

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Fuel and Purchased Power Cost Recovery
Clause with Generating Performance Incentive Factor

Docket No. 20220001-EI

Filed: October 6, 2022

FLORIDA POWER & LIGHT COMPANY’S PREHEARING STATEMENT

Florida Power & Light Company (“FPL”), pursuant to Order Nos. PSC-2022-0052-PCO-EI, hereby submits its Prehearing Statement regarding the issues to be addressed at the hearing scheduled for November 1-3, 2022.

1. WITNESSES

WITNESS	SUBJECT MATTER	ISSUE No.
Direct		
Renaë B. Deaton	Addresses FPL Fuel Adjustment True-ups and Projections, FPL SolarTogether Subscription Credit, Inflation Reduction Act CCR One-Time Credit, FPL Capacity Cost Recovery True-ups and Projections, 2023 FCR/CCR Factors Effective Date, Request for Tariff Approval	5-10, 2E, 22A 24-30, 31, 32, 33
Scott R. Bores	Deferral of 2022 FCR Actual/Estimated True-up Under-recovery	8, 9
Gerard J. Yupp	2023 Risk Management Plan, Asset Optimization Program Gains, Incremental Optimization Costs, FPL Fuel Adjustment True-Ups and Projections, Replacement Power Cost Calculation	2A-2D, 2F, 2G, 5-10 2G, 5, 6
Dean Curtland	Projected nuclear fuel costs, projected incremental plant security and Fukushima-related costs, 2020-2023 unplanned nuclear outages	2H-2J
Charles R. Rote	Pre-consolidated FPL/Pre-consolidated Gulf Power Company 2021 Generation Performance Incentive Factor (GPIF) Reward/Penalty, FPL 2023 GPIF Target/Ranges	14, 15
Rebuttal		
Gerard J. Yupp	Replacement Power Cost Calculation	2G
Dean Curtland	2020 and 2021 Nuclear Unplanned Outages	2H, 2I

2. EXHIBITS

WITNESS	PROFERRED BY	EXHIBIT NO.	DESCRIPTION	ISSUE No.
Direct				
Renaë B. Deaton	FPL	RBD-1	2021 FCR Final True-Up Calculation – Pre-consolidated FPL	7
Renaë B. Deaton	FPL	RBD-2	2021 FCR Final True-Up Calculation – Pre-consolidated Gulf Power Company	7
Renaë B. Deaton	FPL	RBD-3	2021 CCR Final True-Up Calculation – Pre-consolidated FPL (Confidential)	24
Renaë B. Deaton	FPL	RBD-4	2021 CCR Final True-Up Calculation – Pre-consolidated Gulf Power Company	24
Renaë B. Deaton	FPL	RBD-5	2022 FCR Actual/Estimated True-Up Calculation	8
Renaë B. Deaton	FPL	RBD-6	2022 CCR Actual/Estimated True-Up Calculation	25
Renaë B. Deaton	FPL	RBD-7	2023 FCR Projections	10, 16-20
Renaë B. Deaton	FPL	RBD-8	2023 CCR Projections	26-30
Gerard J. Yupp	FPL	GJY-1	2021 Asset Optimization Program Results (Confidential)	2A
Gerard J. Yupp	FPL	GJY-2	2023 Risk Management Plan (Confidential)	2F
Gerard J. Yupp	FPL	GJY-3	2023 Projected Dispatch Costs and Availability	10
Charles R. Rote	FPL	CRR-1	Generating Performance Incentive Factor Performance Results for January 2021 through December 2021 – Pre-consolidated FPL	14
Charles R. Rote	FPL	CRR-2	Generating Performance Incentive Factor Performance Results for January 2021 through December 2021 – Pre-consolidated Gulf Power Company	14
Charles R. Rote	FPL	CCR-3	Generating Performance Incentive Factor Performance Targets for January 2023 through December 2023	15

