FILED SEP 29, 2015 DOCUMENT NO. 06127-15 FPSC - COMMISSION CLERK

COMMISSIONERS: ART GRAHAM, CHAIRMAN LISA POLAK EDGAR RONALD A. BRISĖ JULIE I. BROWN JIMMY PATRONIS

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK CARLOTTA S. STAUFFER COMMISSION CLERK (850) 413-6770

Public Service Commission

September 29, 2015

John J. Truitt, Associate Public Counsel c/o The Florida Legislature 111 West Madison Street, Room 812 Tallahassee FL 32399-1400

Re: Citizens of the State of Florida, through the Florida Office of Public Counsel vs. Florida Public Service Commission, FPSC Docket No. 150001-EI Supreme Court Case No. SC15-1517

Dear Mr. Truitt:

Enclosed is the Index to the record on appeal regarding the above-referenced docket. Please review this index for content of the record.

If you have any questions regarding this index, please feel free to contact me. The record will be filed in the Florida Supreme Court on or before November 30, 2015.

Sincerely,

Carlotta S Staupper

Carlotta S. Stauffer Commission Clerk

CSS: amc Enclosure

cc: J.R. Kelly, Public Counsel Charles Rehwinkel, Deputy Public Counsel Samantha Cibula, General Counsel Adria E. Harper, General Counsel Raoul G. Cantero, Esquire Neal McAliley, Esquire Jesse Green, Esquire Beth Keating, Esquire James D. Beasley, Esquire J. Jeffry Wahlen, Esquire HECHVED FPSC 15 SEP 29 PH 12: 41 COMMISSION

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850 An Affirmative Action / Equal Opportunity Employer

PSC Website: http://www.floridapsc.com

Internet E-mail: contact@psc.state.fl.us

Page 2 September 29, 2015 Letter

Ashley M. Daniels, Esquire James W. Brew, Esquire Owen J. Kopon, Esquire Laura A. Wynn, Esquire Dianne M. Triplett, Associate General Counsel Steven R. Griffin, Esquire Jeffrey A. Stone, Esquire Russell A. Badders, Esquire Maria J. Moncada, Esquire John T. Butler, Asst. General Counsel Robert Scheffel Wright, Esquire John T. LaVia, III, Esquire Jon C. Moyle, Jr., Esquire Matthew R. Bernier, Senior Counsel Ken Hoffman Robert L. McGee, Jr. Paula K. Brown Mike Cassel

INDEX (BY DATE)

Docket Numbers 140001-EI and 150001-EI

<u>Volume 1</u>	
Date	Page Nos.
	Progress Docket
01/02/14	Order PSC-14-0001-PCO-EI establishing 2014 docket number
01/02/14	Florida Industrial Power Users Group's (FIPUG) notice of intent to retain party status
01/03/14	Florida Retail Federation's (FRF) notice reaffirming party status
01/06/14	Florida Power & Light Company's (FPL) notice of intent to retain party status
01/09/14	Office of Public Counsel's (OPC) notice of reaffirming party status, filed on behalf of the Citizens of the State of Florida (Citizens)
02/04/14	Order PSC-14-0084-PCO-EI establishing procedure
03/28/14	FPL's <u>confidential</u> information regarding fuel hedging activities and market comparisons contained in Exhibit GJY-2 to testimony of Gerard J. Yupp ATTACHMENT THREE [Clerk Note: This confidential document, assigned document number 01384-14, has been transmitted to the upper tribunal under separate cover.]
04/01/14	Letter dated March 24, 2014, from Lynn Deamer, Florida Public Service Commission (Commission), to Ken Hoffman, FPL, advising the Commission will conduct an audit (Audit Control Number 14-083-4-1)
06/25/14	FPL's petition for approval to recover gas reserve project costs through the fuel clause; direct testimony of Sam Forrest and redacted Exhibits SF-1 through SF-9; direct testimony of Dr. Tim Taylor and redacted Exhibits TT-1 through TT-10; and direct testimony of Kim Ousdahl and Exhibits KO-1 through KO-7

