

## Diamond Williams

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**From:** Thompson, Chris C Maj USAF AFLOA JACL/ULFSC [chris.thompson.2@tyndall.af.mil]  
**Sent:** Monday, August 22, 2011 11:16 AM  
**To:** Filings@psc.state.fl.us  
**Cc:** White, Karen S Civ USAF AFLOA JACL/ULT; Richards, James W LtCol USAF AFLOA JACL/ULFSC; sdriteno@southernco.com; jmoyle@kagmlaw.com; vkaufman@kagmlaw.com; cguyton@gunster.com; mcglothlin.joseph@leg.state.fl.us; rick@rmelsonlaw.com; jas@beggslane.com; rab@beggslane.com  
**Subject:** Docket 110138-EI  
**Signed By:** There are problems with the signature. Click the signature button for details.  
**Attachments:** FEA gulf power petition to intervene.docx



FEA gulf power  
petition to int...

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:

Ms. Karen White  
Major Christopher C. Thompson  
AFLOA/JACL-ULT  
AFCESA  
139 Barnes Drive, Suite 1  
Tyndall Air Force Base, Florida 32403  
Ph: (850) 283-6348  
FAX: (850) 283-6219  
E-mail: Karen.white@tyndall.af.mil;

chris.thompson.2@tyndall.af.mil

b. This filing is made in Docket No. 110138-EI.

In re: Petition for increase in rates by Gulf Power Company.

c. The document is filed on behalf of Federal Executive Agencies.

d. The total pages in the document are 5 pages.

e. The attached document is FEDERAL EXECUTIVE AGENCIES' PETITION TO INTERVENE.

Thank you for your attention and cooperation to this request.

Very Respectfully

CHRIS THOMPSON, Maj, USAF

DOCUMENT NUMBER-DATE

05995 AUG 22 =

FPSC-COMMISSION CLERK

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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

\* \* \* \* \*

In re: Petition for increase in rates by )  
Gulf Power Company )

DOCKET NO.: 110138-E1  
FILED: August 22, 2011

**FEDERAL EXECUTIVE AGENCIES**  
**PETITION TO INTERVENE**

Pursuant to sections 120.569, 120.57, 366.04(1), and 366.06, Florida Statutes; and rules 25-22.039, 28-106.201 and 28-106.205, Florida Administrative Code, the Federal Executive Agency (FEA), through its undersigned counsel, files its Petition to Intervene. In support thereof, FEA states the following:

1. Names of affected agencies. The affected agencies include:
  - a. Tyndall Air Force Base, Panama City, FL
  - b. Naval Diving and Salvage Training Center, Panama City Beach, FL
  - c. Pensacola Naval Air Station, Pensacola, FL
  - d. Eglin Air Force Base, Fort Walton, FL
  - e. Hurlburt Air Force Base, Fort Walton, FL
2. Name and address of Petitioner. Copies of all pleadings, notices and orders in this

docket should be provided to the Petitioner:

Federal Executive Agencies  
c/o Major Christopher C. Thompson and Ms. Karen White  
AFLOA/JACL-ULFSC  
139 Barnes Drive, Suite 1  
Tyndall Air Force Base, Florida 32403  
Ph: (850) 283-6348  
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E-mail:  
[chris.thompson.2@tyndall.af.mil](mailto:chris.thompson.2@tyndall.af.mil)  
[karen.white@tyndall.af.mil](mailto:karen.white@tyndall.af.mil)

3. Notice of docket. Petitioner received notice of this docket from Gulf Power Company (Gulf) in July 2011.

4. Statement of Substantial Interests. The FEA consist of certain agencies of the United States Government which have offices, facilities, and/or installations in the service area of Gulf and which they purchase electric utility service from Gulf. The Department of Defense has been delegated authority by the General Services Administration to represent, through Department of the Air Force counsel, the consumer interest of the FEA in this proceeding under 40 U.S.C.A. 481(a)(4) and 486(d).

5. In this case, the Commission will consider Gulf's request for authority to increase retail rates and charges. Electricity costs represent one of the largest variable expenses of operating the Federal offices, facilities, and installations on whose behalf intervention is sought herein, and all will be significantly affected by any action this Commission takes in this Docket. For these reasons set forth, we submit the FEA have a substantial interest in the proceedings in this Docket.

6. Disputed Issues of Material Fact. Disputed issues of material fact include, but are not limited to: What is the appropriate return on equity for Gulf? FEA reserves all rights to raise additional issues in accordance with the Commission's rules and the Order Establishing Procedure which will be issued in this case.

7. Disputed Legal Issues. Disputed legal issues include, but are not limited to, the following:

- a. Has Gulf established the need for rate relief?
- b. Has Gulf established the need to receive the return on equity it has requested?

8. Statement of Ultimate Facts Alleged. Ultimate facts include, but are not limited to, the following: The rate increase that Gulf has requested is unreasonable and should be denied.

9. Rules and statutes justifying relief. The rules and statutes that entitle FEA to intervene and participate in this case include, but are not limited to:

- a. Section 120.569, Florida Statutes;
- b. Section 120.57, Florida Statutes;
- c. Section 366.04(1), Florida Statutes;
- d. Section 366.06, Florida Statutes;
- e. Rule 25-22.039, Florida Administrative Code;
- f. Rule 28-106.201, Florida Administrative Code;
- g. Rule 28-106.205, Florida Administrative Code;

10. Relief. FEA requests that it be permitted to intervene as a full party in this docket.

WHEREFORE, FEA requests that the Commission enter an order allowing it to intervene and participate as a full party in this docket.

//signed//cct

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Major Christopher C. Thompson  
AFLOA/JACL-ULFSC  
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Federal Executive Agency

**CERTIFICATE OF SERVICE**  
**Docket No. 110138-EI**

I **HEREBY CERTIFY** that a true and correct copy of the foregoing Prehearing Statement has been furnished by electronic mail and/or U.S. Mail this 22 day of August, 2011, to the following:

**Gulf Power Company**

Susan Ritenour  
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Pensacola, FL 32520  
Phone: 850-444-6231  
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//signed//cct

CHRISTOPHER C. THOMPSON, Maj, USAF

Utility Litigation and Negotiation Attorney

For Petitioner

KS Atty #21136