

**Diamond Williams**

080407-EG  
080408-EG  
080409-EG  
080410-EG

**From:** George Cavros [george@cavros-law.com]  
**Sent:** Monday, May 10, 2010 4:58 PM  
**To:** Filings@psc.state.fl.us  
**Subject:** Directions to Clerk -Docket Nos. 080407, 080408, 080409, 080410 from NRDC-SACE  
**Attachments:** Directions to Clerk-NRDC-SACE-5.10.10.doc

Dear Commission Clerk,

In accordance with the electronic filing procedures of the Florida Public Service Commission, the following filing is made:

A. The name, address, telephone number and email for the person responsible for the filing is:

George Cavros, Esq.  
120 E. Oakland Park Blvd, Ste. 105  
Fort Lauderdale, FL 33334  
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end\_of\_the\_skype\_highlighting  
Facsimile: 866.924.2824  
Email: george@cavros-law.com

B. This filing is made in Docket Nos. 080407, 080408, 080409, 080410, Commission Review of Numeric Conservation Goals.

C. This document is filed on behalf of Natural Resources Defense Council (NRDC) and Southern Alliance for Clean Energy (SACE).

D. The document is 6 total pages.

E. The attached document is NRDC-SACE's Directions to the Clerk.

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03925 MAY 10 2010  
FPSC-COMMISSION CLERK

**IN THE STATE OF FLORIDA  
PUBLIC SERVICE COMMISSION**  
Order No. PSC-10-0198-FOF-EG,  
Order No. PSC-09-0855-FOF-EG  
DOCKET NOS. 080407-EG, 080408-EG, 080409-EG,  
080410-EG

NATURAL RESOURCES DEFENSE COUNCIL;  
and SOUTHERN ALLIANCE FOR CLEAN ENERGY

Appellants,

vs.

**NOTICE OF  
ADMINISTRATIVE  
APPEAL**

STATE OF FLORIDA PUBLIC SERVICE  
COMMISSION; and FLORIDA POWER  
AND LIGHT COMPANY; and PROGRESS  
ENERGY FLORIDA, INC; and TAMPA ELECTRIC  
COMPANY; and GULF POWER COMPANY

Appellees.

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**DIRECTIONS TO CLERK**

Appellants, Natural Resources Defense Council and Southern Alliance for Clean Energy, direct the clerk to include only the following items in, and exclude all other items from, the original record described in rule 9.200(a)(3), Rules of Appellate Procedure:

DOCUMENT NUMBER-DATE

3925 MAY 10 e

FPSC-COMMISSION CLERK

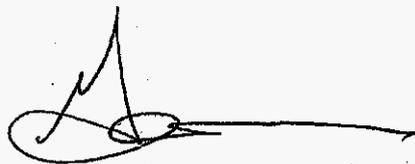
ITEMDATE

1. 08402-09 08/13/2009  
(TRANSCRIPT - Vol 1, pages 1-221 of 8/10/09 hearing in Tallahassee)
2. 08408-09 08/13/2009  
(TRANSCRIPT - Vol 2, pages 222-453 of 8/10/09 hearing in Tallahassee)
3. 08457-09 08/14/2009  
(TRANSCRIPT - Vol 3, pages 454-678 of 8/11/09 hearing in Tallahassee)
4. 08484-09 08/14/2009  
(TRANSCRIPT - Vol 4, pages 679-946 of 8/11/09 hearing in Tallahassee)
5. 08510-09 08/17/2009  
(TRANSCRIPT - Vol 5, pages 947-1198 of 8/12/09 hearing in Tallahassee)
6. 08566-09 08/18/2009  
(TRANSCRIPT - Vol 6, pages 1199-1403 of 8/12/09 hearing in Tallahassee)
7. 08581-09 08/18/2009  
(TRANSCRIPT - Vol 7, pages 1404-1631 of 8/13/09 hearing in Tallahassee)
8. 08582-09 08/18/2009  
(TRANSCRIPT - Vol 8, pages 1632-1789 of 8/13/09 hearing in Tallahassee)
9. 08583-09 08/18/2009  
(TRANSCRIPT - Vol 9, pages 1790-1908 of 8/13/09 hearing in Tallahassee)
10. 08628-09 08/19/2009  
(TRANSCRIPT - Vol 10, pages 1909-2101 of 8/13/09 hearing in Tallahassee). [CLK note: See DN 08762 for errata 080409-EG sheet and renumbered pages 1998A and 1998B of 080410-EG transcript.]
11. 08762-09 08/21/2009  
(CLK/Faurot - Errata sheet and renumbered pages 1998A [for Vol 10, transcript of 8/13/09 hearing in Tallahassee].)
12. Hearing Exhibit 76 unkown

