

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Energy Conservation Cost  
Recovery Clause

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Docket No. 040002-EG  
Filed: October 18, 2004

**THE FLORIDA INDUSTRIAL POWER USERS GROUP'S  
PREHEARING STATEMENT OF ISSUES AND POSITIONS**

The Florida Industrial Power Users Group (FIPUG), pursuant to Order Nos. PSC-04-0290-PCO-EG and PSC-04-0962-PCO-EG, hereby files its Prehearing Statement.

**A. APPEARANCES:**

**JOHN W. MCWHIRTER, JR.**, McWhirter Reeves McGlothlin Davidson Kaufman & Arnold, P.A., 400 North Tampa Street, Suite 2450, Tampa, Florida 33601-3350 and  
**VICKI GORDON KAUFMAN & TIMOTHY J. PERRY**, McWhirter Reeves McGlothlin Davidson Kaufman & Arnold, P.A., 117 South Gadsden Street, Tallahassee, Florida 32301.

**On Behalf of the Florida Industrial Power Users Group.**

**B. WITNESSES:**

None.

**C. EXHIBITS:**

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

**D. STATEMENT OF BASIC POSITION:**

None.

**E. STATEMENT OF ISSUES AND POSITIONS:**

**GENERIC ENERGY CONSERVATION COST RECOVERY ISSUES**

**ISSUE 1:** What are the appropriate final conservation cost recovery true-up amounts for the period January 2003 through December 2003?

**FIPUG:** FIPUG has no position at this time, but reserves the right to take a position on this issue by the date of the prehearing conference.

**ISSUE 2:** What are the appropriate conservation cost recovery factors for the period January 2005 through December 2005?

**FIPUG:** FIPUG has no position at this time, but reserves the right to take a position on this issue by the date of the prehearing conference.

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

**FIPUG:** The factors should be effective beginning with the specified conservation cost recovery cycle and thereafter for the period January 2005 through December 2005. Billing cycles may start before January 1, 2005, and the last cycle may be read after December 31, 2005, so that each customer is billed for twelve months regardless of when the adjustment factor became effective.

### **COMPANY SPECIFIC CONSERVATION COST RECOVERY ISSUES**

#### **Tampa Electric Company:**

**ISSUE 4:** What is the Contracted Credit Value for the GSLM-2 and GSLM-3 rate riders for Tampa Electric Company for the period January 2005 through December 2005?

**FIPUG:** FIPUG has no position at this time, but reserves the right to take a position on this issue by the date of the prehearing conference.

#### **Florida Public Utilities Company**

**ISSUE 5:** What adjustments should be made to FPUC's current period true-up (January 2004 thru December 2004) in response to the staff's audit of FPUC conservation programs for the year ended December 31, 2003.

**FIPUG:** FIPUG has no position at this time, but reserves the right to take a position on this issue by the date of the prehearing conference.

#### **F. STIPULATED ISSUES:**

None at this time.

#### **G. PENDING MOTIONS:**

FIPUG has no pending motions.

#### **H. OTHER MATTERS:**

None.

s/ Timothy J. Perry.  
John W. McWhirter, Jr.  
McWhirter Reeves McGlothlin Davidson  
Kaufman & Arnold, P.A.  
400 North Tampa Street, Suite 2450  
Tampa, Florida 33601-3350  
Telephone: (813) 224-0866  
Fax: (813) 221-1854  
[jmcwhirter@mac-law.com](mailto:jmcwhirter@mac-law.com)

Vicki Gordon Kaufman  
Timothy J. Perry  
McWhirter Reeves McGlothlin Davidson  
Kaufman & Arnold, P.A.  
114 South Gadsden Street  
Tallahassee, Florida 32301  
Telephone: (850) 222-2525  
Fax: (850) 222-5606  
[vkaufman@mac-law.com](mailto:vkaufman@mac-law.com)  
[tperry@mac-law.com](mailto:tperry@mac-law.com)

Attorneys for the Florida Industrial Power  
Users Group

## CERTIFICATE OF SERVICE

**I HEREBY CERTIFY** that a true and correct copy of the foregoing Florida Industrial Power Users Group's Prehearing Statement of Issues and Positions has been furnished by e-mail and U.S. Mail this 18<sup>th</sup> day of October 2004, to the following parties of record:

Martha Brown  
Office of General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Lee Willis  
James Beasley  
Ausley & McMullen  
P.O. Box 391  
Tallahassee, FL 32302

Jeffrey Stone  
Russell Badders  
Beggs & Lane  
P.O. Box 12950  
Pensacola, FL 32591-2950

Harold McLean  
Patty Christensen  
Office of Public Counsel  
c/o The Florida Legislature  
111 W. Madison St., #812  
Tallahassee, FL 32399-1400

Norman H. Horton, Jr.  
Messer, Capareello & Self  
P.O. Box 1876  
Tallahassee, FL 32302-1876

R. Wade Litchfield  
Natalie F. Smith  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408

James A. McGee  
Progress Energy Florida, Inc  
P.O. Box 14042  
St. Petersburg, FL 33733-4042

s/ Timothy J. Perry  
Timothy J. Perry