WITNESS	PROFERRED BY	EXHIBIT NO.	DESCRIPTION	ISSUE No.
Rebuttal				
Dean Curtland	FPL	DC-1	Excerpt from: FPL’s Procedure 0-PME-049.0, Reactor Trip and Trip Bypass Breaker Inspection Maintenance	2I

3. STATEMENT OF BASIC POSITION

FPL’s 2023 Fuel and Purchased Power Cost Recovery factors and Capacity Cost Recovery factors are appropriate and reasonable and should be approved. FPL’s proposed FCR factors for the period January 2023 through December 2023 reflect the recovery of projected total net fuel costs of \$5,006,260,583. This amount includes a consolidated 2021 final true-up for pre-consolidated FPL and pre-consolidated Gulf Power Company, the consolidated Generating Performance Incentive Factor (“GPIF”) reward, FPL’s 2023 projected fuel costs, FPL’s portion of the 2021 Jurisdictional Asset Optimization Gains, and the projected 2023 FPL SolarTogether Credit. The \$5,006,260,583 projected total net fuel cost does not include any portion of FPL’s 2022 under-recovery. Due to conditions and international events that have sharply impacted the natural gas market, FPL will continue to update its fuel cost calculation with additional data reflecting actual gas prices, actual sales and actual revenues. At the appropriate time toward the end of 2022 or beginning of 2023, FPL will file a request for recovery based on an updated calculation, to be considered by the Commission.

FPL’s proposed CCR factors for the period January 2023 through December 2023 reflect the recovery of projected total net capacity costs of \$248,581,801. This amount includes the consolidated 2021 final true-up, the 2022 actual/estimated under-recovery, and FPL’s 2023 projected fuel costs.

In addition, FPL’s 2023 Risk Management Plan and GPIF targets and ranges are reasonable and should be approved.

4. STATEMENT OF ISSUES AND POSITIONS

COMPANY-SPECIFIC FUEL ADJUSTMENT ISSUES

ISSUE 2A: What was the total gain under FPL’s Incentive Mechanism approved by Order No. PSC-2016-0560-AS-EI that FPL may recover for the period January 2021 through December 2021, and how should that gain be shared between FPL and customers?

FPL: FPL’s asset optimization activities in 2021 delivered total gains of \$63,092,506. Of the total gains, FPL is allowed to retain \$13,855,504 (system). (Yupp)

ISSUE 2B: What is the appropriate amount of Incremental Optimization Costs under FPL’s Incentive Mechanism approved by Order No. PSC-2016-0560-AS-EI that FPL should be allowed to recover through the fuel clause for Personnel, Software, and Hardware costs for the period January 2021 through December 2021?

FPL: The amount of Incremental Optimization Costs for Personnel, Software, and Hardware Costs that FPL should be allowed to recover through the fuel clause is \$495,972 for the period January 2021 through December 2021. (Yupp)

ISSUE 2C: What is the appropriate amount of Variable Power Plant O&M Attributable to Off-System Sales under FPL’s Incentive Mechanism approved by Order No. PSC-2016-0560-AS-EI that FPL should be allowed to recover through the fuel clause for the period January 2021 through December 2021?

FPL: The amount of Incremental Optimization Costs under the Asset Optimization Program that FPL should be allowed to recover through the fuel clause for variable power plant O&M attributable to off-system sales for the period January 2021 through December 2021 is \$2,103,997. (Yupp)

ISSUE 2D: What is the appropriate amount of Variable Power Plant O&M Avoided due to Economy Purchases under FPL’s Incentive Mechanism approved by Order No. PSC-2016-0560-AS-EI that FPL should be allowed to recover through the fuel clause for the period January 2021 through December 2021?

FPL: FPL has included a credit of \$256,452 as the amount of Incremental Optimization Costs under the Asset Optimization Program for variable power plant O&M avoided due to economy purchases for the period January 2021 through December 2021. The Commission should authorize FPL to flow this credit to customers through the fuel clause. (Yupp)

ISSUE 2E: What is the appropriate subscription credit associated with FPL’s Solar Together Program, approved by Order No. PSC-2020-0084-S-EI, to be included for recovery in 2023?