- |     |   |            |
|-----|---|------------|
| 13. | Hearing Exhibit 151                               | unkown     |
| 14. | Exhibit 4 to testimony of FPL witness Sim (SRS-4) | unkown     |
| 15. | Exhibit 4.3 (FPL witness Haney Deposition)        | unkown     |
| 16. | Hearing Exhibit 142                               | unkown     |
| 17. | Hearing Exhibit 143                               | unkown     |
| 18. | Hearing Exhibit 144                               | unkown     |
| 19. | Hearing Exhibit 151                               | unkown     |
| 20. | Hearing Exhibit 91                                | unkown     |
| 21. | Hearing Exhibit 49                                | unkown     |
| 22. | Hearing Exhibit 103                               | unkown     |
| 23. | 12263-09 Final Order PSC-09-0855-FOF-EG           | 12/30/2009 |
| 24. | 02319-10 Final Order PSC-10-0198-FOF-EG           | 03/31/2010 |
| 25. | 0584-09 Staff Recommendation                      | 10/15/2009 |
| 26. | 11503-09 Staff Recommendation                     | 11/20/2009 |
| 27. | 00371-10 NRDC-SACE Motion for Reconsideration     | 01/14/2010 |

To the extent the Hearing Exhibits listed above are included as attachments to the transcripts, they do not need to be produced more than once.

Respectfully submitted this 10<sup>th</sup> day of May, 2010.



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**STATEMENT OF JUDICIAL ACTS TO BE REVIEWED**

In accordance with rule 9.200(a)(3), Rules of Appellate Procedure, Appellants, Natural Resources Defense Council and Southern Alliance for Clean Energy, provides the following statement of judicial acts to be reviewed:

National Resources Defense Council and Southern Alliance for Clean Energy, Appellants, appeal to the Florida Supreme Court the Final Orders, Nos. PSC-10-0198-FOF-EG, and PSC-09-0855-FOF-EG issued by the Florida Public Service Commission and rendered March 31, 2010 and December 30, 2009 respectively. The nature of the orders appealed are both final administrative orders establishing numeric energy conservation goals for the electric utilities regulated pursuant to the Florida Energy Efficiency and Conservation Act.

This appeal is filed under the provisions of sections 366.10, 120.68, Florida Statutes; rules 9.190(b), 9.030(a)(1)(B)(ii) and 9.110 of the Florida Rules of Appellate Procedure.

Respectfully submitted this 10<sup>th</sup> day of May, 2010.



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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing has been provided by US

Mail on this 10th day of May, 2010 to the persons listed below:

<p>Katherine Fleming. Esq. Erik L. Slayer, Esq. Florida Public Service Commission Gerald L. Gunter Building 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850</p>	<p>J.R. Kelly / Stephen Burgess Office of Public Counsel c/o The Florida Legislature 11 I W. Madison Street, Room 8 12 Tallahassee, FL 32399-1400</p>
<p>Jessica A. Cano Florida Power and Light 700 Universe Blvd. Juno Beach, FL 33408</p>	<p>Charles A. Guyton Squire, Sanders &amp; Dempsey 215 South Monroe Street Suite 601</p>

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Attorney