

State of Florida



# Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

RECEIVED-FPSC  
12 MAY 7 PM 3:21  
COMMISSION  
CLERK

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**DATE:** May 7, 2012  
**TO:** Ann Cole, Commission Clerk, Office of Commission Clerk  
**FROM:** Marshall W. Willis, Director, Division of Economic Regulation  
**RE:** Docket No. 120015-EI, Request by Florida Power & Light Company for a rate increase.

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Please place the attached letter, dated May 7, 2012, from Mr. Wade Litchfield of Florida Power & Light Company into the above docket file.

Attachment

DOCUMENT NUMBER-DATE  
02905 MAY-7 2012  
FPSC-COMMISSION CLERK



**R. Wade Litchfield**  
Vice President and General Counsel

May 7, 2012

- VIA HAND DELIVERY -

Mr. Marshall Willis, Director  
Division of Economic Regulation  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

**RE: Docket No. 120015-EI**

REGISTRATION

12 MAY -7 PM 2:29

REGISTRATION SERVICE

Dear Mr. Willis:

As you know, Florida Power & Light Company ("FPL") filed its petition and supporting testimony, exhibits and MFRs in the above docket on March 9, 2012. The petition seeks, among other things, a base rate increase effective January 2, 2013. The 8-month decision deadline of Section 366.06(3), Florida Statutes, is November 19, 2012 for FPL's petition. This is to confirm FPL agrees to a limited waiver of the 8-month rate case decision deadline, such that the Commission may hold its "rates" agenda conference to approve new rate schedules in this docket no later than Wednesday, November 28, 2012.

A decision approving rate schedules by that date would allow FPL sufficient time to put the new rates into effect on January 2, 2013 as requested. Under the Stipulation and Settlement Agreement that was approved by Order No. PSC-11-0089-S-EI, FPL cannot put new rates into effect until the beginning of January 2013. Thus a rate decision no later than November 28, 2012 would not be prejudicial to FPL's interest in receiving timely Commission action on its petition in this docket. FPL's agreement to the requested waiver is without prejudice to FPL's rights to oppose delays in future rate decisions beyond the 8-month decision deadline that could result in delaying the effective date of new rates.

Sincerely,

R. Wade Litchfield  
Vice President and General Counsel