FPL: \$143,020,130. (Deaton)

ISSUE 2F: Should the Commission approve FPL’s 2023 Risk Management Plan?

FPL: Yes. FPL’s 2023 Risk Management Plan complies with the Hedging Guidelines established by this Commission and should be approved. (Yupp)

ISSUE 2G: What is the proper methodology for FPL to calculate replacement power costs associated with an unplanned outage?

FPL: FPL’s methodology for calculating replacement power costs is based on the actual generation mix and fuel cost data for the applicable period. The replacement costs are derived using actual fuel cost data as reported. The fuel cost data is converted to a weighted average dollar per MWh replacement value based on the proportion of all other fuels that were used to generate replacement power during the outage period. Fixed costs associated with natural gas are removed from the total natural gas costs prior to being incorporated into the weighted average allocation because these costs would have been incurred regardless of whether the outage occurred. This unit replacement value is applied to all of the outage MWh to derive the gross replacement power costs. FPL then subtracts nuclear fuel costs that would have been incurred, “but for” the outage, to arrive at the total net replacement power costs. The data that is used for this calculation is verifiable by reviewing the A-Schedules. The methodology is sound, auditable, and appropriate for this purpose. (Yupp)

ISSUE 2H: Were each of the unplanned outages that occurred during 2020 the result of FPL actions or decisions that were prudent? If not, what adjustments should be made?

FPL: Yes. FPL acted prudently with respect to each of the unplanned outages that occurred during 2020, as discussed in the testimony of FPL witness Dean Curtland. With respect to the July 2020 exciter event disputed by the Office of Public Counsel witness Polich, FPL engaged a highly skilled vendor that was the original equipment manufacturer specializing in exciter-related work and performed for many years with a proven track record. In addition, FPL performed appropriate verifications and inspections consistent with industry standards. The Commission has consistently based clause recovery of replacement fuel costs on whether a utility’s actions were prudent in the circumstances that led to the need for replacement power. Therefore, the replacement power costs in question should be recovered through the fuel cost recovery clause and no adjustments are necessary. (Curtland)

ISSUE 2I: Were each of the unplanned outages that occurred during 2021 the result of FPL actions or decisions that were prudent? If not, what adjustments should be made?

FPL: Yes. FPL acted prudently with respect to each of the unplanned outages that occurred during 2021, as discussed in the testimony of FPL witness Dean Curtland. With respect to the March 2021 cell switch event disputed by Mr. Polich, FPL implemented appropriate maintenance procedures on the cell switches consistent with industry standards. The Commission has consistently based clause recovery of replacement fuel costs on whether a utility’s actions were prudent in the circumstances that led to the need for replacement power. No adjustments are needed for the replacement power costs associated with the unplanned outages that occurred during 2021. Therefore, the replacement power costs should be recovered through the fuel cost recovery clause. (Curtland)

ISSUE 2J: Were each of the unplanned outages that occurred during 2022 the result of FPL actions or decisions that were prudent? If not, what adjustments should be made?

FPL: Yes. FPL acted prudently with respect to each of the unplanned outages that occurred during 2022, as discussed in the testimony of FPL witness Dean Curtland. The Commission has consistently based clause recovery of replacement fuel costs on whether a utility's actions were prudent in the circumstances that led to the need for replacement power. No adjustments are needed for the replacement power costs associated with the unplanned outages that occurred during 2022. Therefore, the replacement power costs should be recovered through the fuel cost recovery clause. (Curtland)

GENERIC FUEL ADJUSTMENT ISSUES

ISSUE 5: What are the appropriate actual benchmark levels for calendar year 2022 for gains on non-separated wholesale energy sales eligible for a shareholder incentive?

