copies of the Revised Direct Testimony of Mark Cutshaw; and **02228-09**
  3. An original and 15 copies of Revised Schedules E-1, E-1A, E-2, E-7, E-8, E10, and **02229-09**
- F1.

Please acknowledge receipt of this letter by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely yours,

Norman H. Horton, Jr.

COM 5  
 ECR 1  
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 OPC 1  
 RCP 1  
 SSC 1  
 SGA 2  
 ADM 1  
 CLK *Cheryl Martin*

NHH/amb  
Enclosures

cc: Ms. Cheryl M. Martin  
Parties of Record

DOCUMENT NUMBER-DATE

02227 MAR 16 09

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Fuel and Purchased Power Cost )  
Recovery Clause and Generating )  
Performance Incentive Factor )  
\_\_\_\_\_ )

Docket No. 090001-EI  
Filed: March 16, 2009

**SECOND AMENDED PETITION OF FLORIDA PUBLIC UTILITIES COMPANY  
FOR APPROVAL OF MID COURSE CORRECTION**

Florida Public Utilities Company ("FPUC"), hereby files this second amended petition and requests approval by the Public Service Commission ("Commission") of a revision to the purchased power cost recovery factor to be effective upon approval by the Commission and in support states:

1) On February 12, 2009, FPUC filed its Petition for Mid Course Correction seeking an adjustment to its purchased power cost recovery factor for the Northeast Division. As initially filed, FPUC sought approval of a recovery factor of 6.851 cents per KWH for bills from April 2009 – December 2009. The revision resulted in a bill to residential customers using 1,000 KWH of \$133.72.

2) On February 25, 2009, FPUC filed its Amended Petition for Mid Course Correction revising the recovery factor to 6.654 cents per KWH because of notification from JEA, the provider of the power purchased for the Northeast Division, of an increase in fuel costs effective April 1, 2009. With this factor, a residential customer in the Northeast Division using 1,000 KWH will pay \$131.70, an increase of \$9.31.

3) The Company has now been notified by JEA that the increase will be effective May 1, 2009, which results in a revision of the projections. Based on the new effective date the revised

recovery factor is 6.558 cents per KWH. With this factor, a residential customer in the Northeast Division using 1,000 KWH will pay \$129.99, an increase of \$7.60.

4) Testimony and schedules supporting this amended request are attached hereto. To the extent not inconsistent with this amendment, FPUC incorporates herein the contents of the original petition and requests the Commission to approve the revised recovery factor as modified herein.

DATED this 16<sup>th</sup> day of March, 2009.

Respectfully submitted,  
MESSER, CAPARELLO & SELF, P. A.  
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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 16<sup>th</sup> day of March, 2009 upon the following:

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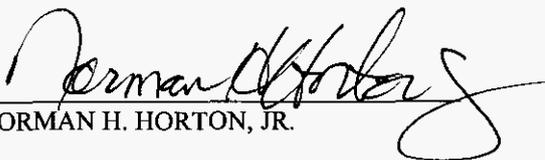
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