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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Florida  
Power & Light Company.

DOCKET NO. 20210015-EI  
ORDER NO. PSC-2021-0179-PCO-EI  
ISSUED: May 19, 2021

ORDER GRANTING VOTE SOLAR'S  
PETITION TO INTERVENE

On March 12, 2021, Florida Power & Light Company (FPL) filed its petition, minimum filing requirements, and testimony for a base rate increase effective January 2022. Pursuant to Order No. PSC-2021-0116-PCO-EI, issued March 24, 2021, the hearing for the FPL rate case is scheduled on August 16 through August 27, 2021.

Petition for Intervention

On April 22, 2021, Vote Solar and The CLEO Institute Inc. filed a joint Petition to Intervene (Petition) in this docket. The CLEO Institute Inc.'s petition to intervene will be taken up by separate order. On April 27, 2021, FPL filed a Response to the Petition (Response) stating it objects to The CLEO Institute's intervention, but does not object to Vote Solar's Petition. Vote Solar represents that the Office of Public Counsel, Florida Industrial Power Users Group, Florida Retail Federation, the League of United Latin American Citizens of Florida, the Environmental Confederation of Southwest Florida, Inc., Florida Rising, Federal Executive Agencies, and Southern Alliance for Clean Energy take no position, and D. Larson and A. Larson state that their position is "not opposed." No written objections to Vote Solar's Petition have been filed and the time for doing so has expired.

Vote Solar states that it is an association with "over 120,000 members nationally, including over 39,000 members in Florida, a substantial number of whom reside within FPL's service territory." Vote Solar asserts that its interests are of the type that this proceeding is designed to protect since this proceeding is to evaluate FPL's request for a rate increase. Vote Solar states that FPL's proposed investments in solar power are critically important to Vote Solar and its members' interests, which are to address the environmental interests of its members in advancing more clean energy, and the economic opportunities that are afforded or hindered by FPL's petition. Vote Solar claims it and its members support well-designed clean energy programs and investments that foster the growth and accessibility of solar generation in Florida, which may be significantly impacted by the outcome of this proceeding.

Vote Solar alleges that it and its members have an interest in the proposed cost, timing, and scale of FPL's clean energy investments and how customers will benefit from these clean energy investments. Vote Solar's Articles of Incorporation state that Vote Solar works to foster economic opportunity, promote energy security, and fight climate change by making solar a mainstream energy resource. Vote Solar asserts that its dual purpose in its Articles of Incorporation of fighting climate change and fostering economic opportunity through solar

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by Florida  
Power & Light Company.

DOCKET NO. 20210015-EI  
ORDER NO. PSC-2021-0180-PCO-EI  
ISSUED: May 19, 2021

ORDER PROVISIONALLY GRANTING FLORIDIANS AGAINST  
INCREASED RATES, INC.'S MOTION TO INTERVENE

On March 12, 2021, Florida Power & Light Company (FPL) filed a petition, minimum filing requirements, and testimony for a base rate increase effective January 2022. Pursuant to Order No. PSC-2021-0116-PCO-EI, issued March 24, 2021, the hearing for the FPL rate case is scheduled on August 16 through August 27, 2021.

Petition for Intervention

On May 4, 2021, Floridians Against Increased Rates, Inc. (FAIR) filed its Motion to Intervene (Motion) in this case. On May 6, 2021, FPL filed its Response to FAIR's Motion and subsequently on May 7, 2021, filed an Amended Response to FAIR's Motion that included an attachment containing FAIR's Articles of Incorporation inadvertently omitted from its original filing.

FAIR states that it is a not-for-profit corporation organized to advocate on behalf of Florida consumers for lower electric rates in Florida. Organized March 16, 2021, FAIR alleges that while it is still growing, a "substantial majority" of its members are retail customers of FPL and will be directly and substantially affected by the Commission's decision in this case. FAIR contends that it has associational standing and has met the three-prong test of Florida Home Builders v. Dept. of Labor and Employment Security (Florida Home Builders), 412 So. 2d 351 (Fla. 1982). First, a substantial number of its members are directly affected by the agency's decision as ratepayers of FPL. Second, advocating for just, fair, and reasonable electric rates is FAIR's corporate purpose as clearly stated in its Articles of Incorporation.<sup>1</sup> And third, that the requested relief - fair electric rates - is of the type that is appropriate for the association to obtain on behalf of its members. Finally, FAIR represents that the Florida Retail Federation, Southern Alliance for Clean Energy, Daniel and Alexandria Larson, and the Federal Executive Agencies do not oppose its Motion. FAIR also represents that the League of United Latin American Citizens of Florida, Inc., Florida Rising, Inc., Office of Public Counsel, and Florida Industrial Power Users Group take no position on FAIR's Motion.

In its Amended Response, FPL argues that while alleging that it has a "substantial majority" of members who are FPL customers, FAIR has not disclosed the names of any of its

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<sup>1</sup> ". . . to advance the welfare of the State of Florida, residential, business, institutional, and governmental customers served by investor-owned electric utilities whose rates are set by the Florida Public Service Commission, . . . by advocating for and providing analyses to the general public concerning State of Florida governmental policies and regulatory or administrative actions that will lead to retail electric rates that are as low as possible while ensuring safe and reliable electric service." FAIR Articles of Incorporation, Article II.