FPL: FPL's revised Asset Optimization Program approved by the Commission in Order No. PSC-16-0560-AS-EI does not rely upon the three-year average Shareholder Incentive Benchmark specified in Order No. PSC-00-1744-PAA-EI, so it is not applicable to FPL for calendar year 2021. (Yupp)

ISSUE 6: What are the appropriate estimated benchmark levels for calendar year 2023 for gains on non-separated wholesale energy sales eligible for a shareholder incentive?

FPL: The Asset Optimization Program approved in the 2021 Rate Settlement Agreement in Docket No. 20210015-EI does not rely upon the three-year average Shareholder Incentive Benchmark specified in Order No. PSC-00-1744-PAA-EI, so it would not be applicable to FPL for calendar year 2023. (Yupp)

ISSUE 7: What are the appropriate final fuel adjustment true-up amounts for the period January 2021 through December 2021?

FPL: \$10,256,384 over-recovery. (Deaton)

ISSUE 8: What are the appropriate fuel adjustment actual/estimated true-up amounts for the period January 2022 through December 2022?

FPL: Not Applicable at this time. FPL has elected to defer its 2022 actual/estimated true-up under-recovery at this time. (Bores)

ISSUE 9: What are the appropriate total fuel adjustment true-up amounts to be collected/refunded from January 2023 through December 2023?

FPL: \$10,256,384 over-recovery for 2021. FPL has elected to defer its 2022 actual/estimated true-up under-recovery at this time. (Deaton, Bores)

ISSUE 10: What are the appropriate projected total fuel and purchased power cost recovery amounts for the period January 2023 through December 2023?

FPL: \$4,853,323,306 jurisdictionalized and adjusted for line losses, excluding prior period true-ups, FPL’s portion of Asset Optimization Program gains, FPL’s projected 2023 SolarTogether Credit amount and the GPIF reward. (Deaton)

**COMPANY-SPECIFIC GENERATING
PERFORMANCE INCENTIVE FACTOR ISSUES**

Florida Power & Light Company

No company specific GPIF issues for Florida Power & Light Company have been identified at this time. If such issues are identified, they shall be numbered 13A, 13B, 13C, and so forth, as appropriate.

GENERIC GENERATING PERFORMANCE INCENTIVE FACTOR ISSUES

ISSUE 14: What is the appropriate GPIF reward or penalty for performance achieved during the period January 2021 through December 2021 for each investor-owned electric utility subject to the GPIF?

FPL: \$6,994,619 net reward, comprised of the GPIF reward of \$8,151,853 for pre-consolidated FPL and the GPIF penalty of \$1,157,234 for pre-consolidated Gulf Power Company. (Rote)

ISSUE 15: What should the GPIF targets/ranges be for the period January 2023 through December 2023 for each investor-owned electric utility subject to the GPIF?

FPL: FPL’s GPIF targets and ranges for January 2023 through December 2023 are:

Plant/Unit	EAF			ANOHR		
	Target	Maximum		Target	Maximum	
	EAF (%)	EAF (%)	Savings (\$000)	ANOHR BTU/KWH	ANOHR BTU/KWH	Savings (\$000)
Cape Canaveral 3	90.9	93.4	404	6,734	6,829	2,810
Ft. Myers 2	88.4	90.9	396	7,139	7,258	6,114
Manatee 3	84.5	87.0	519	6,935	7,190	9,852
Martin 8	82.3	84.8	414	6,995	7,108	3,593
Okeechobee 1	90.8	93.3	741	6,355	6,442	5,866
Port Everglades 5	82.5	85.0	742	6,675	6,763	3,501
Riviera 5	89.8	92.3	422	6,643	6,729	3,434
St. Lucie 1	93.6	96.6	9,115	10,427	10,521	364

