

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Energy conservation cost recovery clause. | DOCKET NO. 100002-EG
ORDER NO. PSC-10-0703-FOF-EG
ISSUED: November 29, 2010

The following Commissioners participated in the disposition of this matter:

ART GRAHAM, Chairman
LISA POLAK EDGAR
NATHAN A. SKOP
RONALD A. BRISÉ

APPEARANCES:

BETH KEATING, ESQUIRE, Akerman Senterfitt, 106 East College Avenue, Suite 1200, Tallahassee, Florida 32301
On behalf of Florida Public Utilities Company (FPUC).

JEFFREY A. STONE, RUSSELL A. BADDERS, and STEVEN R. GRIFFIN, ESQUIRES, Beggs & Lane, Post Office Box 12950, Pensacola, Florida 32591-2950
On behalf of Gulf Power Company (Gulf).

JOHN T. BURNETT, Associate General Counsel, and DIANNE M. TRIPLETT, Associate General Counsel, Progress Energy Service Co., LLC, Post Office Box 14042, St. Petersburg, Florida 33733-4042
On behalf of Progress Energy Florida, Inc. (PEF).

JAMES D. BEASLEY and J. JEFFRY WAHLEN, ESQUIRES, Ausley & McMullen, Post Office Box 391, Tallahassee, Florida 32302
On behalf of Tampa Electric Company (TECO).

PATRICIA A. CHRISTENSEN, Associate Public Counsel, and CHARLES BECK, Deputy Public Counsel, Office of Public Counsel, c/o The Florida Legislature, 111 West Madison Street, Room 812, Tallahassee, Florida 32399-1400
On behalf of the Citizens of the State of Florida (OPC).

JON MOYLE, JR. and VICKI GORDON KAUFMAN, ESQUIRES, 118 North Gadsden Street, Tallahassee, Florida 32312
On behalf of the Florida Industrial Power Users Group (FIPUG).

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JAMES W. BREW and F. ALVIN TAYLOR, ESQUIRES, Brickfield, Burchette, Ritts and Stone, P.C., 1025 Thomas Jefferson St., N.W., Eighth Floor, West Tower, Washington, D.C. 20007

On behalf of White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs (PCS PHOSPHATE or PCS).

KATHERINE E. FLEMING, and LEE ENG TAN, ESQUIRES, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850

On behalf of the Florida Public Service Commission (STAFF).

MARY ANNE HELTON, Deputy General Counsel, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850
Advisor to the Florida Public Service Commission.

FINAL ORDER APPROVING ENERGY CONSERVATION COST RECOVERY AMOUNTS
AND ESTABLISHING ENERGY CONSERVATION COST RECOVERY FACTORS FOR
THE PERIOD JANUARY 2011 THROUGH DECEMBER 2011

BY THE COMMISSION:

As part of our continuing energy conservation cost recovery proceedings, an administrative hearing was held November 1, 2010, in this docket. The parties submitted testimony and exhibits in support of their proposed final and estimated true-up amounts and their conservation cost recovery factors. The Office of Public Counsel (“OPC”), the Florida Industrial Power Users Group (“FIPUG”), and White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs (PCS Phosphate) also participated in this proceeding. Prior to hearing, the parties reached agreement concerning all issues identified for resolution at hearing. These issues were presented to us as a stipulation. We have jurisdiction over the subject matter by the provisions of Chapter 366, Florida Statutes (F.S.), including Sections 366.04, 366.05, 366.06 and 366.082, F.S.

The parties stipulated to the final and estimated true-up amounts and conservation cost recovery factors appropriate for each utility. We accept and approve the stipulations as reasonable and supported by competent, substantial evidence of record as set forth below.

We find that the appropriate final conservation cost recovery true-up amounts for the period January 2009 through December 2009 are as follows:

Florida Public Utilities (FPUC)	\$24,452	Underrecovery
Gulf Power Company (GPC)	\$1,325,593	Overrecovery
Progress Energy Florida, Inc. (PEF)	\$1,446,182	Overrecovery
Tampa Electric Company (TECO)	\$1,434,024	Underrecovery

We find that the appropriate total conservation cost recovery amounts to be collected during the period January 2011 through December 2011 are as follows:

Florida Public Utilities (FPUC)	\$830,844
Gulf Power Company (GPC)	\$8,435,773
Progress Energy Florida, Inc. (PEF)	\$96,802,413
Tampa Electric Company (TECO)	\$46,078,829

We find the appropriate conservation cost recovery factors for the period January 2011 through December 2011 are as follows:

FPUC	Rate Class (Consolidated)	ECCR Factor 0.115 cents/Kwh
GULF	Rate Class RS, RSVP GS GSD, GSDT, GSTOU LP, LPT PX, PXT, RTP, SBS OSI, OSII OSIII	ECCR Factor 0.080 cents/Kwh 0.077 cents/Kwh 0.074 cents/Kwh 0.071 cents/Kwh 0.068 cents/Kwh 0.063 cents/Kwh 0.069 cents/Kwh
PEF	Rate Class Residential General Svc. Non-Demand @ Primary Voltage @ Transmission Voltage General Svc. 100% Load Factor General Svc. Demand @ Primary Voltage @ Transmission Voltage Curtaillable @ Primary Voltage @ Transmission Voltage Interruptible @ Primary Voltage @ Transmission Voltage Standby Monthly @ Primary Voltage @ Transmission Voltage Standby Daily @ Primary Voltage @ Transmission Voltage Lighting	ECCR Factor 0.299 cents/Kwh 0.252 cents/Kwh 0.249 cents/Kwh 0.247 cents/Kwh 0.216 cents/Kwh 0.90 \$/KW 0.89 \$/KW 0.88 \$/KW 0.94 \$/KW 0.93 \$/KW 0.92 \$/KW 0.82 \$/KW 0.81 \$/KW 0.80 \$/KW 0.089 \$/KW 0.088 \$/KW 0.087 \$/KW 0.042 \$/KW 0.042 \$/KW 0.041 \$/KW 0.151 cents/Kwh

TECO	Rate Class	ECCR Factor
	Residential	0.274 cents/Kwh
	General Svc., TS	0.246 cents/Kwh
	General Svc. Demand - Secondary	0.93 \$/KW
	@ Primary Voltage	0.92 \$/KW
	@ Subtransmission Voltage	0.91 \$/KW
	Standby Firm - Secondary	0.93 \$/KW
	@ Primary Voltage	0.92 \$/KW
	@ Subtransmission Voltage	0.91 \$/KW
	Interruptible – Secondary	0.81 \$/KW
	@ Primary Voltage	0.80 \$/KW
	@ Subtransmission Voltage	0.79 \$/KW
	General Svc. Demand Optional - Secondary	0.221 cents/Kwh
	@ Primary Voltage	0.219 cents/Kwh
	@ Subtransmission Voltage	0.217 cents/Kwh
	Lighting	0.108 cents/Kwh

We find that these factors shall be effective beginning with the specified conservation cost recovery cycle and thereafter for the period January 2011 through December 2011. Billing cycles may start before January 1, 2011, and the last cycle may be read after December 31, 2011, so that each customer is billed for twelve months regardless of when the adjustment factor became effective.

Company Specific Conservation Cost Recovery Issues

Tampa Electric Company

We find that Tampa Electric Company’s Contracted Credit Value for the GSLM-2 and GSLM-3 rate riders for the period January 2011 through December 2011 are as follows:

In accordance with the program requirement and methodology established by Order No. PSC-99-1778-FOF-EI, issued September 10, 1999, in Docket No. 990037-EI, the Contracted Credit Value for the GSLM-2 and GSLM-3 rate riders will be \$9.21 per KW for the period January 2011 through December 2011.

We find that Tampa Electric Company’s residential Price Responsive Load Management (RSVP-1) rate tiers for the period January 2011 through December 2011 are as follows:

In accordance with the program requirement and methodology established by Order No. PSC-07-0740-TRF-EG, issued September 17, 2007, in Docket No. 070056-EG, the rate tiers for RSVP-1 will be as follows:

Rate Tier	Cents/kWh
P4	33.606
P3	6.003

Rate Tier	Cents/kWh
P2	(0.780)
P1	(1.443)

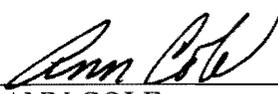
Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the stipulations, findings, and rulings set forth in the body of this Order are hereby approved. It is further

ORDERED that each utility that was a party to this docket shall abide by the stipulations, findings, and rulings herein which are applicable to it. It is further

ORDERED that the utilities named herein are authorized to collect the energy conservation cost recovery amounts and utilize the factors approved herein for the period beginning with the specified conservation cost recovery cycle and thereafter for the period January 2011 through December 2011. Billing cycles may start before January 1, 2011, and the last cycle may be read after December 31, 2011, so that each customer is billed for twelve months regardless of when the adjustment factor became effective.

By ORDER of the Florida Public Service Commission this 29th day of November, 2010.



ANN COLE
Commission Clerk

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request:

- 1) reconsideration of the decision by filing a motion for reconsideration with the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or
- 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Office of Commission Clerk, and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.