

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Energy Conservation Cost  
Recovery Clause

Docket No. 130002-EG

Filed: October 8, 2013

**THE FLORIDA INDUSTRIAL POWER USERS GROUP'S  
PREHEARING STATEMENT**

The Florida Industrial Power Users Group (FIPUG), pursuant to Order No. PSC-12-0062-PCO-EG, files its Prehearing Statement.

**A. APPEARANCES:**

Jon C. Moyle, Jr.  
Moyle Law Firm, P.A.  
118 North Gadsden Street  
Tallahassee, FL 32312

Attorneys for the Florida Industrial Power Users Group

**B. WITNESSES AND EXHIBITS:**

All witnesses and exhibits listed by other parties in this proceeding.

**C. STATEMENT OF BASIC POSITION:**

FIPUG maintains that the respective utilities must satisfy their burden of proof for any and all monies sought in this proceeding.

**GENERIC CONSERVATION COST RECOVERY ISSUES**

**ISSUE 1:** What are the final conservation cost recovery true-up amounts for the period January 2012 through December 2012?

**FIPUG:** Agree with OPC.

**ISSUE 2:** What are the total conservation cost recovery amounts to be collected during the period January 2014 through December 2014?

**FIPUG:** Agree with OPC.

**ISSUE 3:** What are the conservation cost recovery factors for the period January 2014 through December 2014?

**FIPUG:** Agree with OPC.

**ISSUE 4:** What should be the effective date of the new conservation cost recovery factors for billing purposes?

**FIPUG:** Agree with OPC.

#### COMPANY SPECIFIC CONSERVATION COST RECOVERY ISSUES

##### Tampa Electric Company

**ISSUE 5:** What is the Contracted Credit Value for the GSLM-2 and GSLM-3 rate riders for Tampa Electric Company for the period January 2014 through December 2014?

**FIPUG:** Agree with OPC.

**ISSUE 6:** What are the residential Price Responsive Load Management (RSVP -1) rate tiers for Tampa Electric Company for the period January 2014 through December 2014?

**FIPUG:** Agree with OPC.

**D. STIPULATED ISSUES:**

None at this time.

**E. PENDING MOTIONS:**

None at this time.

**F. STATEMENT OF PARTY'S PENDING REQUESTS OR CLAIMS FOR CONFIDENTIALITY:**

None.

**G. OBJECTIONS TO QUALIFICATION OF WITNESSES AS AN EXPERT:**

Yes, unless the witness in question affirmatively states the subject matter area(s) in which he or she claims expertise.

H. **STATEMENT OF COMPLIANCE WITH ORDER ESTABLISHING PROCEDURE:**

There are no requirements of the Order Establishing Procedure with which the Florida Industrial Power Users Group cannot comply at this time.

s/ Jon C. Moyle, Jr.

Jon C. Moyle, Jr.

Moyle Law Firm, P.A.

118 North Gadsden Street

Tallahassee, Florida 32301

Telephone: (850) 681-3828

Facsimile: (850) 681-8788

[jmoyle@moylelaw.com](mailto:jmoyle@moylelaw.com)

Attorneys for Florida Industrial Power Users Group

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of FIPUG's Prehearing Statement was furnished to the following by Electronic Mail, on this 8<sup>th</sup> day of October, 2013:

Lee Eng Tan  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

James D. Beasley  
J. Jeffrey Wahlen  
Ausley & McMullen Law Firm  
P. O. Box 391  
Tallahassee, FL 32302

John T. Burnett  
Associate General Counsel  
Progress Energy Service Company, LLC  
299 First Avenue North  
St. Petersburg, FL 33701

J.R. Kelly/ P. Christensen/ C. Rehwinkel  
Office of Public Counsel  
c/o The Florida Legislature  
111 W. Madison Street  
Room 812  
Tallahassee FL 32399-1400

Jeffrey A. Stone  
Russell A. Badders  
Beggs & Lane Law Firm  
P. O. Box 12950  
Pensacola, FL 32591

Beth Keating  
Gunster, Yoakley & Stewart, P.A.  
215 S. Monroe Street, Suite 618  
Tallahassee, Florida 32301

Kenneth M. Rubin  
Florida Power & Light  
700 Universe Blvd.  
Juno Beach, FL 33408-00420

Randy Miller  
White Springs Agricultural Chemicals  
P.O. Box 300  
15483 Southeast 78<sup>th</sup> Street  
White Springs, FL 32096

George Cavros  
Southern Alliance for Clean Energy  
120 East Oakland Park Blvd., Suite 105  
Fort Lauderdale, FL 33334

James W. Brew/F. Alvin Taylor  
Brickfield Law Firm  
Eighth Floor, West Tower  
1025 Thomas Jefferson Street, NW  
Washington, DC 20007-5201

Ms. Paula K. Brown  
Tampa Electric Company  
Regulatory Affairs  
Post Office Box 111  
Tampa FL 33601-0111

Kenneth Hoffman  
Florida Power & Light Company  
215 South Monroe Street, Suite 810  
Tallahassee FL 32301-1858

Cheryl Martin & Aleida Socarras  
Florida Public Utilities Company  
1641 Worthington Rd.  
Suite 220  
West Palm Beach FL 33409-6703

Robert L. McGee, Jr.  
Gulf Power Company  
One Energy Place  
Pensacola FL 32520-0780

s/ Jon C. Moyle, Jr.  
Jon C. Moyle, Jr.