Plant/Unit	EAF			ANOHR		
	Target	Maximum		Target	Maximum	
	EAF (%)	EAF (%)	Savings (\$000)	ANOHR BTU/KWH	ANOHR BTU/KWH	Savings (\$000)
St. Lucie 2	84.8	87.8	7,870	10,307	10,405	281
Turkey Point 3	82.8	85.8	7,635	10,522	10,681	536
Turkey Point 4	83.2	86.2	7,822	10,807	11,190	1,271
Turkey Point 5	85.3	87.8	450	7,225	7,323	2,714
West County 1	82.2	85.2	665	7,058	7,222	5,685
West County 2	87.3	89.8	612	6,867	6,952	3,797
West County 3	73.1	75.6	588	6,920	7,026	3,678

(Rote)

FUEL FACTOR CALCULATION ISSUES

ISSUE 16: What are the appropriate projected net fuel and purchased power cost recovery and Generating Performance Incentive amounts to be included in the recovery factors for the period January 2023 through December 2023?

FPL: \$5,006,260,583 including prior period true-ups, FPL's portion of Asset Optimization gains, FPL's 2023 SolarTogether Credit amount and the GPIF reward. (Deaton)

ISSUE 17: What is the appropriate revenue tax factor to be applied in calculating each investor-owned electric utility's levelized fuel factor for the projection period January 2023 through December 2023?

FPL: 0%. FPL's 2021 Settlement Agreement removed the Regulatory Assessment Fee from base and clause rates and added it in the Gross Receipts Tax line item. (Deaton)

ISSUE 18: What is the appropriate levelized fuel cost recovery factor for the period January 2023 through December 2023?

FPL: The appropriate levelized factor is 4.036 cents/kWh. (Deaton)

ISSUE 19: What are the appropriate fuel recovery line loss multipliers to be used in calculating the fuel cost recovery factors charged to each rate class/delivery voltage level class?

FPL: The appropriate fuel cost recovery line loss multipliers are provided in response to Issue No. 20. (Deaton)

ISSUE 20: What are the appropriate fuel cost recovery factors for each rate class/delivery voltage level class adjusted for line losses?

FPL:

GROUPS	RATE SCHEDULE	Average Factor	Fuel Recovery Loss Multiplier	Fuel Recovery Factor
A	RS-1 first 1,000 kWh	4.036	1.00283	3.745
A	RS-1 all additional kWh	4.036	1.00283	4.745
A	GS-1, SL-2, SL-2M, GSCU-1	4.036	1.00283	4.047
A-1	SL-1, SL-1M, OL-1, PL-1 (1), LT-1, OS VII ⁽¹⁾	3.972	1.00283	3.983
B	GSD-1, GSD-1EV	4.036	1.00276	4.047
C	GSLD-1, GSLD-1EV, CS-1	4.036	1.00168	4.043
D	GSLD-2, CS-2, OS-2, MET	4.036	0.99393	4.012
E	GSLD-3, CS-3	4.036	0.97235	3.924
A	GST-1 On-Peak	4.355	1.00283	4.367
A	GST-1 Off-Peak	3.899	1.00283	3.910
A	RTR-1 On-Peak			0.320
A	RTR-1 Off-Peak			(0.137)
B	GSDT-1, CILC-1(G), SST-1D(1), HLFT-1 On-Peak	4.355	1.00276	4.367
B	GSDT-1, CILC-1(G), SST-1D(1), HLFT-1 Off-Peak	3.899	1.00276	3.910
C	GSLDT-1, CST-1, SST-1D(2), HLFT-2 On-Peak	4.355	1.00168	4.362
C	GSLDT-1, CST-1, SST-1D(2), HLFT-2 Off-Peak	3.899	1.00168	3.906
D	GSLDT-2, CST-2, SST-1D(3), HLFT-3 On-Peak	4.355	0.99420	4.330
D	GSLDT-2, CST-2, SST-1D(3), HLFT-3 Off-Peak	3.899	0.99420	3.876
E	GSLDT-3, CST-3, CILC-1(T), SST-1(T), ISST-1(T) On-Peak	4.355	0.97235	4.235
E	GSLDT-3, CST-3, CILC-1(T), SST-1(T), ISST-1(T) Off-Peak	3.899	0.97235	3.791
F	CILC-1(D), ISST-1(D) On-Peak	4.355	0.99448	4.331
F	CILC-1(D), ISST-1(D) Off-Peak	3.899	0.99448	3.877

