



Kenneth M. Rubin  
Senior Counsel  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408-0420  
(561) 691-2512  
(561) 691-7135 (Facsimile)  
Ken.Rubin@fpl.com

September 10, 2013

**-VIA ELECTRONIC FILING -**

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

**Re: Docket No. 130002-EG  
Energy Conservation Cost Recovery Clause**

Dear Ms. Cole:

I enclose for electronic filing in the above docket Florida Power & Light Company's ("FPL") Petition for Approval of Energy Conservation Cost Recovery factors for the Period January 2014 through December 2014

Consistent with the directions provided by Staff to parties, FPL will deliver separately five (5) copies of the Petition to Lee Eng Tan, the lead Staff Attorney for the above docket.

If there are any questions regarding this transmittal, please contact me at 561-691-2512.

Sincerely,

/s/Kenneth M. Rubin  
Kenneth M. Rubin

Enclosures

cc: Counsel of record for parties (w/encl.)

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Energy Conservation Cost  
Recovery Clause

Docket No. 130002-EG

Filed: September 10, 2013

**PETITION OF FLORIDA POWER & LIGHT COMPANY FOR  
APPROVAL OF ITS CONSERVATION COST RECOVERY FACTORS FOR THE  
PERIOD JANUARY 2014 THROUGH DECEMBER 2014**

Florida Power & Light Company ("FPL"), pursuant to Section 366.82(2), Florida Statutes, Rule 25.17.015, Florida Administrative Code, Order No. PSC-93-0709-FOF-EG, and Order No. PSC-98-1084-FOF-PU, hereby petitions the Florida Public Service Commission ("Commission") for approval of the Energy Conservation Cost Recovery ("ECCR") Factors shown on Schedule C-1, page 3, attached to the prefiled testimony of FPL witnesses Anita Sharma and Terry Keith and which is incorporated by reference, to be applied during the January 2014 through December 2014 billing period and to continue in effect thereafter until modified by the Commission. The grounds for this Petition are as follows:

1. The name and the address of the affected agency are:

Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

2. FPL's address is 700 Universe Boulevard, Juno Beach, FL 33408.

Correspondence, notices, orders, motions and other documents concerning this petition should be sent to:

Kenneth Hoffman  
Vice President Regulatory Affairs  
Florida Power & Light Company  
215 South Monroe Street, Suite 810  
Tallahassee, Florida 32301  
(850) 521-3900 Telephone  
(850) 521-3939 Facsimile

R. Wade Litchfield, Esq.  
Vice President and General Counsel  
Kenneth M. Rubin, Esq.  
Senior Counsel  
700 Universe Boulevard  
Juno Beach, FL 33408  
(561)691-2512 Telephone  
(561)691-7135 Facsimile

3. FPL is an investor-owned electric utility regulated by the Commission pursuant to Chapter 366, Florida Statutes. FPL is subject to the Florida Energy Efficiency Conservation Act

("FEECA"), and its ECCR Clause is subject to the Commission's jurisdiction. Pursuant to Rule 25-17.015(1)(d), Florida Administrative Code, and Order Nos. PSC-93-0709-FOF-EG, PSC-93-1845-FOF-EG and PSC-98-1084-FOF-PU (among others), the Commission has authorized ECCR Factors. FPL's substantial interest in the recovery of its conservation-related expenditures will be affected by this proceeding.

4. FPL's ECCR Factors were calculated consistent with the order establishing annual ECCR Factors, Order No. PSC-93-0709-FOF-EG, and the order establishing the ECCR cost of service methodology, Order No. PSC-93-1845-FOF-EG. The factors are designed to recover the projected conservation program expenses for the period January 2014 through December 2014 adjusted for (a) the actual/estimated true-up for the period January 2013 through December 2013, and (b) the final conservation true-up for the period January 2012 through December 2012, as well as an interest provision for both true-ups. The calculation of these factors and the supporting documentation are contained in the prepared prefiled testimony of FPL witnesses Anita Sharma and Terry Keith and in Exhibit AS-2, which are being filed with and are incorporated by reference in this Petition.

5. FPL is requesting recovery of the retail jurisdictional portion of the one-time advanced capacity payment it will make to the Palm Beach Solid Waste Authority ("SWA"), plus reasonable and prudent carrying costs, in the ECCR Clause for 2014. The recovery of the advanced payment was authorized by the Commission in Order No. PSC-11-0293-FOF-EU, Docket No. 110018-EU. As such, a total of \$56.3 million is included in FPL's projected ECCR costs for 2014.

