

October 4, 2002

**VIA HAND DELIVERY**

Blanca S. Bayó, Director  
Division of the Commission Clerk &  
Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

**Re: Docket No. 020002-EG**

Dear Ms. Bayó:

Enclosed for filing on behalf of Florida Power & Light Company ("FPL") are the original and seven (7) copies of FPL's Petition for Approval of Its Conservation Cost Recovery Factors, along with the Testimony and Exhibits of Dennis Reynolds.

Also, enclosed is a diskette containing the electronic version of FPL's Petition. The diskette is HD density, the operating system is Windows 2000, and the word processing software in which the document appears is Word 2000.

If there are any questions regarding this transmittal, please contact me at 222-2300.

Very truly yours,

*EC Daley*  
for Charles A. Guyton

Enclosure

Copies to: Counsel for Parties of Record

TAL\_1998 43793v1

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*R. J. N.*  
FPSC-BUREAU OF RECORDS

Petition  
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10751 OCT-4 2002  
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CLERK

Dennis Reynolds  
Testimony & Exhibits  
DOCUMENT NUMBER-DATE  
10752 OCT-4 2002  
FPSC-COMMISSION CLERK

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Energy Conservation Cost                     )  
       Recovery Clause                                 )  
       \_\_\_\_\_)

Docket No. 020002-EG

Filed: October 4, 2002

**PETITION OF FLORIDA POWER & LIGHT COMPANY FOR  
 APPROVAL OF ITS CONSERVATION COST RECOVERY FACTORS**

Florida Power & Light Company ("FPL"), pursuant to Section 366.82(2), Florida Statutes (2001), 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 conservation cost recovery factors shown on Appendix I, attached hereto and incorporated by reference, to be applied during the January 2003 through December 2003 billing period and to continue in effect thereafter until modified by the Commission. The grounds for this Petition are:

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 9250 West Flagler Street, Miami, Florida 33174.

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

Charles A. Guyton  
 Steel Hector & Davis LLP  
 215 South Monroe Street  
 Suite 601  
 Tallahassee, Florida 32301

William G. Walker, III  
 Vice President, Regulatory Affairs  
 Florida Power & Light Company  
 9250 West Flagler Street  
 Miami, Florida 33174

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

DOCUMENT NUMBER

10751 OCT-4-02

FPSC-COMMISSION CLERK

("FEECA"), and its Energy Conservation Cost Recovery ("ECCR") clause is subject to the Commission's jurisdiction. By rule, Florida Administrative Code 25-17.015, 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 conservation cost recovery factors and set forth their calculation. FPL's substantial interest in the recovery of its conservation-related expenditures will be affected by this proceeding.

4. FPL's conservation cost recovery factors were calculated consistent with the order establishing annual conservation cost recovery 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 2003 through December 2003 adjusted for (a) the estimated true-up for the period January 2002 through December 2002, and (b) the final conservation true-up for the period January 2001 through December 2001, as well as an interest provision for both true-ups. The calculation of these factors and the supporting documentation are contained in the prepared testimony of FPL witness Dennis Reynolds and in Exhibit DR-2, which are being filed with and are incorporated by reference in this Petition. Exhibit DR-2 consists of the conservation cost recovery forms that FPL and other utilities were directed to file by the Commission's Electric and Gas Department memorandum dated June 17, 1982.

5. FPL projects total conservation program costs, net of all program revenues, of \$166,939,775 for the period January 2003 through December 2003. The net true-up is an underrecovery of \$149,882, which includes the final conservation true-up overrecovery for January 2001 through December 2001 of \$266,555 that was reported in FPL's Schedule CT-1 filed May 15, 2002. Increasing the projected costs of \$166,939,775 by the net true-up

underrecovery of \$149,882 results in a total of \$167,089,657 of conservation costs (plus applicable taxes) to be recovered during the January 2003 through December 2003 period. Total recoverable conservation costs and applicable taxes, net of program revenues and reflecting any applicable over or under recoveries are \$168,392,381, and the conservation cost recovery factors for which FPL seeks approval are designed to recover this level of costs and taxes.

6. FPL is not aware of any disputed issues of fact. This petition is not in response to a prior agency decision, so the petitioner cannot state when and how it “received notice of the agency decision.” The Commission should approve the Conservation Cost Recovery factors shown on Appendix I. FPL is entitled to relief pursuant to Section 366.82(2), Florida Statutes (2001), Rule 25-17.015, Florida Administrative Code, and 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 1, 2003 through December 31, 2003, and to continue in effect thereafter until modified by the Commission, the conservation cost recovery factors shown on Appendix I.

## APPENDIX I

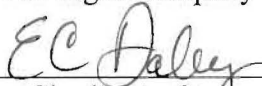
### FLORIDA POWER & LIGHT COMPANY CONSERVATION COST RECOVERY FACTORS January 2003 through December 2003

Rate Class	Conservation Recovery Factor \$/kWh
RS1	0.00187
GS1	0.00176
GSD1	0.00169
OS2	0.00133
GSLD1/CS1	0.00160
GSLD2/CS2	0.00158
GSLD3/CS3	0.00140
ISST1D	0.00000
SST1T	0.00121
SST1D	0.00156
CILCD/CILCG	0.00147
CILCT	0.00133
MET	0.00173
OL1/SL1	0.00118
SL2	0.00141
TOTAL	0.00176

Respectfully submitted,

STEEL HECTOR & DAVIS LLP  
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Attorneys for Florida  
Power & Light Company

By:   
Charles A. Guxton  
Fla. Bar No. 398039  
Elizabeth C. Daley  
Fla. Bar No. 0104507

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Petition for Approval of its Conservation Cost Recovery Factors and the Testimony and Exhibits of Dennis Reynolds was served by Hand Delivery (when indicated with an \*) or mailed this 4th day of October, 2002 to the following:

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Elizabeth C. Daley