

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Notice of new municipal electric service provider and petition for waiver of Rule 25-9.044(2), F.A.C., by Babcock Ranch Community Independent Special District.

DOCKET NO.: 140059-EM

DATE: April 15, 2014

**LEE COUNTY ELECTRIC COOPERATIVE INC.'S
REQUEST FOR ORAL ARGUMENT**

Lee County Electric Cooperative, Inc. ("LCEC"), pursuant to Rule 25-22.0022, Florida Administrative Code, respectfully requests oral argument to address its concurrently filed Motion to Dismiss the Notice of New Municipal Electric Service Provider and Petition for Waiver of Rule 25-9.044(2), Florida Administrative Code, (the "Notice and Petition") filed by Babcock Ranch Community Independent Special District. LCEC believes that oral argument will aid the Commission in better understanding and evaluating the unprecedented claims asserted in the Notice and Petition which, among other things, could eviscerate LCEC's rights under a longstanding territorial agreement and abrogate the Commission's exclusive jurisdiction under the Grid Bill.

WHEREFORE, LCEC respectfully requests that oral argument be heard on its motion to dismiss and estimates that ten (10) minutes per party would be sufficient to address these issues.

Respectfully submitted this 15th day of April, 2014.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy was provided by e-mail this 15th day of April, 2014 to: Brian P. Armstrong (barmstrong@ngnlaw.com), William C. Garner (bgarner@ngnlaw.com) and John R. Jenkins (jjenkins@ngnlaw.com), Nabors, Giblin & Nickerson, PA, 1500 Mahan Drive, Suite 200, Tallahassee, Florida 32308; Martha Brown (mbrown@psc.state.fl.us), Office of General Counsel, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399; William B. Willingham (fecabill@embarqmail.com) and Michelle L. Hershel (mhershel@feca.com), Florida Electric Cooperatives Association, Inc., 2916 Apalachee Parkway, Tallahassee, FL 32301; John T. Butler (john.butler@fpl.com) and Scott A. Goorland (scott.gorland@fpl.com), Florida Power & Light Company, 700 Universe Boulevard, Juno Beach, Florida 33408-0420; James D. Beasley (jbeasley@ausley.com) and J. Jeffrey Wahlen (jwahlen@ausley.com), Ausley & McMullin, P.O. Box 391, Tallahassee, FL 32302; and, Paula K. Brown (regdept@tecoenergy.com), Tampa Electric Company, P.O. Box 111, Tampa, Florida 33601.

s/D. Bruce May, Jr.

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