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Charles A. Guyton
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October 5, 1998

Blanca S. Bayó, Director
Records and Reporting
Florida Public Service Commission
4075 Esplanade Way, Room 110
Tallahassee, Florida 32399-0850

By Hand Delivery

**Re: Petition for Approval of True-Up
Amount in Docket No. 980002-EG**

Dear Ms. Bayó:

Enclosed for filing on behalf of Florida Power & Light Company in Docket No. 980002-EG are the original and ten copies of the following

1. Florida Power & Light Company's Petition For Approval of Conservation Recovery Factors
2. Testimony and Exhibits of Leonor M. Busto

ACK If you or your staff have any questions regarding this transmittal, please contact me at 222-2300

AFA *Handover*

APP _____

CAF _____

CM _____

CT _____

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cc: Counsel for all parties of record
TAL/25254-1

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Respectfully,

Charles A. Guyton

Charles A. Guyton
Attorney for Florida Power &
Light Company

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Law
FPSC-BUREAU OF RECORDS

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Energy Conservation Cost)
 Recovery Clause)

Docket No. 980002-EG
 Filed: October 5, 1998

**PETITION OF FLORIDA POWER & LIGHT COMPANY FOR
 APPROVAL OF ITS CONSERVATION COST RECOVERY FACTORS**

Florida Power & Light Company ("FPL"), pursuant to Section 366.82(2), Florida Statutes (1997), Florida Administrative Code Rule 25-17.015, Order No. PSC-93-0709-FOF-EG, and Order No. PSC-98-1211-FOF-EI, hereby petitions the Florida Public Service Commission ("Commission") for approval of the conservation cost recovery factors shown on Appendix I, attached hereto and incorporated by reference, to be applied during the January 1999 through December 1999 billing period, and to continue in effect thereafter until modified by the Commission. The grounds for this Petition are:

1. The name and the address of the affected agency are:

Florida Public Service Commission
 2540 Shumard Oak Boulevard
 Tallahassee, Florida 32399-0850

2. FPL's address is 9250 West Flagler Street, Miami, Florida 33174. Correspondence, notices, orders, motions and other documents concerning this petition should be sent to:

Charles A. Guyton
 Steel Hector & Davis LLP
 215 South Monroe Street
 Suite 601
 Tallahassee, Florida 32301

William G. Walker, III
 Vice President, Regulatory Affairs
 Florida Power & Light Company
 9250 West Flagler Street
 Miami, Florida 33174

3. FPL is an investor-owned electric utility regulated by the Commission pursuant to Chapter 366, Florida Statutes. FPL is subject to the Florida Energy Efficiency Conservation Act ("FEECA"), and its Energy Conservation Cost Recovery ("ECCR") clause is subject to the

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FPSC-RECORDS/REPORTING

Commission's jurisdiction. By rule, Florida Administrative Code 25-17.015, and orders, Order Nos. PSC-93-0709-FOF-EG, PSC-93-1845-FOF-EG, and Order No. PSC-98-1211-FOF-EI (among others), the Commission has authorized conservation cost recovery factors and set forth their calculation. FPL's substantial interest in the recovery of its conservation-related expenditures will be affected by this proceeding.

4. FPL's conservation cost recovery factors were calculated consistent with the order establishing annual conservation cost recovery factors, Order No. PSC-93-0709-FOF-EG, the order establishing the ECCR cost of service methodology, Order No. PSC-93-1845-FOF-EG, and the order waiving certain parts of Rule 25-17.015, Florida Administrative Code as to FPL, Order No. PSC-98-1211-FOF-EG. The factors are designed to recover the projected conservation program expenses for the period January 1999 through December 1999 adjusted for (a) the estimated true-up for the period April 1998 through December 1998, and (b) the final conservation true-up for the period October 1997 through March 1998, as well as an interest provision for both true-ups. The calculation of these factors and the supporting documentation are contained in the prepared testimony of FPL witness Leonor M. Busto and in Exhibit LMB-2, which are being filed with and are incorporated by reference in this Petition. Exhibit LMB-2 consists of the conservation cost recovery forms that FPL and other utilities were directed to file by the Commission's Electric and Gas Department memorandum dated June 17, 1982.

5. FPL projects total conservation program costs, net of all program revenues, of \$165,505,236 for the period January 1999 through December 1999. The net true-up is an underrecovery of \$2,025,105, which includes the final conservation true-up underrecovery for October 1997 through March 1998 of \$1,389,882 that was reported in FPL's Schedule CT-1 filed

June 30, 1998. Increasing the projected costs of \$165,505,236 by the net true-up underrecovery of \$2,025,105 results in a total of \$167,530,341 of conservation costs (plus applicable taxes) to be recovered during the January 1999 through December 1999 period.

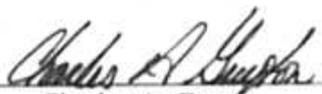
6. FPL is not aware of any disputed issues of fact. This petition is not in response to a prior agency decision, so the petitioner cannot state when and how it "received notice of the agency decision." The Commission should approve the Conservation Cost Recovery factors shown on Appendix I. FPL is entitled to relief pursuant to Section 366.82(2), Florida Statutes (1997), Florida Administrative Code Rule 25-17.015, Order No. PSC-93-0709-FOF-EG, and Order No. PSC-98-1211-FOF-EI.

WHEREFORE, FPL respectfully petitions the Commission to approve for the billing period January 1, 1999 through December 31, 1999, and to continue in effect thereafter until modified by the Commission, the conservation cost recovery factors shown on Appendix I

Respectfully submitted,

STEEL HECTOR & DAVIS LLP
215 South Monroe Street
Suite 601
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(904) 222-2300

Attorneys for Florida
Power & Light Company

By: 
Charles A. Guyton

APPENDIX I

FLORIDA POWER & LIGHT COMPANY CONSERVATION COST RECOVERY FACTORS January 1999 through December 1999

Rate Class	Conservation Recovery Factor \$/kWh
RS1	0.00215
GS1	0.00202
GSD1	0.00191
OS2	0.00164
GSLD1/CS1	0.00190
GSLD2/CS2	0.00181
GSLD3/CS3	0.00163
ISST1D	0.00194
SST1T	0.00148
SST1D	0.00181
CILCD/CILCG	0.00175
CILCT	0.00159
MET	0.00188
OL1/SL1	0.00141
SL2	0.00168
TOTAL	0.00202

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Petition for Approval of its Conservation Cost Recovery Factors and Testimony and Exhibits of Leonor M. Busto was served by Hand Delivery (when indicated with an *) or mailed this 5th day of October, 1998 to the following:

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