

State of Florida

Public Service Commission

2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850



netpost

049J82053831

\$00.46

12/20/2013

Mailed From 32399

US POSTAGE

RECEIVED-FPSC

13 DEC 30 AM 9:57

COMMISSION
CLERK

Arlene and Freddie Bell (13b)
1200 SE 60th Ave.
Williston FL

NIXIE 322 DE 1009 0012/25/13

RETURN TO SENDER
NO SUCH NUMBER
UNABLE TO FORWARD

BC: 32399085099 *0838-00243-20-46

0850

www.usps.com

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for prudence determination
regarding new pipeline system by Florida
Power & Light Company.

DOCKET NO. 130198-EI
ORDER NO. PSC-13-0669-FOF-EI
ISSUED: December 18, 2013

The following Commissioners participated in the disposition of this matter:

RONALD A. BRISÉ, Chairman
LISA POLAK EDGAR
ART GRAHAM
EDUARDO E. BALBIS
JULIE I. BROWN

ORDER GRANTING MOTION TO DISMISS

BY THE COMMISSION:

On October 28, 2013, we issued a Proposed Agency Action, Order No. PSC-13-0505-PAA-EI (Pipeline Order), on the proposed Sabal Trail Transmission, LLC (Sabal Trail) and Florida Southeast Connection Pipelines to be constructed to meet Florida Power & Light Company's (FPL)'s gas transmission needs. Our Pipeline Order approved FPL's need for additional firm natural gas transmission capacity and its eligibility to seek recovery of costs associated with firm natural gas transportation contracts in the fuel clause. The Pipelines were selected by FPL, following a request for proposals (RFP) to develop new natural gas transportation infrastructure into southern Florida. We acknowledged that FPL demonstrated a need for 400 MMcf/day of additional firm natural gas transmission capacity by 2017 and is eligible to seek recovery of costs associated with firm natural gas transportation contracts in the fuel clause. Our Pipeline Order notes that FPL is not obligated by law to obtain approval to enter into long-term gas transportation contracts for the projects, as both contracts are governed by the Federal Energy Regulatory Commission (FERC).

On November 15, 2013, a Petition for Formal Evidentiary Proceeding Based on Disputed Issues of Fact was filed by Beth M. Gordon, Arlene Bell, Freddie Bell, Mian J. Matvejs, and Gertrude C. Dickinson, hereinafter "Petitioners." The Petitioners request a formal hearing, a referral to the Florida Department of Environmental Protection for various studies regarding the pipelines, and seek assurance that the pipeline will primarily benefit the people of the state of Florida.

On November 20, 2013, FPL filed a Motion to Dismiss the Protest. On December 4, 2013, the Petitioners late-filed a Response to FP&L's Motion to Dismiss (Response to Motion to Dismiss). On December 6, 2013, the Petitioners filed a Motion to File Petitioners' Response to FP&L's Motion to Dismiss Out of Time, Nunc Pro Tunc (Motion to Late File) and refiled its Response to the Motion to Dismiss. Order PSC-13-0651-PCO-EI, issued December 9, 2013,