	[Clerk Note: Document not available; on July 18, 2014, FPL advised Commission that the document contained confidential information and should not be made available to the public; document was resubmitted on July 18, 2014.]
07/18/14	Letter dated July 18, 2014, from Scott A. Goorland, FPL, with attached replacement version of petition for approval of gas reserve project costs through the fuel clause and supporting testimony and exhibits of Sam Forrest, Dr. Tim Taylor, and Kim Ousdahl, filed on June 25, 2014 [See Volume 2 for continued pages]
<u>Volume 2</u>	
07/18/14	[Continuation of] Letter dated July 18, 2014, from Scott A. Goorland, FPL, with attached replacement version of petition for approval of gas reserve project costs through the fuel clause and supporting testimony and exhibits of Sam Forrest, Dr. Tim Taylor, and Kim Ousdahl, filed on June 25, 2014
07/25/14	FPL's petition for approval of fuel cost recovery and capacity cost recovery actual/estimated true-ups for the period January 2014 through December 2014 and 2015 risk management plan; testimony of Terry J. Keith and Exhibits TJK-3 and TJK-4; and Appendix III (Exhibit GJY-3) to redacted 2015 risk management plan [See Volume 3 for continued pages]
<u>Volume 3</u>	
07/25/14	[Continuation of] FPL's petition for approval of fuel cost recovery and capacity cost recovery actual/estimated true-ups for the period January 2014 through December 2014 and 2015 risk management plan; testimony of Terry J. Keith and Exhibits TJK-3 and TJK-4; and Appendix III (Exhibit GJY-3) to redacted 2015 risk management plan
07/25/14	FPL's <u>confidential</u> Exhibit A to request for confidential classification, certain information on 2015 risk management plan (hedging plan), which is Appendix III (Exhibit GJY-3) to the 2014 actual/estimated true-up petitionATTACHMENT THREE [Clerk Note: This confidential document, assigned document number 03997-14, has been transmitted to the upper tribunal under separate cover.]
	2 2 2 2

08/01/14	FPL and OPC's joint motion for approval of stipulation for schedule to decide on gas reserve project issues and deferral of St. Lucie Unit 2 extended refueling outage issue	451-457
08/13/14	FPL's <u>confidential</u> information contained in the fuel hedging activity report, which will be adopted as Exhibit GJY-4 in the August 22, 2014, filing of the testimony of witness Gerry J. Yupp	IENT THREE
8/13/14	FPL's redacted version of information contained in the fuel hedging activity report, which will be adopted as Exhibit GJY-4 in the August 22, 2014, filing of the testimony of witness Gerry J. Yupp	458-466
08/22/14	Order PSC-14-0439-PCO-EI establishing procedure for FPL's deferred issues	467-469
08/22/14	FPL's petition for approval of fuel cost recovery and capacity cost recovery factors for January through December 2015; testimony of Gerard J. Yupp and Exhibit GJY-5; and testimony of Don Grissette; testimony of Terry J. Keith and Exhibits TJK-5 through TJK-9 [See Volume 4 for continued pages]	470-600
<u>Volume 4</u>		
08/22/14	[Continuation of] FPL's petition for approval of fuel cost recovery and capacity cost recovery factors for January through December 2015; testimony of Gerard J. Yupp and Exhibit GJY-5; and testimony of Don Grissette; testimony of Terry J. Keith and Exhibits TJK-5 through TJK-9	601-711
08/22/14	OPC's motion to dismiss FPL's June 25, 2014, petition for lack of subject matter jurisdiction	
08/22/14	OPC's request for oral argument on motion to dismiss FPL's June 25, 2014, petition for lack of subject matter jurisdiction	736-739
08/29/14	FPL's response in opposition to OPC's motion to dismiss FPL's June 25, 2014, petition for lack of subject matter jurisdiction	

