

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: April 24, 2014

TO: Office of Commission Clerk (Stauffer)

FROM: Division of Economics (King) *JK*
Office of the General Counsel (Brown) *NCB* *JSC*

RE: Docket No. 140066-EI – Petition for approval of amendment to underground residential and commercial differential tariffs, by Florida Power & Light Company.

RECEIVED-FPSC
14 APR 24 AM 9:03
COMMISSION CLERK

AGENDA: 05/09/14 – Regular Agenda – Tariff Filing – Interested Persons May Participate

COMMISSIONERS ASSIGNED: All Commissioners

PREHEARING OFFICER: Administrative

CRITICAL DATES: 05/31/14 (60-Day Suspension Date)

SPECIAL INSTRUCTIONS: None

Case Background

On April 1, 2014, Florida Power & Light Company (FPL) filed a petition for Commission approval of revisions to its Underground Residential Distribution (URD) Tariff and its Underground Commercial/Industrial Distribution (UCD) Tariff and their associated charges. The URD and UCD tariffs apply to new residential and commercial developments and represent the additional costs FPL incurs to provide underground distribution service in place of overhead service. The current tariffs were approved in Order No. PSC-11-0473-TRF-EI.¹ This is staff's recommendation to suspend the proposed tariffs. The Commission has jurisdiction pursuant to Section 366.06, Florida Statutes (F.S.).

¹ Order No. PSC-11-0473-TRF-EI, issued October 18, 2011, in Docket No. 110094-EI, In re: Petition for approval of revised underground residential and commercial differential tariffs, by Florida Power & Light Company.

Discussion of Issues

Issue 1: Should the Commission suspend FPL's Underground Residential Distribution Tariff and Underground Commercial/Industrial Distribution Tariff?

Recommendation: Yes. (King)

Staff Analysis: Staff recommends that the tariffs be suspended to allow staff sufficient time to review the petition and gather all pertinent information in order to present the Commission with an informed recommendation on the tariff proposals.

Pursuant to Section 366.06(3), F.S., the Commission may withhold consent to the operation of all or any portion of a new rate schedule, delivering to the utility requesting such increase a reason or written statement of good cause for doing so within 60 days. Staff believes that the reason stated above is good cause consistent with the requirement of Section 366.06(3), F.S.

Issue 2: Should this docket be closed?

Recommendation: No. This docket should remain open pending the Commission decision on the proposed tariffs. (Brown)

Staff Analysis: This docket should remain open pending the Commission decision on the proposed tariffs.