

**Marguerite McLean**

090002-EG

**From:** Ann Bassett [abassett@lawfla.com]  
**Sent:** Thursday, October 08, 2009 5:03 PM  
**To:** Filings@psc.state.fl.us  
**Subject:** Docket No. 090002-EG  
**Attachments:** 2009-10-09, 090002, FPUC's Prehearing Statement.pdf

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The Docket No. is 090002-EG Energy Conservation Cost Recovery Clause

This is being filed on behalf of Florida Public Utilities Company

Total Number of Pages is 5

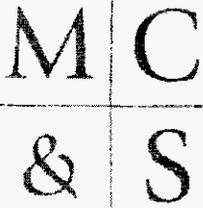
Florida Public Utilities Company's Prehearing Statement

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October 9, 2009

**BY ELECTRONIC MAIL**

Ms. Ann Cole, Director  
Commission Clerk and Administrative Services  
Room 110, Easley Building  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

Re: Docket No. 090002-EG

Dear Ms. Cole:

Enclosed for filing on behalf of Florida Public Utilities Company in this docket is Florida Public Utilities Company's Prehearing Statement.

Thank you for your assistance in this matter.

Sincerely,

Norman H. Horton, Jr.

NHH:amb

Enclosures

cc: Mr. Joseph R. Eysie  
Parties of Record

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Energy Conservation Cost )  
Recovery Clause. )  
\_\_\_\_\_ )

Docket No. 090002-EG  
Filed: October 9, 2009

**FLORIDA PUBLIC UTILITIES COMPANY'S  
PREHEARING STATEMENT**

Florida Public Utilities Company ("FPU"), by and through its undersigned counsel, submits its prehearing statement for its two electric divisions in connection with the hearing that is scheduled for November 2-4, 2009, in the above-styled docket.

**A. WITNESSES**

<u>Witness</u>	<u>Subject Matter</u>	<u>Issues</u>
Marc S. Seagrave *	Conservation cost recovery true-up	1
Joseph R. Eysie	Conservation cost recovery factors	2, 3, and 4

\* The testimony prefiled by Marc S. Seagrave will be adopted by Joseph R. Eysie.

**B. EXHIBITS**

<u>Exhibit Number</u>	<u>Witness</u>	<u>Description</u>
<u>MSS-1</u> (Composite)	Seagrave *	True-up calculations and Schedules CT-1, CT-2, CT-3, CT-4, CT-5, and CT-6
<u>JRE-1</u> (Composite)	Eysie	Projections calculations and Schedules C-1, C-2, C-3, C-4, and C-5

\* The exhibits filed by Witness Seagrave will be adopted and sponsored by Witness Eysie

### C. BASIC POSITION

FPU has properly projected its costs and calculated its true-up amounts and conservation cost recovery factors. Those amounts and factors should be approved by the Commission.

### D. STATEMENT OF ISSUES AND POSITIONS

**Issue 1:** What are the final conservation cost recovery true-up amounts for the period January 2008 through December 2008?

FPUC's Position: \$26,890 (underrecovery)

**Issue 2:** What are the total conservation cost recovery amounts to be collected during the period January, 2010 through December 2010?

FPUC's Position: \$591,724

**Issue 3:** What are the conservation cost recovery factors for the period January 2010 through December 2010?

FPUC's Position: The appropriate conservation cost recovery factor on a consolidated basis is \$.00080.

**Issue 4:** What should be the effective date of the conservation cost recovery factors for billing purposes?

FPUC's Position: The conservation cost recovery factors should be effective for the period January 2010 through December 2010, and to billings thereafter until other conservation cost recovery factors are approved by the Commission.

### E. QUESTIONS OF LAW

None.

### F. POLICY QUESTIONS

None.

### G. STIPULATED ISSUES

None.

**H. MOTIONS**

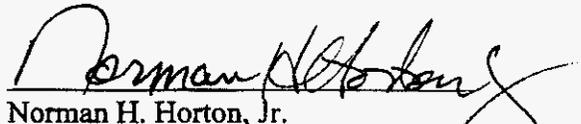
None.

**I. OTHER MATTERS**

None.

Dated this 9<sup>th</sup> day of October, 2009.

Respectfully submitted,  
MESSER, CAPARELLO & SELF, P.A.  
Post Office Box 15579  
Tallahassee, Florida 32317

  
Norman H. Horton, Jr.  
Attorney for Florida Public Utilities Company

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing have been served by U. S. Mail this 9<sup>th</sup> day of October, 2009 upon the following:

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