

Dorothy Menasco

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Sent: Thursday, October 11, 2007 3:43 PM
To: Filings@psc.state.fl.us
Cc: Bill Walker; Charles Beck; Cheryl Martin; Doc Horton; Jeffrey Stone; Jim Beasley; Joe McGlothlin; John Burnett; John Butler ; John McWhirter; Katherine Fleming; Lee Willis; Natalie Smith; Patty Christensen, Esq.; Paul Lewis; Paula Brown; Russell Badders; Susan D. Ritenour ; Wade Litchfield
Subject: FIPUG Prehearing Statement 070002-EG
Attachments: 071011 FIPUG conservation prehearing statement.doc

1. John W. McWhirter, Jr., 400 N. Tampa St. Tampa, FL 33602, jmcwhirter@mac-law.com is the person responsible for this electronic filing;
2. The filing is to be made in Docket 070002-EI, Conservation Cost Recovery
3. The filing is made on behalf of the Florida Industrial Power Users Group;
4. The total number of pages is 3; and
5. The attached document is the FIPUG's Prehearing Statement

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DOCUMENT NUMBER-DATE

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10/11/2007

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Energy conservation cost recovery clause. | DOCKET NO. 070002-EG

| FILED: October 11, 2007

FIPUG'S PREHEARING STATEMENT

FIPUG files its Prehearing Statement in compliance with Order No. PSC-07-0166-PCO-EG, issued February 23, 2007, establishing the prehearing procedure in this docket.

A. APPEARANCES:

JOHN W. MCWHIRTER, JR., McWhirter & Davidson, P.A., 400 North Tampa Street, Suite 2450, Tampa, Florida 33601-3350,

On Behalf of the Florida Industrial Power Users Group.

B. WITNESSES:

None.

C. EXHIBITS:

None at this time. However, FIPUG reserves the right to utilize appropriate exhibits during cross-examination.

D. STATEMENT OF BASIC POSITION:

FIPUG'S basic position is that current conservation programs could be improved if customer initiated demand side programs were given credence by the Commission and if the RIM tests were modified to focus on programs that have the potential for causing base rate increases rather than the current formula which causes programs to fail unless fuel savings combined with avoided plant costs out point lost base rate revenue by 120%. This position does not affect currently requested conservation cost recovery factors, but should be given consideration to incent future customer initiated conservation programs.

E. STATEMENT OF ISSUES AND POSITIONS

ISSUE 1: What are the appropriate final conservation cost recovery true-up amounts for the period January 2006 through December 2006?

POSITION: FIPUG takes no position at this time.

ISSUE 2: What are the appropriate conservation cost recovery factors for the period January 2008 through December 2008?

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POSITION: FIPUG takes no position at this time.

ISSUE 3: What should be the effective date of the new conservation cost recovery factors for billing purposes?

POSITION: FIPUG: January 1, 2008

COMPANY SPECIFIC CONSERVATION COST RECOVERY ISSUES

Tampa Electric Company

ISSUE 4: What is the Contracted Credit Value for the GSLM-2, GSLM-3 rate riders and RSVP-1 rate tiers for Tampa Electric Company for the period January 2008 through December 2008?

POSITION: FIPUG takes no position at this time.

F. STATEMENT OF POLICY ISSUES AND POSITIONS

FIPUG: FIPUG recommends review of the formula used to calculate the Rate Impact of conservation programs.

G. STIPULATED ISSUES

FIPUG: None

H. PENDING MOTIONS

FIPUG has no pending motions at this time.

I. PENDING REQUEST FOR CONFIDENTIALITY

FIPUG has no requests for confidentiality pending at this time.

J. OBJECTIONS TO A WITNESS' QUALIFICATION AS AN EXPERT

FIPUG: None at this time.

I. STATEMENT OF COMPLIANCE WITH ORDER ESTABLISHING PROCEDURE

There are no requirements of the Order Establishing Procedure with which FPL cannot comply.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of FIPUG'S PRELIMINARY LIST OF ISSUES AND POSITIONS was furnished to the following, by electronic and U.S. Mail, on this 11th day of October, 2007:

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