

Marguerite McLean

080677-EI

From: Thomas Saporito [saporito3@gmail.com]
Sent: Wednesday, August 25, 2010 5:10 PM
To: Filings@psc.state.fl.us
Subject: Re: FW: FPL Rate Case No. 080677-EI
Attachments: PSC Filing-2.pdf

Dear Ms. Menasco:

In response to your recent email, please find the resubmitted filing with my signature executed this date affixed thereon.

Kind regards,

Thomas Saporito

Thomas Saporito, Executive Director
 EndangeredPlanetEarth.blogspot.com
 Post Office Box 8413, Jupiter, FL 33468
 Phone: 561-972-8363 Fax: (561) 247-6404
 Electronic Mail: saporito3@gmail.com

Advocate of Greenpeace USA - Think Before Printing and Save a Tree

On 8/25/2010 4:55 PM, Filings@psc.state.fl.us wrote:

Mr. Saporito:

We are in receipt of your attached e-filing. While everything else is filed perfectly, please note that, per the Commission's e-filing requirements, documents are to include an official signature. Your document will need to be revised and resubmitted to be considered filed.

Manner of Electronic Transmission:

- Documents shall be signed by typing "s/" followed by the signatory:
 s/ First M. Last
- The acknowledgment indicates the document has been received, but does not confirm the document meets the requirements for electronic filing.

A link to the Commission's e-filing requirements is included for your convenience:
<http://www.floridapsc.com/dockets/e-filings/>

Please call our office if you have any questions.

Dorothy Menasco
 Chief Deputy Commission Clerk
 Florida Public Service Commission
 Office of Commission Clerk
 850-413-6770

DOCUMENT NUMBER - DATE

07093 AUG 26 9

FPSC-COMMISSION CLERK

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records

8/26/2010

available to the public and media upon request. Your e-mail communications may therefore be subject to public disclosure.

From: Thomas Saporito [mailto:saporito3@gmail.com]
Sent: Wednesday, August 25, 2010 2:29 PM
To: Filings@psc.state.fl.us
Subject: FPL Rate Case No. 080677-EI

Notice of Electronic Filing:

a. Person responsible for this electronic filing:

Thomas Saporito
Post Office Box 8413
Jupiter, Florida 33468-8413
Phone: (561) 972-8363
Email: saporito3@gmail.com

b. Docket No. 080677-EI

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

c. Document being filed on behalf of Thomas Saporito.

d. There are a total of 2 pages.

e. The document attached for electronic filing is "Request for Grand Jury Investigation of the Florida Power & Light Company".

Thank you for your timely attention and cooperation to this request.

--

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DOCUMENT NUMBER + DATE
07093 AUG 26 09
FPSC-COMMISSION CLERK

8/26/2010

Dear Mr. Michael F. McAuliffe:

Please find the attached PDF document which is a newspaper article describing alleged misconduct by executives of the Florida Power & Light Company (FPL) in allegedly providing "**materially false**" testimony under "**oath**" at a rate-case brought by FPL executives before the Florida Public Service Commission (PSC).

To the extent that FPL maintains its corporate headquarters in Palm Beach County, Juno Beach, Florida, your office has requisite jurisdiction to prosecute individuals for wrongdoing in these circumstances. On behalf of myself, and the many other "good" citizens who are customers of FPL, your office is hereby officially and formally requested to convene a grand jury investigation into the circumstances of FPL's misconduct in allegedly providing "**false**" testimony under "**oath**" to the PSC in an effort to obtain a favorable decision by the PSC to increase FPL's base-rate for electric power charged to FPL customers in the state of Florida.

As an Intervenor, in the aforementioned FPL rate-case, I stand ready to assist your office in any way that I may be of assistance.

Your full cooperation in timely bringing this most important matter before a grand jury is both anticipated and appreciated on behalf of all FPL customers, employees, and stockholders.

Kind regards,

--

Thomas Saporito, Executive Director
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*Per PSC request
signed this 25th
day of AUG 2010
Shirley [Signature]*

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FPSC-COMMISSION CLERK

Posted on Wednesday, 08.25.10

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UTILITIES

Public Service Commission calls on FPL chief to appear

The Public Service Commission called on FPL's CEO to explain costs involved in nuclear power plant planning.

BY MARY ELLEN KEAS
HERALD/TIMES TALLAHASSEE BUREAU

TALLAHASSEE — Florida Power & Light's chief executive, Armando Olivera, should be required to appear before the Public Service Commission to explain why the company provided inaccurate information last year regarding the cost of its nuclear power projects. Commissioner Nathan Skop said Tuesday.

Skop's remarks came at the end of a day-long hearing into how much Progress Energy and FPL can charge customers for nuclear projects. He was referring to an internal investigation released last week that found that FPL knowingly provided faulty information to the PSC last year when it was seeking approval to charge customers \$63 million for nuclear plant development.

The report, by Concentric Energy Advisors of Marlborough, Mass., was ordered by FPL in the wake of a whistleblower letter to the head of FPL's parent company. The report was made public Friday.

FPL spokesman Mark Grubinski said that FPL does not agree with parts of the investigation and withheld some of the information because they thought it would change.

The investigation found that most of the allegations from the whistleblower, about out-dated information sent to the commission, were accurate.

This year, FPL is seeking approval to charge \$31 million to pay for plans to expand two reactors at the Turkey Point plant near Miami and two in St. Lucie County and to build two new reactors at Turkey Point. The projected long-term cost of the projects is \$21 billion.

Last week, FPL reached an agreement with the Office of Public Counsel, which represents consumers on utility issues, to ask the PSC to approve the utility's request to charge customers \$31 million this year but wait until next year to determine if the charges are prudent and reasonable.

The timing is significant because in January, Gov. Charlie Crist's appointees to the PSC — Skop and Chairwoman Nancy Argenziano — will have left the board, if the PSC decides the costs are not justified. It can approve a refund.

Public Counsel JR Kelly said he supported the delay in the decision because the Florida Legislature has already authorized Progress Energy and Florida Power & Light to take hundreds of millions from electricity customers so they would start the lengthy process of planning for the nuclear plants.

Under the arrangement, the firms could collect the money years ahead of the construction process and keep it even if the projects never generate power. The companies must go to the PSC each year to get their nuclear development costs approved.

Kelly acknowledged that the timing of the delay may have political implications. He was targeted by utilities earlier this year when they urged legislators to force him to reapply for his job after his office successfully argued that the PSC should reject rate increase requests sought by both FPL and Progress Energy.

After Crist and other legislators objected, the effort died and Kelly kept his job.

Since then, the Senate rejected two of Crist's appointees to the PSC and the PSC nominating council also rejected the reappointment of Skop and Argenziano. All were heavily opposed by FPL.

Skop said Tuesday that he wants Olivera to testify to explain the company's actions.

"I've asked for Mr. Olivera for a very specific reason," he said. "He is president and chief executive. There are some things the company has done. There's also some things they have to answer for the accuracy and timeliness of the information that his company provides to the commission."



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