09/08/14	Memorandum from Lynn Deamer, Commission, dated September 8, 2014, to Marguerite McLean, Commission, forwarding confidential document index and Volume 2 (confidential document number 04996-14) of work papers
00/00/114	(Audit Control Number 14-083-4-1)
09/08/14	Commission's <u>confidential</u> working papers, Volume 2 for FPL for hedging activities audit (Audit Control Number 14-083-4-1)
	[Clerk Note: This confidential document, assigned document number 04996-14, has been transmitted to the upper tribunal under separate cover.]
09/08/14	Commission's audit report for FPL (Audit Control Number 14-083-4-1)
09/15/14	FPL's revised petition for approval of levelized fuel cost recovery and factors and capacity cost recovery factors for January 2014 through December 2014; revised testimony of Gerard J. Yupp and Exhibit GJY-5; testimony of Don Grissette; and testimony of Terry J. Keith and Exhibits TJK-5 through TJK-9 [See Volume 5 for continued pages]
<u>Volume 5</u>	
09/15/14	[Continuation of] FPL's revised petition for approval of levelized fuel cost recovery and factors and capacity cost recovery factors for January 2014 through December 2014; revised testimony of Gerard J. Yupp and Exhibit GJY-5; testimony of Don Grissette; and testimony of Terry J. Keith and Exhibits TJK-5 through TJK-9 [See Volume 6 for continued pages]
<u>Volume 6</u>	
09/15/14	[Continuation of] FPL's revised petition for approval of levelized fuel cost recovery and factors and capacity cost recovery factors for January 2014 through December 2014; revised testimony of Gerard J. Yupp and Exhibit GJY-5; testimony of Don Grissette; and testimony of Terry J. Keith and Exhibits TJK-5 through TJK-9
09/15/14	FPL's withdrawal of request for confidential classification of certain information provided in testimony supporting FPL's petition for prudence determination regarding the acquisition of gas reserves; with attached unredacted version of Exhibit SF-9 1005-1013 [Clerk Note: SF-9 was originally filed in confidential document number 03290-14, filed June 25, 2014.]

09/26/14	FPL's prehearing statement (October 22, 2014 through October 24, 2014 hearing)
09/26/14	Commission staff's amended prehearing statement 1028-1038
09/26/14	OPC's prehearing statement
09/26/14	FIPUG's prehearing statement
09/26/14	FRF's prehearing statement
10/09/14	Transcript of prehearing conference held October 8, 2014, held in Tallahassee
10/15/14	Prehearing Order PSC-14-0587-PHO-EI1105-1149
10/27/14	Commission staff's prehearing statement
10/27/14	FPL's prehearing statement
10/27/14	OPC's prehearing statement
10/27/14	FRF's prehearing statement
10/27/14	White Springs Agricultural Chemicals, Inc. d/b/a PCS Phosphate – White Springs' (White Springs) prehearing statement
10/27/14	FIPUG's prehearing statement regarding FPL's petition to recover oil and gas exploration and production costs via the fuel clause
10/30/14	Transcript of hearing, Volume 1, pages 1 through 233, held October 22, 2014, in Tallahassee
10/30/14	Transcript of hearing, Volume 2, pages 234 through 438, held October 22, 2014, in Tallahassee
11/04/14	Redacted Hearing Exhibits 1-72 for October 22, 2014, hearing held in Tallahassee

11/04/14	Confidential Hearing Exhibits 57, 60, 65 and 68 for
	October 22, 2014, hearing held in Tallahassee ATTACHMENT THREE

<u>Volume 7</u>

11/05/14	Letter dated November 5, 2014, from Scott A. Goorland, FPL, to Carlotta S. Stauffer, Commission, with attached errata sheets for June 25, 2014, testimony of Sam Forrest; and for Exhibits KO-5 and KO-6 to June 25, 2014, testimony of Kim Ousdahl; also includes revised Exhibits KO-5 and KO-6 referenced in the errata sheet	1203-1211
	[Clerk Note: See July 18, 2014, filing for replacement versions of supporting testimony and exhibits of Sam Forrest and Kim Ousdahl, filed on June 25, 2014.]	
11/05/14	FIPUG's motion to strike FPL's request to establish guidelines related to oil and gas exploration and production and accompanying testimony	1212-1217
11/06/14	FIPUG's motion to exclude or strike inadmissible expert testimony pertaining to questions of law	1218-1260
11/07/14	Transcript of prehearing conference held November 6, 2014, in Tallahassee	1261-1324
11/10/14	FIPUG's notice of joinder of OPC's motion to dismiss for lack of subject matter jurisdiction	1325-1327
11/12/14	FPL's response to FIPUG's [corrected] motion to strike FPL's request to establish guidelines related to oil and gas exploration and production and accompanying testimony	1328-1335
11/13/14	Memorandum dated November 13, 2014, from Florida Public Service Commission's (Commission) Division of Accounting and Finance and Office of the General Counsel to Commission's Office of Commission Clerk regarding November 25, 2014, Commission conference, Item No. 2	1336-1343
11/17/14	Order PSC-14-0665-PCO-EI denying FIPUG's corrected motion to strike FPL's request to establish guidelines related to oil and gas exploration and production and accompanying testimony	1344-1347
11/19/14	Order PSC-14-0666-PCO-EI denying FIPUG's motion to exclude or strike inadmissible expert testimony pertaining to questions of law	1348-1351

