

State of Florida



**Public Service Commission**  
CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** September 21, 2015  
**TO:** Carlotta S. Stauffer, Commission Clerk, Office of Commission Clerk  
**FROM:** Kelley F. Corbari, Senior Attorney, Office of the General Counsel *KFC*  
**RE:** **Docket No. 150185-EI** – Complaint by Erika Alvarez, Jerry Buechler, and Richard C. Silvestri against Florida Power & Light Company.

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Attached please find a copy of Comments submitted by Mr. Richard Silvestri in this docket. Please file the attached comments in the correspondence tab of the docket file.

Thank you for your assistance in this matter. Should you have any questions, please do not hesitate to contact me.

KFC

## Kelley Corbari

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**From:** Kelley Corbari  
**Sent:** Monday, September 21, 2015 8:51 AM  
**To:** 'RICHARD C SILVESTRI'  
**Cc:** Jessica Cano; ERIKA ALVAREZ; Jerry Buechler; Salisbury Susan (CMG-WestPalm); J. R. Kelly - OPC; Keino Young; Bianca Lherisson  
**Subject:** RE: COMMENTARY

Mr. Silvestri,

Thank you for your comments. I will make sure they get filed in the docket.

Sincerely,  
Kelley

*Kelley F. Corbari,*

Senior Attorney – Regulatory Analysis Section  
Office of the General Counsel  
FLORIDA PUBLIC SERVICE COMMISSION  
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**From:** RICHARD C SILVESTRI [<mailto:rsilvest@bellsouth.net>]  
**Sent:** Saturday, September 19, 2015 8:55 PM  
**To:** Kelley Corbari  
**Cc:** Jessica Cano; ERIKA ALVAREZ; Jerry Buechler; Salisbury Susan (CMG-WestPalm)  
**Subject:** COMMENTARY

Please see attachments (2)

Richard C. Silvestri

DOCKET NUMBER 150185-EI

COMMENTARY BY PETITIONER, RICHARD C. SILVESTRI

September 19, 2015

Dear Ms Corbari;

Based on our conversation I am adding a comment so that the PSC staff can consider all pertinent information before issuing its recommendation to approve or deny FPL counselor's Motion to Dismiss the complaint filed by Ms Alvarez and me with the docket number cited above. Please be aware there could be more commentary/questions from either or both of us or even from Mr. Buechler prior to the October 1 staff recommendation and/or the October 13 decision by the commission.

By copy of this I am making counselor Cano aware. I also am advising that I am aware counselor does not have to respond to our commentaries and/or questions during this period. I am simply providing counselor notification.

At this time I have only one commentary as follows:

In his letter of January 16, 2015 to Mr. Baez, Kenneth Hoffman, referring to the January 14 early opening, wrote, "most customers...would have accessed the webpage prior to 8:30 a.m. and been prepared to begin filling out the application as soon as the launch occurred."

His explanation of why so many were there early and ready leaves much to question. It gives the impression that if I (we) were not on the website prior to launch time, I (we) was (were) not ready on time.

I state now that no such prior instructions were given out. I am attaching a copy of the official instructions here for your review.

Yet apparently over 400 applicants were "on the website" eight minutes early at 8:22 a.m.

Metaphorically, in a track meet a runner merely approaching the starting blocks is not the beginning of the race. That begins with the sound of the starter's pistol. A runner already in the blocks while the competitors are not is clearly in the lead if he starts before the sound of the gun. Instead, the official cancels the race and the runners are called again to the blocks. This was not done by FPL which brings into question impropriety and caused another launch a week later with more improprieties.

Why were so many applicants ready to see an "inadvertent" turn on of the "Apply Now" button? There were no instructions to "hang out on the website". The instructions said to be ready to type right at 8:30 a.m.-NOT EARLIER; AND NOT EIGHT MINUTES EARLIER!

If I may answer my own question, IT IS BECAUSE A PERSON OR PERSONS TOLD CERTAIN APPLICANTS TO BE READY FOR AN EARLY OPENING. Whether by design or by accident, this is tantamount to fraud. The whole process was fraudulent. The whole process should have triggered a thorough, in-depth investigation by the PSC but this was not done.

In order to dispel any rumors of fraud by FPL it is my even more ardent contention that a full, fair and impartial hearing should be afforded we petitioners which probably includes Mr. Buechler.

Otherwise the public's confidence in the role of the PSC and the probity of FPL management will be extremely tarnished.

This is not an issue to be glossed over by a casual wave off of a serious, formal complaint before this honorable commission.

