

050001-EI
ORIGINAL

ATTACHMENT A

Attachment to 10053-c
DOCUMENT NUMBER-DATE

10054 OCT 17 '8

FPSC-COMMISSION CLERK

PROPOSED RESOLUTION OF ISSUE
DOCKET NO. 050001-EI
OCTOBER 17, 2005

Background of Issue:

By Order No. PSC-02-1484-FOF-EI, issued in Docket No. 011605-EI on October 30, 2002, the Commission approved a Proposed Resolution of Issues concerning hedging activities (the "Hedging Resolution"), which provided in Paragraph 4 that "each investor-owned electric utility may recover through the fuel and purchased power cost recovery clause (the "Fuel Clause") prudently-incurred incremental [hedging expenses] ... each year until December 31, 2006, or the time of the utility's next rate proceeding, whichever comes first."

FPL petitioned for an increase in its base rates in Docket No. 050045-EI, which was resolved by the Commission's Order No. PSC-05-0902-S-EI, dated September 14, 2005, approving a Stipulation and Settlement (the "Rate Stipulation") to become effective January 1, 2006. The Rate Stipulation continues through at least December 31, 2009 and thereafter remains in effect until terminated on the date that new base rates become effective pursuant to an order of the Commission.

The Rate Stipulation is silent on how incremental hedging costs will be recovered once it becomes effective, but as noted on page 6 of Order No. PSC-05-0902-S-EI, the parties to the Rate Stipulation "intended for recovery of those costs to continue through the Fuel Clause during the term of the [Rate Stipulation]." Order No. PSC-05-0902-S-EI also states on page 6 that, because of the Rate Stipulation's silence, the parties will "memorialize their intent in the current Fuel Clause proceedings."

Components of Proposed Resolution

1. The undersigned parties hereby state their intention that, notwithstanding anything that may be expressed or implied to the contrary in the Hedging Resolution, FPL's incremental hedging costs should continue to be recovered through the Fuel Clause for the term of the Stipulation.
2. Each of the undersigned parties is a party of record to this Docket No. 050001-EI and agrees to support the identification and approval of the following stipulated issue and position, to be reflected in the final order issued in this docket:

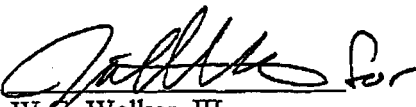
ISSUE: Should FPL be allowed to continue recovering incremental hedging costs through the Fuel and Purchased Power Cost Recovery Clause during the term of the Stipulation and Settlement (the "Rate Stipulation") that was approved in Order No. PSC-05-0902-S-EI, Docket No. 050045-EI, dated September 14, 2005, on the same basis as FPL has been recovering such costs pursuant to the Proposed Resolution of Issues that was approved in Order No. PSC-02-1484-FOF-EI, Docket No. 011605-EI, dated October 30, 2002?

POSITION: Yes. FPL's continued recovery of incremental hedging costs through the Fuel and Purchased Power Cost Recovery Clause during the term of the Rate Stipulation is reasonable and consistent with the intention of the parties to the Rate Stipulation.

3. Each undersigned party further agrees to take all steps reasonably necessary or desirable to ensure that the foregoing stipulated issue and position are identified and approved by the Commission in the final order in this Docket No 050001-EL.

Agreed and accepted on behalf of:

Florida Power & Light Company
700 Universe Boulevard
Juno Beach, Florida 33408

By: 
W.G. Walker, III

Date: October 17, 2005

Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Suite 812
Tallahassee, FL 32399-1400

By: _____
Harold A. McLean, Esq.

Date: _____

Florida Industrial Power Users Group

McWhirter, Reeves P.A.
400 North Tampa Street
Suite 2450
Tampa, Florida 33602

By: _____
John W. McWhirter, Esq.

Date: _____

POSITION: Yes. FPL's continued recovery of incremental hedging costs through the Fuel and Purchased Power Cost Recovery Clause during the term of the Rate Stipulation is reasonable and consistent with the intention of the parties to the Rate Stipulation.

3. Each undersigned party further agrees to take all steps reasonably necessary or desirable to ensure that the foregoing stipulated issue and position are identified and approved by the Commission in the final order in this Docket No 050001-EL.

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By: _____
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Date: _____

Office of Public Counsel
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111 West Madison Street, Suite 812
Tallahassee, FL 32399-1400

By: _____
Harold A. McLean, Esq.

Date: 10.14.2005

Florida Industrial Power Users Group

McWhirter, Reeves P.A.
400 North Tampa Street
Suite 2450
Tampa, Florida 33602

By: _____
John W. McWhirter, Esq.

Date: _____

POSITION: Yes. FPL's continued recovery of incremental hedging costs through the Fuel and Purchased Power Cost Recovery Clause during the term of the Rate Stipulation is reasonable and consistent with the intention of the parties to the Rate Stipulation.

3. Each undersigned party further agrees to take all steps reasonably necessary or desirable to ensure that the foregoing stipulated issue and position are identified and approved by the Commission in the final order in this Docket No 050001-EL.

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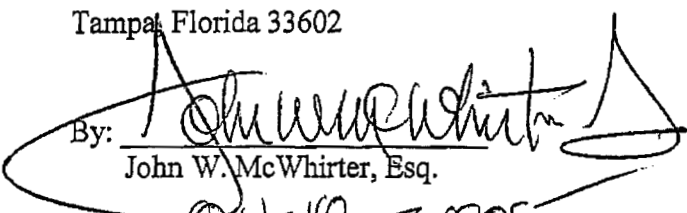
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Date: _____

Florida Industrial Power Users Group

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By: 
John W. McWhirter, Esq.

Date: Oct 10, 2005

Florida Retail Federation

Landers & Parsons, P.A.
310 West College Avenue
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By: Robert Scheffel Wright
Robert Scheffel Wright, Esq.
Date: October 12, 2005

AARP

Michael B. Twomey, Esq.
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By: _____
Michael B. Twomey, Esq.

Date: _____

Federal Executive Agencies

Major Craig Paulson, Esq.
139 Barnes Drive
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By: _____
Major Craig Paulson, Esq.

Date: _____

Florida Retail Federation

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Robert Scheffel Wright, Esq.

Date: _____

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Date: Oct 14, 2005

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Major Craig Paulson, Esq.

Date: 17 October 2005