

# Hopping Green & Sams

Attorneys and Counselors

August 28, 2009

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**BY HAND-DELIVERY**

Ann Cole  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

Re: Docket No. 090007-EI

Dear Ms. Cole:

On behalf of Progress Energy Florida, Inc. (PEF), I enclose for filing in the above docket the original and fifteen (15) copies of the following:

- PEF's Petition for Approval of Environmental Cost Recovery True-up, 2010 Environmental Cost Recovery Clause Factors for the Period January 2010 to December 2010;
- Pre-filed Direct Testimony of Thomas G. Foster and Exhibit Nos. \_\_ (TGF-3) and (TGF-4);
- Pre-filed Direct Testimony of Patricia Q. West;
- Pre-filed Direct Testimony of Kevin Murray;
- Pre-filed Direct Testimony of Joseph McCallister;
- Pre-filed Direct Testimony of Corey Zeigler; and
- A redacted copy of the confidential Pre-filed Direct Testimony of Kevin Murray.

Unredacted copies of the confidential testimony are being submitted separately with a Request for Confidential Classification.

also have included a diskette containing the petition and testimony in Microsoft Word Format. By copy of this letter, the enclosed documents have been furnished to the parties on the attached certificate of service.

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ECN + Diskette  
GCL 1  
GFC  
BFP  
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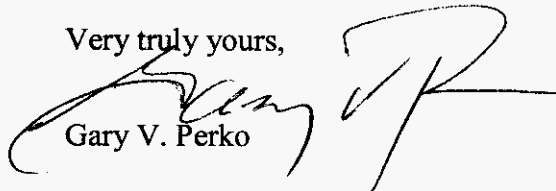
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Ms. Ann Cole  
August 28, 2009  
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Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning it to me. If you have any questions regarding this filing, please give one of us a call at 222-7500.

Very truly yours,

A handwritten signature in black ink, appearing to read "Gary V. Perko", written over a large, stylized capital letter "P".

Gary V. Perko

Attorneys for PROGRESS ENERGY FLORIDA, INC.

cc: Certificate of Service

Hopping Green & Sams

Attorneys and Counselors

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to all counsel of record and interested parties as listed below by hand-delivery (\*) or regular U.S. mail this 28th day of August, 2009.

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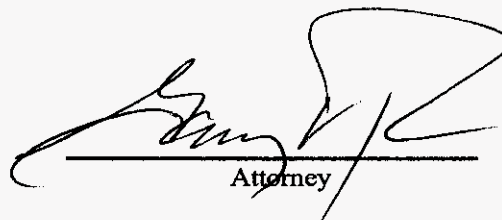
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\_\_\_\_\_  
Attorney

**BEFORE THE PUBLIC SERVICE COMMISSION**

In re: Environmental Cost Recovery Clause

Docket No. 090007-EI

Dated: August 28, 2009

**PROGRESS ENERGY FLORIDA'S PETITION FOR APPROVAL  
OF ENVIRONMENTAL COST RECOVERY TRUE-UP, 2010  
ENVIRONMENTAL COST RECOVERY CLAUSE FACTORS**

Progress Energy Florida, Inc. ("PEF" or "the Company"), hereby petitions for approval of its environmental cost recovery true-up and proposed Environmental Cost Recovery Clause (ECRC) factors for the period January 2010 to December 2010. In support, PEF states:

1. PEF's total true-up applicable for this period is an over-recovery of \$19,754,975. This consists of the final true-up under-recovery of \$4,320,606 for the period from January through December 2008 and an estimated true-up over-recovery of \$24,075,581 for the current period of January 2009 through December 2009. Documentation supporting the total true-up over-recovery is provided in Mr. Thomas G. Foster's testimony and Exhibit No. \_\_ (TGF-1) submitted on August 3, 2009, and Mr. Foster's testimony and Exhibit No. \_\_ (TGF-3) submitted with this Petition. Additional cost information for specific ECRC programs for the period January through December 2009 are presented in the pre-filed testimony of Patricia Q. West, Corey Zeigler, Dale Wilterdink and Joseph McCallister filed on August 3, 2009.

2. As explained in the testimony of Mr. Foster submitted with this Petition and shown in Form 42-1P of Mr. Foster's Exhibit No. \_\_ (TGF-3), the total projected jurisdictional capital and O&M costs for the period January 2010 to December 2010 are \$234,002,435. Projected costs for specific ECRC programs for the period January through December 2010 are presented in the pre-filed testimony of Ms. West, Mr. Zeigler, Mr. Kevin Murray, and Mr.

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McCallister submitted with this Petition.

3. PEF's proposed ECRC factors for the period January 2010 to December 2010, which are designed to recover the 2008 final true-up, the estimated 2009 estimated/actual true-up, and projected 2010 costs, are presented for the Commission's review and approval in Mr. Foster's testimony submitted with this Petition. PEF has provided the allocation of the retail revenue requirements to the rate classes three ways: 12CP and 50% AD as proposed by the Company in Docket # 090079-EI, 12CP and 25% AD as recently approved for Tampa Electric in Docket # 080317-EI, and 12CP and 1/13th AD, the Company's currently approved method.

4. The environmental cost recovery true-up and proposed ECRC factors presented in Mr. Foster's testimony and exhibits are consistent with the provisions of Section 366.8255, Florida Statutes, and with prior rulings by the Commission.

WHEREFORE, Progress Energy Florida, Inc., respectfully requests that the Commission approve the Company's environmental cost recovery true-up and proposed ECRC factors for the period January 2010 through December 2010 as set forth in the testimony and supporting exhibits of Thomas G. Foster filed contemporaneously with this Petition.

RESPECTFULLY SUBMITTED this 28<sup>th</sup> day of August, 2009.

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By: 

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