⁽¹⁾ Weighted average 16% on-peak and 84% off-peak

GROUPS	RATE SCHEDULE	Average Factor	Fuel Recovery Loss Multiplier	Fuel Recovery Factor
B	GSD(T)-1 On-Peak	5.368	1.00276	5.383
B	GSD(T)-1 Off-Peak	3.866	1.00276	3.877
C	GSLD(T)-1 On-Peak	5.368	1.00168	5.377
C	GSLD(T)-1 Off-Peak	3.866	1.00168	3.873
D	GSLD(T)-2 On-Peak	5.368	0.99420	5.337
D	GSLD(T)-2 Off-Peak	3.866	0.99420	3.844

(Deaton)

CAPACITY ISSUES

COMPANY-SPECIFIC CAPACITY COST RECOVERY FACTOR ISSUES

ISSUE 22A: Should the Commission approve a one-time reduction to the CCR factors for the month of January 2023 to allow the implementation of a \$25 million refund to customers which address the application of the Tax Provision contained in FPL's Rate Settlement Agreement.

FPL: Yes. The appropriate CCR factors net of the one-time credit for January 2023 are as follows:

Rate Schedule	Capacity Recovery Factor (\$/KW)	Capacity Recovery Factor (\$/kwh)	RDC (\$/KW)	SDD (\$/KW)
RS1/RTR1		(0.00075)		
GS1/GST1		(0.00073)		
GSD1/GSDT1/HLFT1/GSD1-EV	(0.24)			
OS2		(0.00032)		
GSLD1/GSLDT1/CS1/CST1/HLFT2/GSLD1-EV	(0.23)			
GSLD2/GSLDT2/CS2/CST2/HLFT3	(0.24)			
GSLD3/GSLDT3/CS3/CST3	(0.29)			
SST1T			(0.02)	(0.01)
SST1D1/SST1D2/SST1D3			(0.02)	(0.01)
CILC D/CILC G	(0.20)			
CILC T	(0.17)			
MET	(0.14)			
OL1/SL1/SL1M/PL1/OSI/II/LT1		(0.00003)		
SL2/SL2M/GSCU1		(0.00024)		

(Deaton)

GENERIC CAPACITY COST RECOVERY FACTOR ISSUES

ISSUE 24: What are the appropriate final capacity cost recovery true-up amounts for the period January 2021 through December 2021?

FPL: \$303,310 under-recovery. (Deaton)

ISSUE 25: What are the appropriate capacity cost recovery actual/estimated true-up amounts for the period January 2022 through December 2022?

FPL: \$2,922,069 under-recovery. (Deaton)

ISSUE 26: What are the appropriate total capacity cost recovery true-up amounts to be collected/refunded during the period January 2023 through December 2023?

FPL: \$3,225,379 under-recovery. (Deaton)

ISSUE 27: What are the appropriate projected total capacity cost recovery amounts for the period January 2023 through December 2023?

FPL: \$245,356,422 jurisdictional for the period January 2023 through December 2023, excluding current and prior period true-ups. (Deaton)

ISSUE 28: What are the appropriate projected net purchased power capacity cost recovery amounts to be included in the recovery factor for the period January 2023 through December 2023?

FPL: The projected net purchased power capacity cost recovery amount to be recovered over the period January 2023 through December 2023 is \$248,581,801, including current and prior period true-ups. (Deaton)

ISSUE 29: What are the appropriate jurisdictional separation factors for capacity revenues and costs to be included in the recovery factor for the period January 2023 through December 2023?

