

## Ruth Nettles

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**From:** Lambert, Tammie [tlambert@ngn-tally.com]  
**Sent:** Thursday, July 23, 2009 4:24 PM  
**To:** Filings@psc.state.fl.us  
**Subject:** Docket no. 080677-EI  
**Attachments:** City of South Daytona's Preliminary List of Issues.pdf

The e-mail message to which the document is attached shall include the following information, in the order listed:

- a. Brain P. Armstrong: barmstrong@ngnlaw.
- b. Docket no. 080677-EI
- c. City of South Daytona
- d. 4 pages
- e. City of South Daytona's Preliminary List of Issues – July 23, 2009

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DOCUMENT NUMBER-DATE

07523 JUL 23 8

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for increase in rates by )  
Florida Power & Light Company )  
 )  
 )  
\_\_\_\_\_ )

DOCKET NO. 080677-EI  
FILED

**CITY OF SOUTH DAYTONA PRELIMINARY LIST OF ISSUES**  
**JULY 23, 2009**

As contemplated by the Case Assignment and Scheduling Record, the City of South Daytona ("South Daytona") hereby provides its preliminary list of issues to be considered in this docket.

South Daytona's petition to intervene identified the following issues in this docket:

- Issue: What are the appropriate jurisdictional values of FPL's Plant in Service, Accumulated Depreciation, and Rate Base for setting FPL's rates in this docket?
- Issue: What is the appropriate used and useful level of FPL's Plant in Service?
- Issue: What are the appropriate jurisdictional values of FPL's operation and maintenance expenses for setting FPL's rates in this docket?
- Issue: What is the appropriate capital structure for FPL for the purpose of setting FPL's rates in this docket?
- Issue: Is the requested 12.5% return on equity reasonable for the purpose of setting FPL's rates in this docket?
- Issue: Is a projected 2010 calendar year an appropriate test year for rate-setting purposes?
- Issue: Is the "Subsequent Year Adjustment" of 2011 proposed by FPL authorized under applicable law and reasonable to use for rate-setting purposes?
- Issue: What are the appropriate depreciation rates?
- Issue: Is FPL's proposed rate design "to achieve parity among the different rate classes" appropriate and reasonable?

DOCUMENT NUMBER-DATE

07523 JUL 23 8

FPSC-COMMISSION CLERK

Issue: Is FPL's proposed base rate adjustment formula regarding the application of the Commission's Nuclear Cost Recovery Rule appropriate?

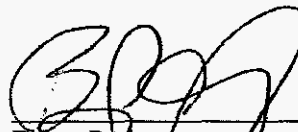
To these issues, South Daytona adds:

Issue: Does Florida law authorize the Commission to establish rates based solely upon projections of costs and investments two years and more into the future?

South Daytona reserves the right to raise other issues as may be subsequently identified.

Dated: July 23, 2009.

Respectfully Submitted,



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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic and U.S. Mail to the service list below, on this 23rd day of July, 2009.

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