Sincerely Yours,  
/s/ Richard C. Silvestri

cc Jessica Cano, FPL  
Erika Alvarez  
Jerry Buechler  
susan salisbury, PBP

attachment



# Step-by-Step Process for Photovoltaic (PV) Rebate Applications

## 1 Get informed

- » Review the program standards and requirements on [www.FPL.com/solarrebates](http://www.FPL.com/solarrebates)
- » Do your own additional research as needed.

## 2 Evaluate your options\*

- » Identify one or more licensed contractors of your choice and schedule meetings to discuss your options.
- » Get estimates, select a final contractor and secure a final quote.
- » Work with your contractor to complete all fields on the application checklist. *Be prepared to enter every item on the checklist into the online application.*

## 3 Get ready

- » You will need to log-in to your account on [www.FPL.com](http://www.FPL.com) in order to apply for this program, so you should register for online access to your account if you do not already have it.
- » Be ready to submit your application at [www.FPL.com/solarrebates](http://www.FPL.com/solarrebates) during the next rebate cycle.

## 4 Get set and go

- » FPL will review your application and notify you of acceptance or deficiencies within three business days at the email address that you provided.
- » If accepted, you will receive an email from FPL with your reservation number and the quantity of funds reserved for your application. *(If the final size of your system is smaller than indicated, your rebate will be adjusted accordingly.)*
- » From the date your reservation is sent, residential customers will have 90 days and business customers will have 120 days to have your system installed and inspected and submit final documentation to FPL to receive your rebate.
- » All PV systems installed under this program must be interconnected with FPL and must comply with interconnection requirements for net metering. If your PV system is a Tier 2 (>10kW – 100kW) or Tier 3 (>100kW – 2MW), you must email a one-line diagram showing the manual visual load break disconnect switch to [netmetering@fpl.com](mailto:netmetering@fpl.com). FPL will review the appropriateness of this switch; notify you of approval or deficiencies; and if approved, send you an invoice for the net metering interconnection application fee. For more information on this requirement, please visit [www.FPL.com/netmetering](http://www.FPL.com/netmetering) and refer to the Tier 2 and 3 agreements.
- » In the event that rebate funds are no longer available when you apply and you still move forward with installing a PV system (forgoing a future rebate), please be sure to follow net-metering obligations at [www.FPL.com/netmetering](http://www.FPL.com/netmetering)

## 5 Claim your rebate

- » When the installation is completed and approved by your local authorities, submit the following documents to FPL by email at [SolarPVResRebate@fpl.com](mailto:SolarPVResRebate@fpl.com) (residential customers), or [SolarPVBizRebate@fpl.com](mailto:SolarPVBizRebate@fpl.com) (business customers) or by mail to: FPL – Solar Rebates – CSF/CB / P.O. Box 29311 / Miami, FL 33102. Keep copies for your records.
  - The FPL Rebate Certificate (can be downloaded at [www.FPL.com/solarrebates](http://www.FPL.com/solarrebates)) with the customer's signature;
  - A signed purchase agreement contract for the purpose of the photovoltaic system;
  - A document showing the anticipated annual electric production of the proposed system using the PVWatts-1 calculation (<http://nrel.gov/solar/calculators/PVWATTS/version1>), including any appropriate de-rate for any shading;
  - Digital photos of the installation and panel nameplate(s);
  - A copy of the contractor's invoice;
  - A signed interconnection agreement and net-metering application with all net-metering documentation, including a paid interconnection application fee;
  - A copy of the final passed permit, indicating that the date of the permit application was after the rebate reservation date; and
  - If your PV system is Tier 2 or 3, proof of insurance.
- » FPL reserves the right to request additional documentation and/or make a site visit to verify the installation prior to rebate payment. FPL will verify the installation of all Tier 2 and 3 systems.
- » FPL will notify you via email when your documentation is approved and your final rebate amount is confirmed.
- » FPL will mail the rebate check to the mailing address you submitted on your application. You will receive the check within six to eight weeks.

\* FPL does not endorse or recommend any individual installers for any of its programs, nor does FPL bear any responsibility for the quality or performance of any products or contractors chosen or hired by the customer. Customers should choose products and contractors carefully, given the many variables involved. The decision to select, hire and the management of the contractor that will install the eligible products is the customer's sole responsibility. FPL bears no responsibility for the quality or performance of any products or contractors chosen by the customer. There are many installers in Florida with varying levels of capability and experience. Please check to make sure the work performed by your contractor meets all applicable licensing and building code requirements.