6. FPL projects total conservation program costs, net of all program revenues, of \$260,247,107 for the period January 2014 through December 2014. The net true-up is an under recovery of \$15,859,578, which includes the final conservation over-recovery of \$189,597 for the period January 2012 through December 2012 that was reported on FPL's Schedule CT-1

filed May 2, 2013, and the actual/estimated true-up under-recovery plus interest for January 2013 through December 2013 of \$16,049,176. The total recoverable conservation costs and applicable taxes, net of program revenues and reflecting the applicable over or under recoveries to be recovered during the January 2014 through December 2014 period, including SWA costs of \$56.3 million, are \$332,563,100, and the ECCR Factors which are included in Exhibit AS-2 are designed to recover this level of costs and taxes.

7. FPL is not aware of any disputed issues of fact. This petition is not in response to a prior agency decision, so the petition cannot state when and how it "received notice of the agency decision." The Commission should approve the ECCR Factors for the period January 2014 through December 2014 shown on Schedule C-1, page 3. FPL is entitled to relief pursuant to Section 366.82(2), Florida Statutes, Rule 25-17.015, Florida Administrative Code, Order No. PSC-93-0709-FOF-EG, and Order No. PSC-98-1084-FOF-PU.

WHEREFORE, FPL respectfully petitions the Commission to approve for the billing period January 2014 through December 2014, and to continue in effect thereafter until modified by the Commission, the ECCR Factors for the period January 2014 through December 2014 shown on Schedule C-1, page 3.

Respectfully submitted,

R. Wade Litchfield, Esq.  
Vice President and General Counsel  
Kenneth M. Rubin  
Senior Counsel  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408-0420  
Telephone: (561) 691-2512  
Facsimile: (561) 691-7135

By: s/ Kenneth M. Rubin  
Kenneth M. Rubin  
Florida Bar No. 349038

**CERTIFICATE OF SERVICE**  
**DOCKET NO. 130002-EG**

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Petition for Approval of the Energy Conservation Cost Recovery Factors for the Period January 2014 through December 2014 has been furnished by hand delivery (\*) or U.S. Mail on September 10, 2013 to the following:

Lee Eng Tan, Esq. \*  
Office of General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Office of Public Counsel  
J. R. Kelly, Esq.  
Patricia Ann Christensen, Esq.  
C. Rehwinkel, Esq.  
c/o The Florida Legislature  
111 West Madison St., Room 812  
Tallahassee, FL 32399-1400

Beggs & Lane Law Firm  
Jeffrey Stone, Esq./Russell Badders, Esq./  
Steven Griffin, Esq.  
Attorneys for Gulf Power Company  
501 Commendencia Street  
Pensacola, FL 32502-5953

Ausley Law Firm  
James Beasley, Esq.  
J. Jeffrey Wahlen, Esq.  
Attorneys for Tampa Electric Company  
(TECO)  
P.O. Box 391  
Tallahassee, FL 32302

James W. Brew, Esq.  
F. Alvin Taylor, Esq.  
Attorneys for White Springs Agricultural  
Chemicals, Inc.  
Brickfield, Burchette, Ritts & Stone, P.C.  
1025 Thomas Jefferson St., NW  
Eighth Floor, West Tower  
Washington, DC 20007

Jon C. Moyle, Jr., Esq.  
Moyle Law Firm, P.A.  
Attorneys for Florida Industrial Power  
Users Groups (FIPUG)  
118 North Gadsden Street  
Tallahassee, FL 32301

Beth Keating, Esq.  
Gunster Firm  
Attorneys for FPUC  
215 So. Monroe St., Suite 618  
Tallahassee, Florida 32301- 1804

Duke Energy Florida, Inc.  
John T. Burnett, Esq.  
Diane Triplett, Esq.  
P.O. Box 14042  
St. Petersburg, FL 33733-4042

George Cavros, Esq.  
Attorney for SACE  
120 E. Oakland Park Blvd., Ste 105  
Fort Lauderdale, FL 33334

By: s/ Kenneth M. Rubin  
Kenneth M. Rubin  
Florida Bar No. 349038