

Dorothy Menasco

From: Greg Nelson [fotogreg@gmail.com]
Sent: Friday, June 29, 2012 4:57 PM
To: Filings@psc.state.fl.us
Subject: Docket No. 120015-EI
Attachments: Petition to Intervene.docx

A. Person responsible for this electronic filing:

Larry Nelson
312 Roberts Road
Nokomis, FL 34275
Phone: (941) 412-3767
seahorseshores1@gmail.com

B. Docket No.: 120015-EI

In Re: Petition for Increase in Rates by Florida Power & Light Company

C. Document is being filed on behalf of Larry Nelson

D. There are a total of 5 pages in the attached document.

E. The document attached for electronic filing is Larry Nelson's Petition to Intervene

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6/29/2012

04338 JUN 29 2012
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for Increase in Rates by)
Florida Power & Light Company)
_____)

DOCKET NO. 120015-EI
FILED: JUNE 29, 2012

PETITION TO INTERVENE OF LARRY NELSON

Pursuant to sections 120.569, 120.57, 366.041, and 366.06, Florida Statutes; and Rules 25-22.039, 28-106.201, and 28-106.205, Florida Administrative Code, Petitioner files this Petition to Intervene. In support thereof, Petitioner states the following:

1. Name and address of the affected agency:

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

2. Name and address of the Petitioner:

Larry Nelson
312 Roberts Road
Nokomis, FL 34275

3. Service: All pleadings, motions, orders and other documents directed to Petitioner should

be served on :

Larry Nelson
312 Roberts Road
Nokomis, FL 34275
Phone: (941) 412-3767
seahorsehores1@gmail.com

4. Notice of Docket: Petitioner received notice of this docket by reviewing the above captioned docket on the Florida Public Service Commission (FPSC) website.

DOCKET NUMBER DATE

04338 JUN 29 2012

FPSC-COMMISSION CLERK

5. Statement of Substantial Interests: Petitioner is a residential customer of Florida Power & Light Company (FPL) and served at the above listed address. Petitioner and Petitioner's wife also own and operate a residential duplex as a seasonal rental property and have three additional FPL accounts at that property (one is for the well pump and garage). Petitioner and his wife therefore pay four FPL bills a month. Petitioner also owns one additional rental property, a single family house, in which the FPL bill is typically paid by the tenant. However, the FPL electric bill at this property has a direct effect on the rental rate that the property can be rented for, and the ease with which the property can be rented when vacant. There are also times when the property is vacant during which Petitioner does pay the electric bill, and during those times Petitioner is paying five monthly FPL electric bills. These four (or five) monthly FPL electric bills that Petitioner pays are a significant expense to Petitioner. Petitioner has a substantial interest in the above captioned docket as approval of the petition will increase Petitioner's electric rates and monthly "customer" charges.

Based upon the above, Petitioner hereby files a Petition to Intervene in the above captioned docket to protect his substantial interests and due process rights in the proceeding.

6. Disputed Issues of Material Fact: Disputed issues of material fact include, but are not limited to the following:

- a. Is the FPL proposed rate increase fair, just and reasonable?
- b. Does the FPL rate comparison argument provide a legal basis to increase rates?
- c. Is the FPL proposed Return on Equity reasonable?
- d. Is the executive compensation recovered in rates fair, just and reasonable?
- e. Is the allocation of costs recovered in rates fair, just and reasonable?
- f. What are the appropriate depreciation rates for FPL?

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

- a. Has FPL established the need for rate relief?

b. Has FPL established that its requested return on equity is just and reasonable?

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

9. Rules and Statutes Justifying Relief: The rules and statutes that entitle Larry Nelson 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: Petitioner requests that he be permitted to intervene as a full party in this docket.

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

s/ Larry Nelson

Larry Nelson
Petitioner
312 Roberts Road
Nokomis, FL 34275
Phone: (941) 412-3767
E-mail: seahorseshores1@gmail.com

CERTIFICATE OF SERVICE

Docket No. 120015-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing Petition to Intervene has been furnished by electronic mail and/or U.S. Mail this 29th day of June 2012, to the following:

Jennifer Crawford/Keino Young
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s/ Larry Nelson

Larry Nelson

Petitioner