

John T. Butler Assistant General Counsel – Regulatory Florida Power & Light Company 700 Universe Boulevard Juno Beach, FL 33408-0420 (561) 304-5639 (561) 691-7135 (Facsimile) E-mail: John.butler@fpl.com

April 2, 2012

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# -VIA HAND DELIVERY -

Ms. Ann Cole Commission Clerk Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

#### **Re:** Docket No. 120007-EI

Dear Ms. Cole:

I am enclosing for filing in the above docket the original and seven (7) copies of Florida Power & Light Company's ("FPL's") Petition for Approval of Environmental Cost Recovery True-Up for the Period Ending December 2011, together with a CD containing the electronic version of same.

Also enclosed for filing are the original and fifteen (15) copies of the prefiled testimony and documents of FPL witness T. J. Keith, prefiled testimony of FPL witness Roxane R. Kennedy and FPL's Supplemental CAIR/CAMR/CAVR Filing, which is identified as Exhibit RRL-5 and will be sponsored by FPL witness R. R. LaBauve. Consistent with Order No. PSC-12-0060-PCO-EI, the enclosed exhibits will be provided to the parties in Excel format with all formulas intact and unlocked within five (5) working days of this filing.

If there are any questions regarding this transmittal, please contact me at 561-304-5639.

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SRC DN 01994-12	SOPPLEMENTAL John T. Butler	
OPC		Petition
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TESTIMONES: Counsel for Parties of Record (w/encl.) + SUPPLEMENTM

FPSC-COMMISSION CLERK

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an FPL Group company

#### **BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

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In re: Environmental Cost Recovery Clause Docket No. 120007-EI Filed: April 2, 2012

## PETITION FOR APPROVAL OF ENVIRONMENTAL COST RECOVERY TRUE-UP FOR THE PERIOD ENDING DECEMBER 2011

Florida Power & Light Company ("FPL") hereby petitions this Commission for approval of FPL's actual End-of-Period Environmental Cost Recovery Clause ("ECRC") true-up overrecovery amount of \$9,685,585 for the period January 2011 through December 2011 and an over-recovery of \$976,912 as the adjusted net true-up amount for the same period. In support of this petition, FPL incorporates the prepared written testimony and exhibits of FPL witnesses T.J. Keith and R.R. Kennedy.

1. The actual End-of-Period ECRC true-up over-recovery of \$9,685,585 for the period January 2011 through December 2011 was calculated in accordance with the methodology set forth in Schedule A-2 for the Fuel Cost Recovery Clause, attached to Order No. 10093 dated June 19, 1981. This calculation and the supporting documentation are contained in the prepared testimony and exhibit of FPL witness T.J. Keith, which is being filed together with this Petition and incorporated herein.

2. In Order No. PSC-11-0553-FOF-EI, dated December 7, 2011, the Commission approved an over-recovery of \$8,708,673 as the actual/estimated ECRC true-up for the period January 2011 through December 2011.

3. The adjusted net true-up for the period January 2011 through December 2011 is an over-recovery of \$976,912.

4. Ms. Kennedy's prepared testimony addresses the 2011 ECRC O&M variance for the Martin Next Generation Solar Energy Center.

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5. Pursuant to Order No. PSC-11-0553-FOF-EI, FPL is providing its current estimates of project activities and associated costs related to its Clean Air Interstate Rule ("CAIR"), Clean Air Mercury Rule ("CAMR"), and Clean Air Visibility Rule ("CAVR")/BART Projects as Exhibit RRL-5, which is being filed together with this Petition and incorporated herein. Exhibit RRL-5 will be sponsored by FPL witness R.R. LaBauve.

WHEREFORE, Florida Power & Light Company respectfully requests the Commission to approve an actual End-of-Period Environmental Cost Recovery true-up over-recovery amount of \$9,685,585, and an over-recovery of \$976,912 as the adjusted net true-up, for the period January 2011 through December 2011.

Respectfully submitted,

R. Wade Litchfield, Esq. Vice President and General Counsel John T. Butler, Esq. Assistant General Counsel – Regulatory Florida Power & Light Company 700 Universe Boulevard Juno Beach, Florida 33408-0420 Telephone: 561-304-5639 Fax: 561-691-7135

B√:

Jøhn T. Butler Florida Bar No. 283479

### CERTIFICATE OF SERVICE Docket No. 120007-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by hand delivery (\*) or U.S. Mail on this 2<sup>nd</sup> day of April, 2012, to the following:

Charles Murphy, Esq.\* Division of Legal Services Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850

James D. Beasley, Esq. J. Jeffrey Wahlen, Esq. Ausley & McMullen Attorneys for Tampa Electric P.O. Box 391 Tallahassee, Florida 32302

Jeffrey A. Stone, Esq. Russell A. Badders, Esq. Beggs & Lane Attorneys for Gulf Power P.O. Box 12950 Pensacola, Florida 32591-2950

Samuel Miller, Capt., USAF USAF/AFLOA/JACL/ULFSC 139 Barnes Drive, Suite 1 Tyndall AFB, FL 32403-5319 Attorney for the Federal Executive Agencies J. R Kelly, Esq Patricia Christensen, Esq. Charles Rehwinkel, Esq. Office of Public Counsel c/o The Florida Legislature 111 W Madison St. Room 812 Tallahassee, FL 32399-1400

John T. Burnett, Esq. Dianne Triplett, Esq. Progress Energy Service Company, LLC P.O. Box 14042 St. Petersburg, Florida 33733-4042

Jon C. Moyle, Esq. Vicki Kaufman, Esq. Co-Counsel for FIPUG Keefe, Anchors, Gordon & Moyle, P.A. 118 N. Gadsden St. Tallahassee, FL 32301

Gary V. Perko, Esq. Hopping Green & Sams P.O Box 6526 Tallahassee, FL 32314 Attorneys for Progress Energy Florida

By:

John T. Butler Fla. Bar No. 283479

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