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Sent: Monday, July 23, 2012 2:47 PM
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Subject: Electronic Filing - Docket No. 120015-EI - OPC's Objections to FPL's 4th POD's
Attachments: Citizens' Objections to FPL 4th POD Nos. 10-17.pdf

Electronic Filing

a. Person responsible for this electronic filing:

Patricia A. Christensen, Associate Public Counsel
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b. Docket No. 120015-EI

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

c. Documents being filed on behalf of the Office of Public Counsel

d. *There are a total of 7 pages.*

e. The document attached for electronic filing is Citizens' Objections to FPL's 4th Set of POD's (Nos. 10-17)

Thank you for your attention and cooperation to this request.

Phyllis W. Philip-Guide
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DATE RECEIVED

DOCUMENT NUMBER-DATE

04925 JUL 23 2012

FPSC-COMMISSION CLERK

7/23/2012

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

Docket No: 120015-EI

Filed: July 23, 2012

**CITIZENS' OBJECTIONS TO FLORIDA POWER AND LIGHT'S FOURTH SET OF
REQUESTS FOR PRODUCTION OF DOCUMENTS
(NO. 10-17)**

Office of Public Counsel, ("Citizens"), by the requirements set forth in the Commission Order No. PSC-12-0143-PCO-EI, Rule 28-106-206, Florida Administrative Code, and Rule 1.340, Florida Rules of Civil Procedure, submit the following response to the Fourth Set of Requests for Documents (No. 10-17) propounded by Florida Power and Light (FPL) on July 6, 2012.

GENERAL OBJECTIONS

With respect to the "Definitions" and "Instructions" in the requests, Citizens object to any definitions or instructions that are inconsistent with Citizens' discovery obligations under applicable rules. If some question arises as to Citizens' discovery obligations, Citizens will comply with applicable rules and not with any of the definitions or instructions that are inconsistent with those rules.

Citizens object to each and every request to the extent it is vague, ambiguous, overly broad, imprecise, or utilizes terms that are subject to multiple interpretations but are not properly defined or explained for purposes of such discovery requests. Any responses provided by Citizens are provided subject to, and without waiver of, the foregoing objection.

DOCUMENT NUMBER-DATE

04925 JUL 23 2012

FPSC-COMMISSION CLERK

Citizens object to the extent any discovery request is unduly burdensome. Citizens further object to any requests that would require Citizens and/or its consultants to perform a new study or analysis.

Citizens generally object to any request that calls for data or information protected by the attorney-client privilege, the work product privilege, the accountant-client privilege, the trade secret privilege, or any other applicable privilege or protection afforded by law.

Citizens reserve the right to supplement any of its responses if Citizens cannot locate the answers immediately due to their magnitude and the work required to aggregate them, or if Citizens later discover additional responsive information in the course of this proceeding. By making these general objections at this time, Citizens do not waive or relinquish its right to assert additional general and specific objections to FPL's discovery.

By making these responses herein, Citizens do not concede that any request is relevant to this action or is reasonably calculated to lead to the discovery of admissible evidence. Citizens expressly reserve the right to object to further discovery into the subject matter of any of these requests, to the introduction of evidence of any response or portion thereof, and to supplement its responses should further investigation disclose responsive information.

Citizens object to providing information to the extent that such information is already in the public record before the Florida Public Service Commission and available to FPL through normal procedures.

In responding to these Requests, Citizens do not waive the foregoing objections, or the specific objections that are set forth in the responses to particular requests.

ADDITIONAL SPECIFIC OBJECTIONS

In addition to the general objections which apply to every interrogatory, Citizens provide the following objections to specific interrogatories:

DOCUMENTS REQUESTED

10. Please produce copies of all analyses and/or studies performed or relied upon by OPC witness O'Donnell (pages 21-22) to support the statements on credit ratings?

RESPONSE: Citizens have no specific objection at this time. However, Citizens reserve the right to assert any additional objections based on confidentiality and/or privilege that come to Citizens' attention during the preparation of the discovery.

11. Regarding OPC Witness Woolridge (38:1-4): Please produce any and all documents and research citing that investors are "aware of the bias in analysts EPS growth rate forecasts."

RESPONSE: Citizens have no specific objection at this time. However, Citizens reserve the right to assert any additional objections based on confidentiality and/or privilege that come to Citizens' attention during the preparation of the discovery.

12. Regarding OPC witness Vondle (page 2): Provide a copy of the ethical standards by which Mr. Vondle is governed.

RESPONSE: Citizens have no specific objection at this time. However, Citizens reserve the right to assert any additional objections based on confidentiality and/or privilege that come to Citizens' attention during the preparation of the discovery.

13. Regarding OPC witness Vondle (page 2): Provide a copy of Mr. Vondle's original application to the IMC USA and any renewal applications or materials submitted to IMC USA in support of Mr. Vondle's certification.

RESPONSE: Citizens have no specific objection at this time. However, Citizens reserve the right to assert any additional objections based on confidentiality and/or privilege that come to Citizens' attention during the preparation of the discovery.

14. Regarding OPC witness Vondle (page 2): Provide a copy of IM C USA's Competency Framework and Certification Scheme for Certified Management Consultants.

RESPONSE: Citizens have no specific objection at this time. However, Citizens reserve the right to assert any additional objections based on confidentiality and/or privilege that come to Citizens' attention during the preparation of the discovery.

15. Provide copies of any and all reports or documents that OPC Witness Vondle reviewed other than FPL-furnished materials in connection with the engagement in this case.

Response: Citizens have no specific objection at this time. However, Citizens reserve the right to assert any additional objections based on confidentiality and/or privilege that come to Citizens' attention during the preparation of the discovery.

16. Provide any and all documents, analyses, orders, materials that OPC Witness Vondle relies upon as support for his proposed 20% adjustment.

Response: Citizens have no specific objection at this time. However, Citizens reserve the right to assert any additional objections based on confidentiality and/or privilege that come to Citizens' attention during the preparation of the discovery.

17. Provide copies or transcripts of any testimony provided by OPC Witness Vondle in the matters identified in response to FPL's Interrogatory No. 73.

Response: Citizens have no specific objection at this time. However, Citizens reserve the right to assert any additional objections based on confidentiality and/or privilege that come to Citizens' attention during the preparation of the discovery.



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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was furnished by e-mail and

U.S. Mail this 23rd day of July, 2012 to:

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