

**Eric Fryson**

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**From:** Al Taylor [Al.Taylor@bbrslaw.com]  
**Sent:** Friday, January 04, 2013 4:21 PM  
**To:** Filings@psc.state.fl.us  
**Subject:** Docket 130008-OT - PCS Phosphate Request for Qualified Representative (Brew)  
**Attachments:** 2013\_Qualrep\_JBrew.pdf

a. Person responsible for filing

F. Alvin Taylor  
Brickfield, Burchette, Ritts & Stone, P.C.  
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b. Docket No. 130008-OT, In Re: Applications for qualified representative status

c. Filed on behalf of White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs

d. Total Pages = 5

e. Request for Naming of Qualified Representative (Brew)

F. Alvin Taylor  
BRICKFIELD BURCHETTE RITTS & STONE, PC  
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D. Menasco on  
1/4/13

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

**BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION**

**In Re: Applications for qualified  
representative status**

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**Docket No. 130008-OT  
Filed: January 4, 2013**

**REQUEST FOR NAMING OF  
QUALIFIED REPRESENTATIVE**

Pursuant to Rules 28-106.106 and 28-106.107, Florida Administrative Code, White Springs Agricultural Chemicals Inc. d/b/a PCS Phosphate – White Springs (“White Springs”) requests that James W. Brew, an attorney with the law firm Brickfield, Burchette, Ritts & Stone P.C., be named a qualified representative for White Springs in Docket No. 130001-EI, In re: Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive, Docket No. 130002-EI, In Re: Energy Conservation Cost Recovery Clause, Docket No. 130007-EI, In re: Environmental Cost Recovery Clause, Docket No. 130009-EI, In re: Nuclear Cost Recovery Clause, Docket No. 100437-EI, Examination of the Outage and Replacement Fuel/Power Costs Associated with the CR3 Steam Generator Replacement Project, by Progress Energy Florida, Inc., and in all other docketed and non-docketed matters before the Commission.

1. Mr. Brew’s business address is as follows:

James W. Brew  
Brickfield, Burchette, Ritts & Stone P.C.  
1025 Thomas Jefferson St., NW, Eighth Floor, West Tower  
Washington, D.C. 20007  
(202) 342-0800  
(202) 342-0807 (fax)  
jbrew@bbrslaw.com

2. Consistent with Rule 25-106.106(2)(b), White Springs is aware that it can elect to be represented solely by “counsel,” as that term is defined by Rule 28-106.106(1) of the Florida Administrative Code.

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FPSC-COMMISSION CLERK

3. White Springs submits that Mr. Brew possesses the necessary qualifications to continue to responsibly represent White Springs' interests in these matters. In this regard, Mr. Brew's qualifications are set forth in the attached affidavit.

4. As reflected in Mr. Brew's affidavit, he: (i) is an attorney admitted to practice in the State of New York State and the District of Columbia, (ii) has reviewed those portions of the Florida Statutes relative to the Commission's jurisdiction, (iii) has reviewed the Florida Rules of Civil Procedure relating to discovery in an administrative proceeding, and (iv) has reviewed those portions of the Florida Administrative Code and Florida Statutes related to the rules of evidence, including the concept of hearsay in an administrative proceeding.

5. Consistent with the standard set forth in Rule 28-106.107, Mr. Brew has acquired or will acquire actual knowledge of the factual and legal issues involved insofar as his representation of White Springs is concerned in the above-referenced matters.

**WHEREFORE**, for the above and foregoing reasons, White Springs respectfully requests that this Request for Naming of Qualified Representative be granted.

