

Diamond Williams

100002-EG

From: Bruette Davis [bdavis@kagmlaw.com]
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To: Filings@psc.state.fl.us
Cc: Katherine Fleming; jbeasley@ausley.com; jwahlen@ausley.com; john.burnett@pgnmail.com; christensen.patty@leg.state.fl.us; jas@beggslane.com; rab@beggslane.com; Beth Keating; john_butler@fpl.com
Subject: Docket No. 100002-EG: Energy Conservation Cost Recovery Clause
Attachments: FIPUG's 2010 Prehearing Statement 10.13.10.docx

In accordance with the electronic filing procedures of the Florida Public Service Commission, the following filing is made:

- a. The name, address, telephone number and email for the person responsible for the filing is:

Vicki Gordon Kaufman
 Jon C. Moyle, Jr.
 Keefe Anchors Gordon & Moyle
 118 North Gadsden Street
 Tallahassee, FL 32301
 (850) 681-3828
vkaufman@kagmlaw.com
jmoyle@kagmlaw.com

- b. This filing is made in Docket No. 100002-EG.
 c. The document is filed on behalf of Florida Industrial Power Users Group
 d. The total pages in the document are 4 pages.
 e. The attached document is Florida Industrial Power Users Group's Prehearing Statement.

Bruette Davis
bdavis@kagmlaw.com



Keefe, Anchors, Gordon and Moyle, P.A.
 The Perkins House
 118 N. Gadsden St.
 Tallahassee, FL 32301
 850-681-3828 (Voice)
 850-681-8788 (Fax)
www.kagmlaw.com

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Energy Conservation Cost
Recovery Clause

DOCKET NO. 100002-EG

FILED: October 13, 2010

**THE FLORIDA INDUSTRIAL POWER USERS GROUP'S
PREHEARING STATEMENT**

The Florida Industrial Power Users Group (FIPUG) hereby files its Prehearing Statement in compliance with PSC-10-0118-PCO-EG, issued February 26, 2010, establishing the prehearing procedure in this docket.

A. APPEARANCES:

VICKI GORDON KAUFMAN
JON MOYLE, JR.
Keefe, Anchors, Gordon & Moyle, PA
118 North Gadsden Street
Tallahassee, FL 32312

On Behalf of the Florida Industrial Power Users Group

B. WITNESSES:

None.

C. EXHIBITS:

None; however, FIPUG reserves the right to use appropriate exhibits during cross-examination.

D. STATEMENT OF BASIC POSITION:

FPL, TECO and Gulf have each submitted two conservation plans – one for currently approved programs and one for programs which have not yet been approved in each utility's DSM docket.

Pursuant to section 366.82(7), Florida Statutes, and rule 25-17.015(4), Florida Administrative Code, a utility may not receive cost recovery for programs which have not been approved by the Commission. Thus, the Commission may not and should not allow any cost recovery for DSM programs which have not been approved.

E. STATEMENT OF ISSUES AND POSITIONS

GENERIC CONSERVATION COST RECOVERY ISSUES

ISSUE 1: What are the final conservation cost recovery true-up amounts for the period January 2009 through December 2009?

POSITION: *No position at this time.*

ISSUE 2: What are the total conservation cost recovery amounts to be collected during the period January 2011 through December 2011?

POSITION: *No position at this time.*

ISSUE 3: What are the conservation cost recovery factors for the period January 2011 through December 2011?

POSITION: When the Commission calculates the 2011 conservation factor, it may not include the costs of conservation programs which have not been approved. See, section 366.82(7), Florida Statutes, and rule 25-17.015(4), Florida Administrative Code.

ISSUE 4: What should be the effective date of the new conservation cost recovery factors for billing purposes?

POSITION: *No position at this time.*

COMPANY-SPECIFIC CONSERVATION COST RECOVERY ISSUES

Tampa Electric Company

ISSUE 5: What is the Contracted Credit Value for the GSLM-2 and GSLM-3 rate riders for Tampa Electric Company for the period January 2011 through December 2011?

POSITION: *No position at this time.*

ISSUE 6: What are the residential Price Responsive Load Management (RSVP-1) rate tiers for Tampa Electric Company for the period January 2011 through December 2011?

POSITION: *No position.*

F. STIPULATED ISSUES:

FIPUG: None at this time.

G. PENDING MOTIONS:

FIPUG: FIPUG has no pending motions at this time.

H. PENDING REQUEST OR CLAIMS FOR CONFIDENTIALITY:

FIPUG: FIPUG has no pending confidentiality claims or requests.

I. OBJECTIONS TO A WITNESS' QUALIFICATION AS AN EXPERT:

FIPUG: None at this time.

J. REQUIREMENTS THAT CANNOT BE COMPLIED WITH:

FIPUG: None at this time.

K. OTHER:

FIPUG: None at this time.

s/ Vicki Gordon Kaufman

Vicki Gordon Kaufman
Jon C. Moyle, Jr.
Keefe, Anchors, Gordon & Moyle
118 North Gadsden Street
Tallahassee, FL 32301
(850) 681-3828 (Voice)
(850) 681-8788 (Facsimile)
vkaufman@kagmlaw.com
jmoyle@kagmlaw.com

Attorneys for Florida Industrial
Power Users Group

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the Florida Power Industrial Users Group's Prehearing Statement was served by electronic and U. S. Mail this 13th day of October, 2010 to the following:

Katherine Fleming
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
keflemin@psc.state.fl.us

Beth Keating
Akerman Law Firm
106 East College Avenue, Suite 1200
Tallahassee, FL 32301
beth.keating@akerman.com

James D. Beasley
J. Jeffrey Wahlen
Ausley & McMullen Law Firm
P.O. Box 391
Tallahassee, FL 32302
jbeasley@ausley.com
jwahlen@ausley.com

John Butler
Florida Power & Light
700 Universe Blvd.
Juno Beach, FL 33408-0420
john_butler@fpl.com

John T. Burnett
Associate General Counsel
Progress Energy Service Company, LLC
299 First Avenue North
St. Petersburg, FL 33701
john.burnett@pgnmail.com

s/Vicki Gordon Kaufman
Vicki Gordon Kaufman

Patricia Christensen
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, #812
Tallahassee, FL 32399
christensen.patty@leg.state.fl.us

Jeffrey A. Stone
Russell A. Badders
Beggs & Lane Law Firm
P.O. Box 12950
Pensacola, FL 32591
jas@beggslane.com
rab@beggslane.com