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October 7, 2022

BY ELECTRONIC FILING

Mr. Adam Teitzman, Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 20220010-EI: Storm Protection Plan Cost Recovery Clause

Dear Mr. Teitzman:

Attached for electronic filing in the above-referenced docket, please find Florida Public Utilities Company's Prehearing Statement.

Thank you for your assistance with this filing. As always, please don't hesitate to let me know if you have any questions whatsoever.

Sincerely,

/s/Beth Keating
Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

MEK
cc:(Certificate of Service)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Storm Protection Plan Cost Recovery Clause

DOCKET NO. 20220010-EI

DATED: October 7, 2022

**FLORIDA PUBLIC UTILITIES COMPANY'S
PREHEARING STATEMENT**

In accordance with the Order Establishing Procedure for this Docket, Order No. PSC-2022-0044-PCO-EI, issued January 28, 2022, as amended by Order No. PSC-2022-0111-PCO-EI, issued March 14, 2022, Florida Public Utilities Company (“FPUC,” or “Company”) hereby files its Prehearing Statement.

A. APPEARANCES

Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706
On behalf of Florida Public Utilities Company

B. WITNESSES AND EXHIBITS

i. All Known Witnesses

<u>Witness - Direct</u>	<u>Subject</u>	<u>Issue</u>
Michelle D. Napier ¹	2022 Estimated and 2023 Projection	1-9
Mark Cutshaw ²	SPP work to be performed in projection period	3
<u>Witness-Rebuttal</u>		
Robert C. Waruszewski	Rebuttal to Kollen and Perry	2-4, and 7

¹ Revised August 18, 2022

² Revised August 18, 2022; Errata Filed September 7, 2022

ii. All Known Exhibits

<u>Witness</u>	<u>Exhibit</u>	<u>Title</u>	<u>Issue</u>
Napier	Revised MDN-1	SPPCRC Schedules E and P	2-9

C. STATEMENT OF BASIC POSITION

FPUC's Statement of Basic Position

FPUC: The factors proposed by the Company have been developed through projections and calculations made in accordance with Rule 25-6.031, F.A.C., and the associated depreciation expense has been calculated in accordance with the rates approved in the Company's last approved depreciation study. The factors are based upon those aspects of FPUC's Storm Protection Plan approved on October 4, 2022, by the Commission and scheduled for implementation in the period May 2022 through December 2023. As such, the Company asks that it be allowed to implement its proposed SPPCRC Factors for the January – December, 2023 period.

D. FPUC's POSITION ON THE ISSUES

ISSUE 1: What are the final Storm Protection Plan Cost Recovery Clause jurisdictional cost recovery true-up amounts for the period January 2021 through December 2021?

FPUC: None.

ISSUE 2: What are the actual/estimated Storm Protection Plan Cost Recovery Clause jurisdictional cost recovery true-up amounts for the period January 2022 through December 2022?

FPUC: FPUC projects total expenditures of \$2,493,780, with a revenue requirement of \$333,314, which is net of \$650,336 already recovered through base rates. (Napier, Waruszewski)

ISSUE 3: What are the projected Storm Protection Plan Cost Recovery Clause jurisdictional cost recovery amounts for the period January 2023 through December 2023?

FPUC: FPUC projects total expenditures of \$8,257,657, with a revenue requirement of \$1,138,102, which is net of \$975,504 already recovered through base rates. (Napier, Cutshaw, Waruszewski)

ISSUE 4: What are the Storm Protection Plan Cost Recovery Clause total jurisdictional cost recovery amounts, including true-ups, to be included in establishing Storm Protection Plan Cost Recovery factors for the period January 2023 through December 2023?

FPUC: The total amount upon which FPUC's proposed factors are calculated is \$1,471,416, which when adjusted for taxes is \$1,472,475. (Napier, Waruszewski)

ISSUE 5: What depreciation rates should be used to develop the depreciation expense included in the total Storm Protection Plan Cost Recovery Clause amounts for the period January 2023 through December 2023?

FPUC: The appropriate depreciation rates are those approved as part of the Commission's approval of the Settlement Agreement, Order No. PSC-2020-0347-AS-EI, issued October 8, 2020, in Docket Nos. 20190155, 20190156, and 20190174-EI. (Napier)

ISSUE 6: What are the appropriate jurisdictional separation factors for the projected period January 2023 through December 2023?

FPUC: There is no jurisdictional separation applicable to FPUC.

ISSUE 7: What are the appropriate Storm Protection Plan Cost Recovery Clause factors for the period January 2023 through December 2023 for each rate group?