FPL: ENERGY

Retail Energy Jurisdictional Factor - Base/Solar	95.8159%
Retail Energy Jurisdictional Factor - Intermediate	94.5063%
Retail Energy Jurisdictional Factor - Peaking	95.7054%

DEMAND

Retail Demand Jurisdictional Factor - Transmission	89.9282%
Retail Demand Jurisdictional Factor - Base/Solar	96.0478%
Retail Demand Jurisdictional Factor - Intermediate	95.4028%
Retail Demand Jurisdictional Factor - Peaking	95.3285%
Retail Demand Jurisdictional Factor - Distribution	100.0000%

GENERAL PLANT

Retail General Plant Jurisdictional Factor - Labor	96.7270%
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(Deaton)

ISSUE 30: What are the appropriate capacity cost recovery factors for the period February 2023 through December 2023?

FPL: FPL’s capacity cost recovery factors for the period February 2023 through December 2023 are:

Rate Schedule	Capacity Recovery Factor (\$/KW)	Capacity Recovery Factor (\$/kw h)	RDC (\$/KW)	SDD (\$/KW)
RS1/RTR1		0.00212		
GS1/GST1		0.00220		
GSD1/GSDT1/HLFT1/GSD1-EV	0.72			
OS2		0.00127		
GSLD1/GSLDT1/CS1/CST1/HLFT2/GSLD1-EV	0.80			
GSLD2/GSLDT2/CS2/CST2/HLFT3	0.80			
GSLD3/GSLDT3/CS3/CST3	0.73			
SST1T			0.09	0.04
SST1D1/SST1D2/SST1D3			0.09	0.04
CILC D/CILC G	0.81			
CILC T	0.79			
MET	0.69			
OL1/SL1/SL1MPL1/OSI/ILT1		0.00016		
SL2/SL2M/GSCU1		0.00137		

(Deaton)

EFFECTIVE DATE

ISSUE 31: What should be the effective date of the fuel adjustment factors and capacity cost recovery factors for billing purposes?

FPL: The factors shall be effective for meter readings commencing January 1, 2022. These charges should continue in effect until modified by subsequent order of this Commission. (Deaton)

ISSUE 32: Should the Commission approve revised tariffs reflecting the fuel adjustment factors and capacity cost recovery factors determined to be appropriate in this proceeding?

FPL: Yes. The Commission should approve revised tariffs reflecting the fuel adjustment factors and capacity cost recovery factors determined to be reasonable in this proceeding. The Commission should direct staff to verify that the revised tariffs are consistent with the Commission's decision. (Deaton)

ISSUE 33: Should this docket be closed?

FPL: This is a continuing docket and should remain open. (Deaton)

CONTESTED ISSUES

OPC ISSUE C: Has FPL imprudently taken, or failed to prudently take, actions or made or failed to prudently make, decisions at or affecting the Turkey Point Units 3 & 4 and St. Lucie Units 1 & 2, such that replacement power costs have been incurred as they affect the fuel factor for 2020, 2021, 2022 and projections for 2023? If so, what adjustments should be made?

FPL: FPL objects to inclusion of this issue. A position will be provided if the Commission determines this issue should be included in this Docket.

OPC ISSUE E: Should the Commission establish a spin-off docket to investigate FPL's nuclear operations and its impact on historical, ongoing, and future fuel costs?

FPL: FPL objects to inclusion of this issue. This issue is redundant and is addressed in a more objective manner through Issues 2H, 2I and 2J. A position will be provided if the Commission determines this issue should be included in this Docket.

OPC ISSUE F: Has FPL appropriately accounted for any redispatch related to its operation of the North Florida Resilience Connection (NFRC) in its 2022 estimate and 2023 projections of fuel costs? If not, what adjustments, if any, should be made?

FPL: FPL and OPC agree to defer this issue to next year's Fuel Docket.

5. STIPULATED ISSUES

FPL: None at this time.

