

VOTE SHEET

December 2, 2008

Docket No. 080001-EI – Fuel and purchased power cost recovery clause with generating performance incentive factor.

Issue 1: Based on FPL's September 2, 2008 filings, what would be the appropriate projected net fuel and purchased power cost recovery amount to be included in the recovery factor for the period January 2009 through December 2009?

Recommendation: Based on FPL's September 2, 2008 projection filings and related exhibits filed in this docket, the appropriate amount would be \$7,027,720,757.

APPROVED

Issue 2: Should the Commission approve FPL's petition for a mid-course correction to its 2009 fuel and purchased power cost recovery factors?

Recommendation: Yes. The Commission should approve FPL's petition for a mid-course correction to its 2009 fuel and purchased power cost recovery factors. The factors are shown in Attachment C of staff's memorandum dated November 24, 2008.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners: Neil A. Igo, Katrina J. McMurrian, Bill G. (A), Jim Fidgeon, and Mike Pagano.

Blank lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS: Commissioner Argenziano participated in the conference by telephone. She will sign the vote sheet upon return to the office.

with oral modification as noted at the Commission Conference (see attached).

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Vote Sheet

December 2, 2008

Docket No. 080001-EI – Fuel and purchased power cost recovery clause with generating performance incentive factor.

(Continued from previous page)

**Issue 3:** If the Commission approves FPL's petition for a mid-course correction, when should the new fuel and purchased power cost recovery factors become effective?

**Recommendation:** If the Commission approves staff's recommendation in Issue 2, the effective date of the revised cost-recovery factors should be January 6, 2009.

**APPROVED**

**Issue 4:** Should this docket be closed?

**Recommendation:** No. The docket should remain open.

**APPROVED**

**Carol Purvis***Item # 7*

**From:** Ann Cole  
**Sent:** Monday, December 01, 2008 11:32 AM  
**To:** Carol Purvis; Hong Wang; Tiffany Williams  
**Subject:** FW: Requested Modifications to Staff Recommendation in Docket No. 080001-EI, for 12/2/08 Agenda.

fyi.

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**From:** Mary Bane  
**Sent:** Monday, December 01, 2008 10:45 AM  
**To:** Cayce Hinton  
**Cc:** Tim Devlin; Marshall Willis; Pete Lester; Betty Ashby; Karla Barnes; William C. Garner; Roberta Bass; Lorena Holley; Larry Harris; Bill McNulty; Ann Cole; Chuck Hill; Tim Devlin; Betty Ashby  
**Subject:** Re: Requested Modifications to Staff Recommendation in Docket No. 080001-EI, for 12/2/08 Agenda.

Approved.

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Sent from my BlackBerry Wireless Handheld

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**From:** Cayce Hinton  
**To:** Mary Bane  
**Cc:** Tim Devlin; Marshall Willis; Pete Lester; Betty Ashby; Karla Barnes  
**Sent:** Mon Dec 01 09:13:48 2008  
**Subject:** Requested Modifications to Staff Recommendation in Docket No. 080001-EI, for 12/2/08 Agenda.

Staff is requesting approval to make corrections to the recommendation that is Item 7 on the 12/2/08 Agenda Conference. the requested corrections are as follows:

1. Page 4, first paragraph of Staff Analysis, last sentence: Delete "\$984,749,453 (14.38%)" and replace with "\$981,794,356 (14.6%)". The corrected version in type and strike format reads:

FPL based its original 2009 fuel cost projections on the outlook for fuel prices on August 4, 2008. Since then, natural gas and fuel oil prices have trended downward. For example, the average for gas futures prices for 2009 as of August 4, 2008 was \$9.59/MMBtu. As of November 6, 2009, the date of the mid-course petition fuel price projections, the average was \$7.50/MMBtu. Without a mid-course correction, FPL estimates that it would have an over-recovery of ~~\$984,749,453 (14.38%)~~ \$981,794,356 (14.6%).

2. Page 4, fourth paragraph of Staff Analysis, second sentence: Delete \$984,749,453 and replace with \$981,794,356; delete \$6,846,247,994 and replace with \$6,726,484,136.

3. Page 4, fourth paragraph of Staff Analysis, third sentence: Delete 14.38 and replace with 14.6. Delete remainder of this paragraph following 14.6. The corrected version in type and strike format reads:

When a utility petitions for correction to its cost recovery factors, staff's evaluation process includes calculating the percent by which the utility will be over or under-recovered without the correction (mid-course percent). FPL has estimated that without its requested correction, it will be over-recovered by ~~\$984,749,453~~ \$981,794,356 at the end of 2009, with revenues applicable to 2009 totaling ~~\$6,846,247,994~~ \$6,726,484,136. With these amounts, the mid-course percent is ~~14.38~~ 14.6. However, staff believes the calculation should account for the difference between the September 2, 2008 true-up estimate and the November 17, 2008 true-up estimate. Including the 2008 difference, the estimated 2009 net true-up is ~~\$1,104,513,477~~ or 16.42%. Attachment A shows the amount and percent

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~~calculations including the 2008 difference. The inclusion of the 2008 difference does not affect the 2009 fuel-cost recovery factors, only the calculation of the over-recovery percentage.~~

4. Delete Attachment A in its entirety.

That concludes the corrections. Thank you.