FPUC:

Rate Schedule	SPP FACTORS PER KWH
Residential	\$0.00251
General Service	\$0.00294
General Service Demand	\$0.00135
General Service Large Demand	\$0.00153
Industrial/Standby	\$0.00172
Lighting Service	\$0.01500

(Napier, Waruszewski)

ISSUE 8: What should be the effective date of the new Storm Protection Plan Cost Recovery Clause factors for billing purposes?

FPUC: The effective date for FPUC's cost recovery factors should be the first billing cycle for January 1, 2023, which could include some consumption from the prior month.

Thereafter, customers should be billed the approved factors for a full 12 months, unless the factors are otherwise modified by the Commission. (Napier)

ISSUE 9: Should the Commission approve revised tariffs reflecting the new Storm Protection Plan Cost Recovery Clause factors determined to be appropriate in this proceeding?

FPUC: Yes. The Commission should approve revised tariffs reflecting the SPPCRC factors determined to be appropriate in this proceeding. The Commission should direct staff to verify that the revised tariffs are consistent with the Commission's decision. (Napier)

ISSUE 10: Should this docket be closed?

FPUC: This is a continuing docket and should remain open.

V. OTHER

e. Stipulated Issues

While not a party to stipulations at this time, FPUC believes that it should be possible to reach a stipulation on each of the issues as they pertain to FPUC.

f. Pending Motions

FPUC has no pending motions at this time.

g. Pending Confidentiality Claims or Requests

FPUC's Request for Confidentiality filed September 13, 2022.

h. Objections to Witness Qualifications as an Expert

FPUC has no objections to any witnesses' qualifications at this time.

i. Request for Sequestration of Witnesses

FPUC has no pending request.

- j. Compliance with Order No. PSC-2022-0044-PCO-EI and Order No. PSC-2022-0111-PCO-EI

FPUC has complied with all requirements of the Order Establishing Procedure entered in this docket, as well as the subsequent orders issued modifying that Order.

RESPECTFULLY SUBMITTED this 7th day of October, 2022.

BY: _____



Beth Keating
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215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

Attorneys for Florida Public Utilities Company

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by Electronic Mail to the following parties of record this 7th day of October, 2022:

<p>Shaw Stiller Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850 sstiller@psc.state.fl.us</p>	<p>J. Jeffry Wahlen/Malcolm Means/Virginia Ponder Ausley Law Firm Post Office Box 391 Tallahassee, FL 32302 jwahlen@ausley.com mmeans@ausley.com vponder@ausley.com</p>
<p>Richard Gentry/P. Christensen/Mary Wessling/S. Morse/Charles Rehwinkel Office of Public Counsel c/o The Florida Legislature 111 W. Madison Street, Room 812 Tallahassee, FL 32399-1400 Gentry.Richard@leg.state.fl.us Rehwinkel.Charles@leg.state.fl.us Christensen.patty@leg.state.fl.us Morse.stephanie@leg.state.fl.us Wessling.mary@leg.state.fl.us</p>	<p>James W. Brew/Laura Baker Stone Matheis Xenopoulos & Brew, PC Eighth Floor, West Tower 1025 Thomas Jefferson Street, NW Washington, DC 20007 jbrew@smxblaw.com lwb@smxblaw.com</p>
<p>Christopher Wright Florida Power & Light Company 700 Universe Boulevard Juno Beach, FL 33408-0420 Christopher.Wright@fpl.com</p>	<p>Kenneth Hoffman Florida Power & Light Company 215 South Monroe Street, Suite 810 Tallahassee, FL 32301 Ken.Hoffman@fpl.com</p>
<p>Ms. Paula K. Brown Tampa Electric Company Regulatory Affairs P.O. Box 111 Tampa, FL 33601-0111 Regdept@tecoenergy.com</p>	<p>Florida Industrial Users Power Group Jon C. Moyle, Jr. Moyle Law Firm 118 North Gadsden Street Tallahassee, FL 32301 jmoyle@moylelaw.com</p>

<p>Mike Cassel Florida Public Utilities Company 208 Wildlight Ave. Yulee, FL 32097 mcassel@fpuc.com</p>	<p>Matthew Bernier Robert Pickels Stephanie Cuello Duke Energy 106 East College Avenue, Suite 800 Tallahassee, FL 32301 Matthew.Bernier@duke-energy.com Robert.Pickels@duke-energy.com Stephanie.Cuello@duke-energy.com</p>
	<p>Dianne M. Triplett Duke Energy 299 First Avenue North St. Petersburg, FL 33701 Dianne.Triplett@duke-energy.com</p>
<p>Peter J. Mattheis/Michael K. Lavanga/Joseph Briscar NUCOR 1025 Thomas Jefferson St., NW, Ste. 800 West Washington DC 20007-5201 (202) 342-0800 (202) 342-0807 mkl@smxblaw.com pjm@smxblaw.com jrb@smxblaw.com</p>	

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