

**Dorothy Menasco**

---

**From:** Thomas Saporito [saporito3@gmail.com]  
**Sent:** Tuesday, June 19, 2012 2:33 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** KELLY.JR  
**Subject:** Docket No. 120009-EI Florida Power & Light Company  
**Attachments:** 2012 - PSC Petition to Intervene.pdf

Dear Clerk of the Commission:

Please find the attached document - "***Petition for Leave to Intervene***" in Docket No. 120009-EI - Florida Power & Light Company - costs recovery, for filing with the Commission accordingly.

Should you have any questions regarding this matter, please do not hesitate to contact me at your convenience.

Kind regards,

--

Thomas Saporito  
177 N US HWY 1, Unit 212  
Tequesta, Florida 33469  
Phone: 1-561-972-8363

DOCUMENT NUMBER - DATE

04024 JUN 19 2012

FPSC-COMMISSION CLERK

6/19/2012

*From the Desk of Thomas Saporito*

---

June 19<sup>th</sup>, 2012

Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

***In re: Petition for Leave to Intervene in Docket No. 120009-EI – Florida Power & Light Company – Nuclear Cost Recovery Clause Docket***

Dear Commission Clerk:

The undersigned hereby submits a "*Petition for Leave to Intervene*" in the above-captioned matter for filing with the Florida Public Service Commission ("Commission" or "PSC") in Docket No. 120009-EI and states as follows:

**PETITION FOR LEAVE TO INTERVENE**

NOW COMES, Thomas Saporito, Intervenor-Petitioner – and hereby submits [h]is Petition for Leave to Intervene "Petition" in the above-captioned matter in Docket No. 120009-EI involving the Florida Power & Light Company (FPL) and its request to recover costs associated with its Florida based nuclear power projects and/or to recover other costs associated with its operations in the state of Florida. For the reasons stated below, the Commission should grant this Petition as a matter of law:

**COMMISSION RULE ON INTERVENTION**

Commission Rule 25-22.039, Florida Administrative Code (F.A.C), implements the standards for participation as an Intervenor in an administrative proceeding. The rule provides as follows:

- Persons, other than the original parties to a pending proceeding, who have a substantial interest in the proceeding, and who desire to become parties may petition the presiding officer for leave to intervene. Petitions for leave to intervene must be filed at least five (5) days before the final hearing, must conform with

Uniform subsection 28-106.201(2), F.A.C., and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the proceeding. Intervenors take the case as they find it.

### PETITION

Pursuant to Chapter 120, Florida Statutes, and Rules 25-22.039 and 28-106.205, Florida Administrative Code, Petitioner files this Petition for Leave to Intervene in the above-captioned matter and states as follows:

1. The name and address of the affected agency is:

The Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

2. The name and address of the Petitioner is:

THOMAS SAPORITO  
177 N US HWY 1, UNIT 212  
TEQUESTA, FLORIDA 33469  
PHONE: (561) 972-8363  
EMAIL: [SAPORITO3@GMAIL.COM](mailto:SAPORITO3@GMAIL.COM)

3. Copies of all pleadings, notices, and orders in this docket should be provided to:

THOMAS SAPORITO  
177 N US HWY 1, UNIT 212  
TEQUESTA, FLORIDA 33469  
PHONE: (561) 972-8363  
EMAIL: [SAPORITO3@GMAIL.COM](mailto:SAPORITO3@GMAIL.COM)

4. Petitioner is a resident of the State of Florida, a customer of FPL, and a stockholder in NextEra Energy – the parent company of FPL. The Commission will decide in this docket whether it should allow FPL to recover certain and specific costs related to its Florida based nuclear projects and/or other costs associated with doing business in the state of Florida. Therefore, Petitioner's substantial interests will be affected by this proceeding.

5. Statement of Disputed Issues of Material Fact

At issue is whether FPL improperly misled its rate-payers (customers) in its assessment of costs associated with its Florida based nuclear projects and/or other costs which FPL is attempting to recover in this matter.

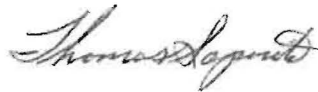
6. Statutes and Rules that Require the Relief Requested by Petitioner

Statutes and rules that require the relief requested by Petitioner include, but are not limited to, Sections of the Florida Statutes, and Rules of the Florida Administrative Code.

**CONCLUSION**

FOR ALL THE ABOVE STATED REASONS, Petitioner's substantial interests are subject to determination in and will be affected by the Commission's decision, and Petitioner is therefore entitled to intervene in this proceeding as a matter of law. Petitioner requests that the Commission enter an order granting Petitioner's "*Petition for Leave to Intervene*" and further requests that the parties provide the undersigned with all papers filed in this docket accordingly.

Respectfully submitted,



THOMAS SAPORITO  
177 N US HWY 1, UNIT 212  
TEQUESTA, FLORIDA 33469  
PHONE: (561) 972-8363  
EMAIL: [SAPORITO3@GMAIL.COM](mailto:SAPORITO3@GMAIL.COM)