Respectfully submitted,



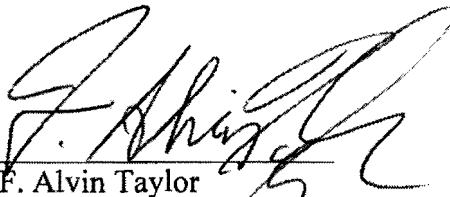
Karin S. Torain  
Legal Counsel  
PCS Administration (USA), Inc.  
Suite 400  
1101 Skokie Boulevard  
Northbrook, IL 60062  
KSTorain@potashcorp.com  
(847) 849-4291

January 4, 2013

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Request for Naming of Qualified Representative has been furnished electronically and/or by U.S. Mail to the following on this 4th day of January, 2013:

S. Curtis Kiser  
General Counsel  
Florida Public Service Commission  
Division of Legal Services  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850



F. Alvin Taylor  
Brickfield, Burchette, Ritts & Stone P.C.  
1025 Thomas Jefferson St., NW  
Eighth Floor, West Tower  
Washington, D.C. 20007

**BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION**

**In Re: Applications for qualified  
representative status**

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**Docket No. 130008-OT  
Filed: January 4, 2013**

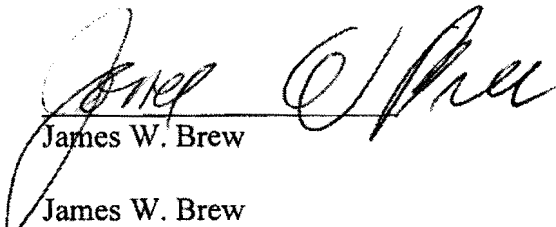
**AFFIDAVIT**

**JAMES W. BREW**, being first duly sworn, states that:

1. I am an attorney with the law firm Brickfield, Burchette, Ritts & Stone P.C.
  
2. I represent White Springs Agricultural Chemicals Inc. d/b/a PCS Phosphate – White Springs (“White Springs”) in connection with certain regulatory matters relating to energy services.
  
3. I have prepared this affidavit in connection with White Springs’ request that I be named a qualified representative of White Springs in all docketed and non-docketed matters before the Florida Public Service Commission (“Commission”). I have previously requested and received qualified representative status for White Springs concerning matters before the Commission.
  
4. I possess the necessary qualifications to responsibly represent White Springs in all docketed and non-docketed matters before the Commission.
  
5. I am a member in good standing of the bars of New York State and the District of Columbia; and have practiced extensively before utility regulatory agencies and authorities, including the Commission, the Public Service Commissions of New York, Kentucky, Mississippi, Missouri, Pennsylvania, Rhode Island and Indiana, and the Federal Energy Regulatory Commission.

6. I have knowledge of the Florida Statutes relevant to the Commission's jurisdiction; knowledge of the Florida Rules of Civil Procedure relating to discovery in administrative proceedings; knowledge of the Florida Administrative Code and Florida Statutes relative to the rules of evidence, including the concept of hearsay in administrative proceedings. I have acquired or will acquire knowledge of the factual and legal issues in these matters, and have knowledge of, am in compliance with and will comply with the Standards of Conduct for qualified representatives contained in Rule 28-106.107, Florida Administrative Code.

I declare that the foregoing is true and correct based on my knowledge, information, and belief.

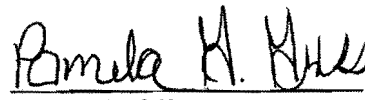
  
James W. Brew

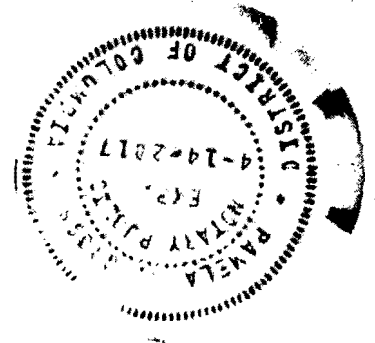
Name and address:

James W. Brew  
Brickfield, Burchette, Ritts & Stone, P.C.  
1025 Thomas Jefferson Street, NW  
Washington, DC 20007

SWORN TO AND SUBSCRIBED before me this 4<sup>th</sup> day of January, 2013.

District of Columbia ) ss.

  
Notary Public  
My Commission expires:



**PAMELA G. GROSS**  
**NOTARY PUBLIC DISTRICT OF COLUMBIA**  
My Commission Expires April 14, 2017