

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Fuel and purchased power cost recovery
clause with generating performance incentive
factor.

DOCKET NO. 050001-EI
ORDER NO. PSC-05-1085-PCO-EI
ISSUED: November 2, 2005

ORDER GRANTING MOTION FOR LEAVE TO FILE
SUPPLEMENTAL PETITION FOR APPROVAL OF LEVELIZED FUEL
COST RECOVERY FACTORS AND SUPPLEMENTAL TESTIMONY AND EXHIBIT

On October 14, 2005, Florida Power & Light Company (FPL) filed a motion for leave to file a supplemental petition for approval of levelized fuel cost recovery factors and supplemental testimony and exhibit to FPL witness K. M. Dubin's testimony. No party filed a response to FPL's motion.

FPL states that on September 9, 2005, it filed the estimated/actual true-up testimony and exhibit of Ms. Dubin, which was based on actual cost data for January-July, 2005 and estimates for August-December, 2005. FPL states that subsequent to its September 9, 2005 filing, it has completed its calculation of actual fuel and purchased power costs for the months of August and September, 2005. FPL contends that use of the revised factors will result in customers' paying fuel charges that more accurately reflect FPL's actual fuel costs and will reduce the extent of the final true-up for 2005 that would otherwise be required.

Upon consideration, FPL's motion for leave to file a supplemental petition for approval of levelized fuel cost recovery factors and supplemental testimony and exhibit to FPL witness K. M. Dubin's testimony is hereby granted.

Based on the foregoing, it is

ORDERED by Commissioner Rudolph "Rudy" Bradley, as Prehearing Officer, that the Motion for Leave to File Supplemental Petition for Approval of Levelized Fuel Cost Recovery Factors and Supplemental Testimony and Exhibit filed by Florida Power & Light Company is granted.

DOCUMENT NUMBER-DATE

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By ORDER of Commissioner Rudolph "Rudy" Bradley, as Prehearing Officer, this
2nd day of November, 2005.



RUDOLPH "RUDY" BRADLEY
Commissioner and Prehearing Officer

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of the Commission Clerk and Administrative Services, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.