



Jessica A. Cano
Senior Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
(561) 304-5226
(561) 691-7135 (Facsimile)

March 1, 2016

-VIA ELECTRONIC FILING-

Carlotta Stauffer, Director
Division of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 160009-EI; Nuclear Cost Recovery Clause

Dear Ms. Stauffer:

Please find enclosed for filing in the above referenced docket Florida Power & Light Company's ("FPL's") Petition for Approval of Nuclear Power Plant Cost Recovery True-Up for the Year Ending 2015, along with the testimony and exhibits of two witnesses, including FPL's Nuclear Filing Requirements ("NFRs").

This filing is being made via the Florida Public Service Commission's Web Based Electronic Filing portal and consists of three submittals, each including a signed certificate of service. This letter and the petition are being filed as submittal 1 of 3. The remaining documents are being submitted as follows:

- Prefiled Testimony and Exhibits of S. Scroggs, including NFRs (2 of 3); and
- Prefiled Testimony and Exhibits of J. Grant-Keene (3 of 3).

If there are any questions regarding this filing, please contact me at 561-304-5226.

Sincerely,

s/ Jessica A. Cano
Jessica A. Cano
Fla. Bar No. 0037372

Enclosures

cc: Counsel for Parties of Record (w/encl.)

Florida Power & Light Company

700 Universe Boulevard, Juno Beach, FL 33408

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Nuclear Cost)
Recovery Clause)

Docket No. 160009-EI
Filed: March 1, 2016

**PETITION FOR APPROVAL OF NUCLEAR POWER PLANT COST RECOVERY
TRUE-UP FOR THE YEAR ENDING DECEMBER 2015**

Florida Power & Light Company (“FPL”), pursuant to Section 366.93, Florida Statutes, and Rule 25-6.0423, Florida Administrative Code, hereby petitions the Florida Public Service Commission (“the Commission”) for approval of its 2015 Nuclear Power Plant Cost Recovery (“NPPCR”) true-up amount of a \$1,313,666 over-recovery, and for a determination that FPL prudently incurred its 2015 NPPCR costs. In support of this Petition, FPL states as follows:

INTRODUCTION

1. FPL is an investor-owned utility with headquarters at 700 Universe Boulevard, Juno Beach, Florida 33408, operating under the jurisdiction of the Commission pursuant to the provisions of Chapter 366, Florida Statutes.¹ FPL is a wholly-owned subsidiary of NextEra Energy, Inc., a registered holding company under the Federal Public Utility Holding Company Act and related regulations. FPL provides generation, transmission, and distribution service to more than 4.8 million retail customers.

2. Any pleading, motion, notice, order or other document required to be served upon FPL or filed by any party to this proceeding should be served upon the following individuals:

¹ All references to Florida Statutes are to the 2015 Florida Statutes.

Kenneth Hoffman
Vice President Regulatory Affairs
Ken.Hoffman@fpl.com
Florida Power & Light
Company
215 S. Monroe Street, Ste 810
Tallahassee, FL 32301
850-521-3919
850-521-3939 (fax)

Jessica Cano
Senior Attorney
Jessica.Cano@fpl.com
Florida Power & Light
Company
700 Universe Boulevard
Juno Beach, FL 33408
561-304-5226
561-691-7135 (fax)

Kevin I.C. Donaldson
Senior Attorney
Kevin.Donaldson@fpl.com
Florida Power & Light
Company
700 Universe Boulevard
Juno Beach, FL 33408
561-304-5170
561-691-7135 (fax)

3. This Petition is being filed consistent with Rule 28-106.201, Florida Administrative Code. The agency affected is the Florida Public Service Commission, located at 2540 Shumard Oak Blvd, Tallahassee, FL 32399. This case does not involve reversal or modification of an agency decision or an agency's proposed action. Therefore, paragraph (c) and portions of paragraphs (e), (f) and (g) of subsection (2) of such rule are not applicable to this Petition. In compliance with paragraph (d), FPL states that it is not known which, if any, of the issues of material fact set forth in the body of this Petition, or the supporting testimony, exhibits and Nuclear Filing Requirements ("NFRs") filed herewith, may be disputed by others planning to participate in this proceeding.

BACKGROUND AND OVERVIEW

4. Section 366.93, Florida Statutes, was adopted by the Legislature in 2006 to promote utility investment in nuclear power plants. The Commission's NPPCR Rule, Rule 25-6.0423, Florida Administrative Code, implements this statute and provides for the annual review of expenditures and annual recovery of eligible costs through the Capacity Cost Recovery Clause ("CCRC"). FPL's pursuit of additional nuclear generation is made possible by the available cost recovery mechanism.

5. By Order No. PSC-08-0237-FOF-EI, issued April 11, 2008, the Commission made an affirmative determination of need for FPL's Turkey Point 6 & 7 new nuclear project. This project is eligible for NPPCR treatment pursuant to Section 366.93(3), Florida Statutes, and Rule 25-6.0423, Florida Administrative Code. Accordingly, FPL's Turkey Point 6 & 7 project has been subject to Commission oversight, and FPL has been permitted to recover eligible costs, since 2008.

6. The NPPCR amount that FPL is currently recovering for the Turkey Point 6 & 7 project, as approved by Order No. PSC-15-0521-FOF-EI, was based in part on actual/estimated 2015 cost data. As described below and in the testimony being filed herewith, the true-up of FPL's actual 2015 NPPCR amount results in an over-recovery of \$1,313,666 to be returned to customers through the CCRC in 2017. FPL is seeking approval of this amount and a prudence determination with respect to the actual 2015 Turkey Point 6 & 7 project activities and resulting costs.

