

Hopping Green & Sams

Attorneys and Counselors

May 13, 2009

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COMMISSION
CLERK

BY HAND DELIVERY

Ms. Ann Cole
Director, Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Re: *In re: Florida Power & Light Company's Petition to Determine Need for FPL
Florida EnergySecure Pipeline, Docket No. 090172-EI*

Dear Ms. Cole:

On April 7, 2009, Florida Power & Light Company ("FPL") filed in this docket a Petition to Determine Need for the FPL Florida EnergySecure Pipeline pursuant to section 403.9422, Florida Statutes ("F.S."), which has been assigned the above docket number. By consent of the parties in this docket, the issues to be determined have been expanded beyond those explicitly enumerated for decision under the Natural Gas Transmission Pipeline Siting Act, section 403.9401 *et seq.*, F.S., which necessitates FPL's filing supplemental testimony to address the expanded issues. The deadlines for holding a hearing in this matter and taking final action on FPL's petition set forth in section 403.9422(a) cannot accommodate the additional time required by supplemental testimony. Accordingly, by this letter FPL agrees to a limited waiver of the hearing and final action deadlines set forth in Section 403.9422(a) with the understanding that FPL will be provided an opportunity to file supplemental testimony, that a hearing will be held in this matter beginning on July 27, 2009, and that the Commission will make a decision on FPL's petition on or before September 15, 2009.

If you have any questions regarding this waiver, please contact me at 222-7500.

Very truly yours,

HOPPING GREEN & SAMS, P.A.

By:


Gary V. Perko

Attorneys for FLORIDA POWER & LIGHT COMPANY

cc: Martha Brown, Esq.
Floyd Self, Esq.
John Butler, Esq.

DOCUMENT NUMBER-DATE

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