

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

**DOCKET NO. 080677 -EI**

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COMMISSION  
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In Re: Application for Increase in Rates by  
Florida Power & Light Co.,

Petitioner,

and

I.B.E.W, SYSTEM COUNCIL U-4,

Movant/Intervenor.

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**PETITION TO INTERVENE**

I.B.E.W. SYSTEM COUNCIL U-4 ("SCU-4") respectfully petitions the Public Service Commission (the "PSC"), pursuant to Fla. Admin. Code R. 25-22.039, to intervene in the above-referenced case on the following grounds:

**RELEVANT FACTS AND LEGAL POSITION**

1. SCU-4 is a labor organization of workers that are employed by the applicant Florida Power & Light ("FPL"). SCU-4 is the collective bargaining representative of approximately 3,500 employees of FPL, many of whom are ratepayers.
2. The proposed rate change will affect FPL's revenues. In turn, those revenues will substantially affect the funds that FPL has available to pay wages and benefits to SCU-4 members and will affect the number of SCU-4 members that FPL retains or lays off.
3. SCU-4's substantial interests are affected, through this proceeding and by the PSC's determination, because the wages paid to and the benefits received by SCU-4 members and retirees are dependent upon the level of FPL's revenues. See Fla. Admin. Code R. 28-106.201(2)(b) and 25-22.039. The number of persons who are employed or possibly

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laid off is also dependent upon the FPL's revenues. See Fla. Admin. Code R. 28-106.201(2)(b) and 25-22.039.

4. The name, address, and telephone number of SCU-4's representative, SUGARMAN & SUSSKIND, P.A., is set forth below and shall be the address for service purposes during the course of this proceeding. See Fla. Admin. Code R. 28-106.201(2)(b).
5. SCU-4 received notice of the PSC proceeding on or about January 27, 2009 through an FPL publication. See Fla. Admin. Code R. 28-106.201(2)(c).
6. SCU-4 knows of no disputed material facts at this time. See Fla. Admin. Code R. 28-106.201(2)(d).
7. SCU-4 is also unaware, at this time, of the ultimate facts to be alleged in the future or any specific facts warranting reversal or modification of any proposed action by the PSC. See Fla. Admin. Code R. 28-106.201(2)(e).
8. SCU-4 respectfully requests that the hearing officer grant its petition to intervene. See Fla. Admin. Code R. 28-106.201(2)(g).

WHEREFORE, SCU-4 requests respectfully that the Petition to Intervene be granted.

Respectfully submitted,

**SUGARMAN & SUSSKIND, P.A.**

**Attorneys for SCU-4**

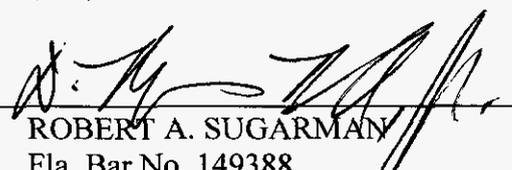
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By: \_\_\_\_\_

  
ROBERT A. SUGARMAN

Fla. Bar No. 149388

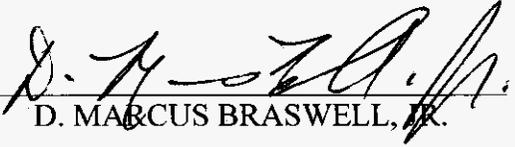
D. MARCUS BRASWELL, JR.

Fla. Bar No. 146160

## CERTIFICATE OF SERVICE

I CERTIFY that the original of the foregoing Petition was served on the other parties to this action, who are listed below, via first class mail on this 9<sup>th</sup> day of February 2009.

By:

  
D. MARCUS BRASWELL, JR.

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