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August 2, 2002

**VIA FEDERAL EXPRESS**

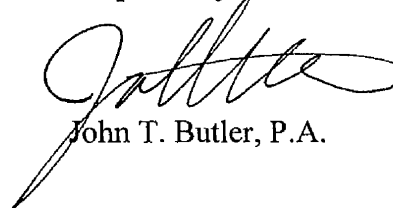
Thomas D. Hall, Clerk  
Supreme Court of Florida  
500 South Duval Street  
Tallahassee, FL 32399

Re: *South Florida Hospital and Healthcare Association, et al. vs.  
Lila A. Jaber, et al.*, Case No. SC02-1023

Dear Mr. Hall:

Enclosed for filing in the above-referenced case is the original of the Motion of Florida Power & Light Company for Authorized House Counsel to Appear on its Behalf, together with an additional copy which I ask that you stamp and return to me in the enclosed self-addressed stamped envelope. If you require any additional copies of this motion, please feel free to contact me.

Respectfully submitted,



John T. Butler, P.A.

- AUS \_\_\_\_\_
- CAF \_\_\_\_\_
- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR \_\_\_\_\_
- GCL \_\_\_\_\_
- OPC \_\_\_\_\_
- MMS \_\_\_\_\_
- SEC   1
- OTH \_\_\_\_\_

Encl.  
Copy to: Parties of Record

DOCUMENT NUMBER DATE  
08219 AUG-6 02

IN THE SUPREME COURT OF FLORIDA

SOUTH FLORIDA HOSPITAL AND  
HEALTHCARE ASSOCIATION et al.,

Appellants,

v.

LILA A. JABER, et al.,

Appellees.

CASE NO. SC02-1023

**MOTION OF FLORIDA POWER & LIGHT COMPANY FOR  
AUTHORIZED HOUSE COUNSEL TO APPEAR ON ITS BEHALF**

Appellee Florida Power & Light Company (“FPL”) hereby requests permission for its Authorized House Counsel, R. Wade Litchfield, to appear on FPL’s behalf in this appeal. In support of its motion, FPL states as follows:

1. FPL is a public utility subject to the jurisdiction of the Florida Public Service Commission (“FPSC”) under Chapter 366, Florida Statutes. This case involves the appeal of an FPSC order affecting the retail electric rates of FPL.

2. Mr. Litchfield is employed by FPL as an attorney in its Law Department.

3. As demonstrated in the affidavit of Mr. Litchfield attached hereto, he (i) is an attorney admitted to practice in the States of New York and Louisiana; (ii) has practiced extensively before regulatory agencies and authorities; and (iii) has represented parties in appeals of decisions by such regulatory agencies and authorities.

4. Mr. Litchfield’s affidavit further reflects that he has been certified by this Court as Authorized House Counsel pursuant to Chapter 17 of the Rules Regulating the Florida Bar. As such, Mr. Litchfield is subject to the Rules Regulating the Florida Bar and to the jurisdiction of

the Supreme Court of Florida for disciplinary purposes. He has reviewed the Rules Regulating the Florida Bar and agrees to abide by same.

5. Finally, Mr. Litchfield's affidavit reflects that, pursuant to Florida Administrative Code Rule 28-106.106, Mr. Litchfield was admitted by the FPSC as a "Qualified Representative" to represent FPL in the FPSC proceeding from which this appeal has been taken.

6. Pursuant to Rule Regulating the Florida Bar 17-1.3, an Authorized House Counsel may appear as counsel before a court if the Authorized House Counsel is specially admitted by such court.

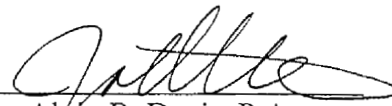
7. If this motion is granted, Mr. Litchfield will appear as co-counsel to FPL with the undersigned counsel. As demonstrated by the affidavit of Mr. Litchfield, he possesses the necessary qualifications to represent FPL's interests responsibly and effectively in this appeal.

**WHEREFORE**, FPL respectfully requests that the Court grant its motion and permit R. Wade Litchfield to appear as counsel on its behalf in this appeal.

Respectfully submitted,

STEEL HECTOR & DAVIS LLP  
Suite 4000  
200 South Biscayne Boulevard  
Miami, Florida 33131-2398

Counsel for Appellee Florida Power &  
Light Company

By:   
Alvin B. Davis, P.A.  
Fla. Bar No. 218073  
John T. Butler, P.A.  
Fla. Bar No. 283479

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished by U.S. mail this 2nd day of August, 2002 to the following parties of record:

Blanca S. Bayó, Director  
Divison of the Commission Clerk  
and Administrative Services  
Florida Public Service Commission  
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Tallahassee, FL 32399-0850

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By: \_\_\_\_\_

  
John T. Butler, P.A.  
Fla. Bar No. 283479  
Attorney for Florida Power &  
Light Company

IN THE SUPREME COURT OF FLORIDA

SOUTH FLORIDA HOSPITAL AND  
HEALTHCARE ASSOCIATION et al.,

Appellants,

v.

LILA A. JABER, et al.,

Appellees.

CASE NO. SC02-1023

Filed: \_\_\_\_\_, 2002

STATE OF FLORIDA            )  
  )  
COUNTY OF PALM BEACH    )

**AFFIDAVIT OF R. WADE LITCHFIELD**

**BEFORE ME**, the undersigned authority, personally appeared R. Wade Litchfield who, being first duly sworn, did depose and say:

1. My name is R. Wade Litchfield. I am currently employed by Florida Power & Light Company ("FPL") as Senior Attorney. My business address and telephone number are as

follows:       700 Universe Boulevard  
                  Juno Beach, Florida 33408-0420  
                  (561) 691-7101

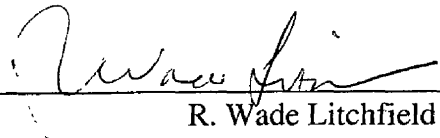
2. I have personal knowledge of the matters stated in this affidavit.

3. I am an attorney, admitted to the practice of law in the State of New York and in the State of Louisiana. I have practiced extensively before the Louisiana Public Service Commission, and the Council for the City of New Orleans, in matters relating to the regulation of utilities. Representing both gas and electric utilities, I have made appearances and participated in numerous regulatory proceedings before these and other regulatory agencies and


authorities. I have represented parties in appeals of decisions by such regulatory agencies and authorities.

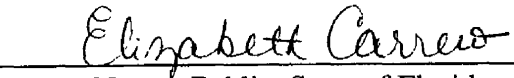
4. I have been certified by the Supreme Court of Florida as "Authorized House Counsel" pursuant to Chapter 17 of the Rules Regulating the Florida Bar. Accordingly, I am subject to the Rules Regulating the Florida Bar and to the jurisdiction of the Supreme Court of Florida for disciplinary purposes. I have reviewed the Rules Regulating the Florida Bar and agree to abide by same.

5. Affiant says nothing further.

  
\_\_\_\_\_  
R. Wade Litchfield

**SUBSCRIBED AND SWORN TO** before me this 1st day of August 2002, by R. Wade Litchfield, who is personally known to me, and who did take an oath.

 Elizabeth Carrero  
My Commission DD002041  
Expires February 18, 2005

  
\_\_\_\_\_  
Notary Public, State of Florida

My Commission Expires: \_\_\_\_\_