

October 24, 2001

Blanca S. Bayó, Director  
Division of the Commission Clerk and Administrative Services  
Florida Public Service Commission  
4075 Esplanade Way, Room 110  
Tallahassee, FL 32399

**By Hand Delivery**

**Re: Conservation Cost Recovery Clause  
Docket No. 010002-EG**

Dear Ms. Bayó:

Enclosed for filing on behalf of Florida Power & Light Company are the original and ten (10) copies of Florida Power & Light Company's Prehearing Statement.

Also enclosed is a diskette containing a copy of Florida Power & Light Company's Prehearing Statement. The diskette is a 3.5 inch high density diskette using Microsoft Word 97.

If you or your Staff have any questions regarding this filing, please contact me.

Very truly yours,

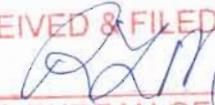


Charles A. Guyton

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cc: All Parties of Record  
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Energy Conservation Cost Recovery )  
Clause )

Docket No. 010002-EG  
Filed: October 24, 2001

FLORIDA POWER & LIGHT COMPANY'S  
PREHEARING STATEMENT

Florida Power & Light Company ("FPL"), pursuant to Order No. PSC-01-0660-PCO-EG, hereby files its Prehearing Statement in Docket No. 010002-EG.

**(a) The name of all known witnesses that may be called by the party, and the subject matter of their testimony:**

| <u>Witness</u>  | <u>Subject Matter</u>   |
|-----------------|---|
| Dennis Reynolds | Final True-Up for January 2000 - December 2000.   |
| Dennis Reynolds | Projection for January 2002 - December 2002 and the Actual/Estimated True-Up for January - December 2001. |

**(b) A description of all known exhibits that may be used by the party, whether they may be identified on a composite basis, and the witness sponsoring each:**

FPL has prefiled exhibits DR-1 and DR-2 that should be identified separately.

| <u>Exhibit</u> | <u>Content</u>                          | <u>Sponsoring Witness</u> |
|----------------|---|---------------------------|
| DR-1           | Schedules CT-1 through CT-6, Appendix A | Dennis Reynolds           |
| DR-2           | Schedules C-1 through C-5               | Dennis Reynolds           |

**(c) A statement of basic position in the proceeding:**

FPL's proposed Conservation Cost Recovery Factors for the January 2002 through December 2002 recovery period and true-up amounts for prior periods should be approved.

**d) A statement of each question of fact the party considers at issue, the party's position on each such issue, and which of the party's witnesses will address the issue:**

**General Issues**

**ISSUE 1:** What is the final end-of-the-period true-up amount for the period January 2000 through December 2000:

FPL: \$12,324,927 overrecovery

**ISSUE 2:** What are the appropriate conservation cost recovery factors for the period January 2002 through December 2002?

| FPL: | <u>Rate Class</u> | <u>ECCR Factor</u> | <u>Rate Class</u> | <u>ECCR Factor</u> |
|------|-------------------|--------------------|-------------------|--------------------|
|      | RS1               | .00181 \$/kWh      | SST1T             | .00131 \$/kWh      |
|      | GS1               | .00164 \$/kWh      | SST1D             | .00147 \$/kWh      |
|      | GSD1              | .00155 \$/kWh      | CILCD/CILCG       | .00139 \$/kWh      |
|      | OS2               | .00110 \$/kWh      | CILCT             | .00132 \$/kWh      |
|      | GSLD1/CS1         | .00151 \$/kWh      | MET               | .00166 \$/kWh      |
|      | GSLD2/CS2         | .00141 \$/kWh      | OL1/SL1/PL1       | .00088 \$/kWh      |
|      | GSLD3/CS3         | .00140 \$/kWh      | SL2               | .00135 \$/kWh      |
|      | ISST1D            | .00000 \$/kWh      |                   |                    |

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

FPL: January 1, 2002 through December 31, 2002.

**e) A statement of each question of law the party considers at issue and the party's position on each such issue:**

FPL is not aware of any questions of law at issue.

**f) A statement of each policy question the party considers at issue, the party's position on each such issue, and which of the party's witnesses will address the issues:**

FPL is not aware of any policy issues that are contested.

**g) A statement of issues that have been stipulated to by the parties:**

FPL believes that its true-ups and ECCR factors may be uncontested and may be stipulated.

**h) A statement of all pending motions or other matters the party seeks action upon:**

FPL has no pending motions or other matters upon which it seeks action other than its pending petitions for approval of a final true-up and conservation cost recovery factors and its pending requests for confidentiality addressed in the next section.

**i) A statement identifying the parties' pending requests for confidentiality:**

FPL filed on May 15, 2001, Florida Power & Light Company's Motion For Protective Order Regarding Confidential Information Required To Be Filed As Part Of True Up Filing. FPL does not believe there has been a ruling on this motion. However, the Commission has previously ruled that the type of customer information FPL seeks to protect is confidential. See, Order No. PSC-00-0628-CFO-EG.

On June 29, 2001, Florida Power & Light Company filed its Request For Confidential Classification Of Materials Provided In The Energy Conservation Cost Recovery Clause Pursuant To Audit No. 01-058-4-2. FPL does not believe there has been a ruling on this request.

On July 20, 2001, Florida Power & Light Company filed its First Request For Extension Of Confidential Classification Granted By Order No. PSC-00-0194-CFO-EG. FPL does not believe there has been a ruling on this requested extension.

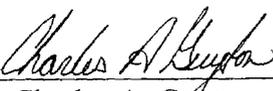
**j) A statement as to any requirement set forth in this order that cannot be complied with, and the reasons therefore:**

FPL believes it has complied with all requirements for orders regarding prehearing procedures.

Respectfully submitted,

STEEL HECTOR & DAVIS LLP  
215 S. Monroe St., Suite 601  
Tallahassee, Florida 32301  
(850) 222-2300

Attorneys for Florida Power  
& Light Company

By:   
Charles A. Gryton

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Florida Power & Light Company's Prehearing Statement was served by Hand Delivery (when indicated with an \*) or mailed this 24th day of October, 2001 to the following:

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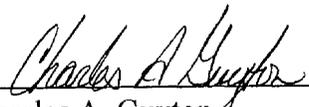
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