7. The prepared testimony and exhibits of FPL witnesses Steven Scroggs and Jennifer Grant-Keene are being filed together with this Petition and are incorporated herein by reference. Exhibit SDS-1 to the testimony of FPL witness Scroggs, parts of which are sponsored or co-sponsored by FPL witness Grant-Keene, contains the true-up ("T") NFR schedules for 2015 Turkey Point 6 & 7 costs. The framework for these NFR schedules was developed by the Commission Staff working with FPL, the Office of Public Counsel, and others.²

² The NPPCR NFRs consist of True-Up (T), Actual/Estimated (AE), Projected (P), and True-Up to Original (TOR) Schedules. The T Schedules are typically filed in March and provide the true-up for the prior year. The remaining schedules will be filed in this docket on April 27, 2016.

2015 PROJECT SUMMARY

8. During 2015, FPL continued its pursuit of the approvals and authorizations necessary to proceed with the Turkey Point 6 & 7 project. For example, FPL worked to defend the State Site Certification issued by the Power Plant Siting Board, which was appealed by other parties to that process. In the Nuclear Regulatory Commission (“NRC”) licensing process, FPL continued to provide information related to the NRC’s Safety Evaluation, enabling the NRC to close out the evaluation for seismic and geology issues. Also, the U.S. Army Corp of Engineers provided authorization for work necessary to support the installation of linear facilities required for the project. Project staff continued to monitor industry milestones and events to identify potential impacts to the overall Turkey Point 6 & 7 project schedule and cost. And in further support of schedule and cost assumptions, FPL commenced a set of “Initial Assessments” – reviews of key early construction activities to add confidence to the sequence, timing and resources required to initiate future construction.

9. On a total project basis, FPL spent \$19,771,813 in preconstruction costs in 2015. This is \$1,765,978 less than estimated in 2015.³ For current cost recovery purposes (*i.e.*, jurisdictional and excluding Initial Assessments), FPL incurred \$17,309,494 in preconstruction costs, \$6,661,275 in preconstruction carrying costs, and \$160,088 in site selection carrying costs for Turkey Point 6 & 7. When compared to FPL’s actual/estimated amounts, this results in a total over-recovery of \$1,313,666.

10. FPL witness Scroggs discusses FPL’s 2015 Turkey Point 6 & 7 project activities, project controls, and preconstruction costs, while FPL witness Grant-Keene presents the calculation of the recoverable preconstruction costs, preconstruction carrying costs, and site

³ These amounts include costs for Initial Assessment activities, which FPL is deferring for recovery at a later date. See Order No. PSC-15-0521-FOF-EI, p. 32.

selection carrying costs pursuant to the Rule and related accounting controls. As demonstrated by each of those witnesses, the Turkey Point 6 & 7 expenditures were prudently incurred at the direction of properly qualified and well-informed FPL management, subject to comprehensive cost and accounting controls, and based on decisions that resulted from robust project planning and project management processes.

CONCLUSION

WHEREFORE, Florida Power & Light Company respectfully requests that the Commission (i) determine that FPL's actual 2015 Turkey Point 6 & 7 costs were prudently incurred; and (ii) approve for recovery the true-up of the preconstruction costs, preconstruction carrying costs, and site selection carrying costs resulting in a \$1,313,666 over-recovery, for inclusion in the calculation of the CCRC factors for the period beginning January 2017.

Jessica A. Cano
Fla. Bar No. 37372
Kevin I.C. Donaldson
Fla. Bar No. 833401
Attorneys for Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408-0420
(561) 304-5226
(561) 691-7135 (fax)

By: s/ Jessica A. Cano
Jessica A. Cano
Fla. Bar No. 0037372

**CERTIFICATE OF SERVICE
DOCKET NO. 160009-EI**

I HEREBY CERTIFY that a true and correct copy of FPL's Petition for Approval of Nuclear Power Plant Cost Recovery True-Up for the Year Ending December 2015 was served electronically this 1st day of March, 2016, to the following:

Martha F. Barrera, Esq.
Kyesha Mapp, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
mbarrera@psc.state.fl.us
kmapp@psc.state.fl.us

Patricia A. Christensen, Esq.
Associate Public Counsel
Office of Public Counsel
The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, Florida 32399
christensen.patty@leg.state.fl.us
Attorney for the Citizens of the State of Fla.

Matthew Bernier, Esq., Sr. Counsel
106 East College Ave., Suite 800
Tallahassee, Florida 32301-7740
Matthew.bernier@duke-energy.com
Attorney for Duke Energy Florida, Inc.

Dianne M. Triplett, Esq.
299 First Avenue North
St. Petersburg, Florida 33701
dianne.triplett@duke-energy.com
Attorney for Duke Energy Florida, Inc.

Jon C. Moyle, Jr., Esq.
Moyle Law Firm, P.A.
118 North Gadsden Street
Tallahassee, Florida 32301
jmoyle@moylelaw.com
Attorney for Fla. Industrial Power Users Group

Victoria Méndez, City Attorney
Matthew Haber, Assistant City Attorney
Xavier Albán, Assistant City Attorney
City of Miami
444 S.W. 2nd Avenue, Suite 945
Miami, FL 33130-1910
vmendez@miamigov.com
mshaber@miamigov.com
xealban@miamigov.com
omorera@miamigov.co
Attorneys for City of Miami

James W. Brew, Esq.
Laura A. Wynn, Esq.
Stone Mattheis Xenopoulos & Brew, P.C.
1025 Thomas Jefferson St., N.W.
Eighth Floor, West Tower
Washington, D.C. 20007
jbrew@smxblaw.com
law@smxblaw.com
*Attorneys for White Springs Agricultural
Chemicals, Inc. d/b/a PCS Phosphate – White
Springs*

By: s/ Jessica A. Cano
Jessica A. Cano
Fla. Bar No. 0037372