6. PENDING MOTIONS

1. Motion to strike portions of Office of Public Counsel witness Richard Polich Provisional motion for extension of time to file rebuttal testimony addressing certain portions of Office of Public Counsel witness Richard Polich. [DN 08040-2022]
2. Provisional motion for extension of time to file rebuttal testimony addressing certain portions of OPC witness Richard Polich's testimony. [DN 07964-2022]

7. PENDING REQUESTS FOR CONFIDENTIALITY

1. Florida Power & Light Company's First Request for Extension of Confidential Classification of Materials Provided Pursuant to Audit No. 2020-007-4-1, dated April 19, 2022. [DN 02524-2022]
2. Florida Power & Light Company's First Request for Extension of Confidential Classification of Materials Provided Pursuant to Audit No. 2020-007-4-2, dated April 19, 2022. [DN 02525-2022]
3. Florida Power & Light Company's Third Request for Extension of Confidential Classification of certain material provided pursuant to Audit Control No. 2017-023-1-1, dated July 5, 2022. [DN 04446-2022]
4. Florida Power & Light Company's Third Request for Extension of Confidential Classification of certain material provided to pursuant to Audit Control No 2017-023-1-2, dated July 5, 2022. [DN 04448-2022]
5. Florida Power & Light Company's Request for Confidential Classification of certain information provided in response to Staff's First Request for Production of Documents, No. 1 and Third Set of Interrogatories, No. 21, dated July 14, 2022. [DN 04750-2022]
6. Florida Power & Light Company's Third Request for Extension of Confidential Classification of certain material provided pursuant to Audit Control No. 16-020-1-1, dated July 25, 2022. [DN 04978-2022]
7. Florida Power & Light Company's Second Request for Extension of Confidential Classification of certain material provided pursuant to Audit Control No. 18-019-1-2, dated July 25, 2022. [DN 04980-2022]
8. Florida Power & Light Company's Request for Extension of Confidential Classification of certain material provided pursuant to Audit Control No. 2020-007-1-2, dated July 26, 2022. [DN 05004-2022]

PENDING REQUESTS FOR CONFIDENTIALITY (cont'd)

9. Florida Power & Light Company's Request for Confidential Classification of Certain Information included in FPL's 2023 Risk Management Plan, which was filed with FPL's 2022 Actual/Estimated True-up Petition in Docket 20220001-EI, dated July 27, 2022. [DN 05045-2022]
10. Florida Power & Light Company's Second Request for Extension of Confidential Classification of certain material provided pursuant to Audit Control No. 18-019-1-1, dated July 27, 2022. [DN 05047-2022]
11. Florida Power & Light Company's request for confidential classification of certain information on Forms 423-1(a), 423-2(a), 423-2(b) and 423-2 for the second quarter of 2022, dated July 29, 2022. [DN 05110-2022]
12. Florida Power & Light Company's Request for Extension of Confidential Classification of certain material provided pursuant to Audit Control No. 2020-007-1-1, dated August 9, 2022. [DN 05323-2022]
13. Florida Power & Light Company's Request for Confidential Classification of certain information provided in response to OPC's Third Request for Production of Documents, Nos. 31, 33 and 39, dated August 18, 2022. [DN 05520-2022]
14. Florida Power & Light Company's Request for Confidential Classification of certain Capacity Payments to Non-Cogenerators identified in Exhibit RBD-8, Schedule E 12 to the prepared testimony of FPL witness Renae B. Deaton, dated September 2, 2022. [DN 05980-2022]
15. Florida Power & Light Company's Second Request for Extension of Confidential Classification of certain material provided pursuant to Audit Control No. 2017-048-4-1, dated September 9, 2022. [DN 06161-2022]

8. OBJECTIONS TO WITNESS QUALIFICATIONS AS AN EXPERT

FPL: None at this time.

9. REQUEST FOR SEQUESTRATION OF WITNESSES

FPL: None at this time.

10. STATEMENT OF COMPLIANCE WITH ORDER ESTABLISHING PROCEDURE

FPL: There are no requirements of the Order Establishing Procedure with which FPL cannot comply.

Respectfully submitted this 6th day of October 2022.

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CERTIFICATE OF SERVICE
Docket No. 20220001-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished
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