

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 160021-EI

In re: Petition for approval of 2016-2018 storm hardening plan, by Florida Power & Light Company.

DOCKET NO. 160061-EI

In re: 2016 depreciation and dismantlement study by Florida Power & Light Company.

DOCKET NO. 160062-EI

In re: Petition for limited proceeding to modify and continue incentive mechanism, by Florida Power & Light Company.

DOCKET NO. 160088-EI  
ORDER NO. PSC-16-0271-PCO-EI  
ISSUED: July 15, 2016

ORDER GRANTING OFFICE OF PUBLIC COUNSEL'S MOTION TO  
ACCEPT FILING EXHIBITS OUT OF TIME

On July 8, 2016, the Office of Public Counsel (OPC) filed a motion requesting that it be allowed to late file Exhibit Nos. RCS-1 through RCS-4, the inadvertently omitted exhibits for its witness Ralph Smith. OPC states that if filed witness Smith's testimony electronically at 2:59 p.m. on July 7, 2016, but in the rush to file the exhibits and testimony of six other OPC witnesses, witness Smith's exhibits were overlooked. Later that evening upon realizing that the exhibits were not attached to witness Smith's testimony, OPC e-mailed the exhibits to all parties and also the Commission Clerk. On the morning of July 8, 2016, OPC also filed the exhibits electronically with the Commission Clerk.

All parties were provided the missing exhibits at 7:34 p.m., within three hours of the intervenor testimony filing deadline of July 7, 2016 at 5:00 p.m. All parties to the docket have been contacted by OPC and no one has objected to OPC's motion. Given these facts, I find that granting OPC's request is reasonable and will not unduly prejudice the other parties to the docket.

Therefore, it is

ORDERED by Commissioner Lisa Polak Edgar as Prehearing Officer, that the Office of Public Counsel's Motion to Accept the Filing of Exhibits RCS-1 through RCS-4 Out-of-Time is hereby granted.

By ORDER of Commissioner Lisa Polak Edgar, as Prehearing Officer, this 15th day  
of July, 2016.



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LISA POLAK EDGAR  
Commissioner and Prehearing Officer  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399  
(850) 413-6770  
www.floridapsc.com

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

SBr

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.