11/21/14	Prehearing Order PSC-14-0667-PHO-EI1352-1378
11/24/14	E-mail dated November 21, 2014, from Keino Young, Commission, to Marguerite McLean, Commission, requesting that Exhibit SF-9 (attached to FPL witness Sam Forrest's prefiled direct testimony) be declassified, per FPL's withdrawal of request for confidential classification dated September 15, 2014; with response dated November 24, 2014, from Marguerite McLean, Commission, to Keino Young, Commission, advising that Exhibit SF-9 in confidential document number 03290-14 will be declassified; and advises that FPL has attached a non-confidential version of Exhibit SF-9 to the September 15, 2014, filing
11/25/14	FPL's <u>confidential</u> material provided in the deposition transcript of the November 13, 2014 through November 14, 2014, deposition of Sam Forrest
11/25/14	Commission vote sheet, from November 25, 2014, Commission conference, Item No. 2
12/02/14	Transcript of hearing, Volume 1, pages 1 through 168, held December 1, 2014, in TallahasseeATTACHMENT ONE
12/02/14	Transcript of hearing, Volume 2, pages 169 through 314, held December 1, 2014, in TallahasseeATTACHMENT ONE
12/02/14	Transcript of Commission conference, Item No. 2, held November 25, 2014, in Tallahassee
12/ 02/14	Transcript of hearing, Volume 3, pages 315 through 466, held December 1, 2014, in TallahasseeATTACHMENT ONE
12/03/14	Transcript of hearing, Volume 4, pages 467 through 535, held December 1, 2014, in TallahasseeATTACHMENT ONE
12/03/14	Transcript of hearing, Volume 5, pages 536 through 662, held December 1, 2014, in TallahasseeATTACHMENT ONE
12/03/14	Transcript of hearing, Volume 6, pages 663 through 871, held December 2, 2014, in TallahasseeATTACHMENT ONE
12/03/14	Transcript of hearing, Volume 7, pages 872 through 994, held December 2, 2014, in TallahasseeATTACHMENT ONE

12/03/14	Transcript of hearing, Volume 8, pages 995 through 1101,	
	held December 2, 2014, in Tallahassee	ATTACHMENT ONE
	[Clerk Note: See December 8, 2014, filing for corrected	
	Volume 8 which corrects page 1078.]	

<u>Volume 8</u>

12/04/14	Memorandum dated December 4, 2014, from Commission's Division of Accounting and Finance, Division of Economics, Division of Engineering, Office of the General Counsel, and Office of Industry Development and Market Analysis to Commission's Office of Commission Clerk regarding the December 18, 2014, Commission conference, Item No. 3
12/05/14	Transcript of Commission conference, Item 1 (consent agenda), held November 25, 2014, in Tallahassee
12/08/14	Transcript of hearing, corrected Volume 8 (for page 1078), pages 995 through 1101, held December 2, 2014, in Tallahassee
12/08/14	Redacted Hearing Exhibits 1-4, 7-29, 31-60, 63-69 of December 1-2, 2014, hearingATTACHMENT TWO
12/08/14	Confidential Hearing Exhibits 5-7, 9, 29-30, 36-38, 46, 52, and 55 of December 1-2, 2014, hearingATTACHMENT THREE
12/12/14	FPL's post-hearing brief (Issues 1, 2, 3, 6, and 8)1418-1459
12/12/14	Citizens' post-hearing statement of positions and post-hearing brief
12/12/14	FIPUG's post-hearing statement of issues and positions and post-hearing brief
12/12/14	FRF's notice of joinder in OPC's post-hearing statement of positions and post-hearing brief
12/17/14	Order PSC-14-0697-PCO-EI denying OPC's motion to dismiss petition for lack of subject matter jurisdiction
12/17/14	Memorandum dated December 17, 2014, from Andrew L. Maurey, Commission, to Carlotta S. Stauffer, Commission, with attached document for docket file

12/18/14	Commission vote sheet, from December 18, 2014, Commission conference, Item No. 3	9-1530
12/19/14	Final Order PSC-14-0701-FOF-EI approving expenditures and true-up amounts for fuel adjustment factors; GPIF targets, ranges, and rewards; and projected expenditures and true-up amounts for capacity cost recovery factors	1-1556
12/19/14	Transcript of Commission conference, Item No. 3, held December 18, 2014, in Tallahassee [See Volume 9 for continued pages]	57-1600
<u>Volume 9</u>		
12/19/14	[Continuation of] Transcript of Commission conference, Item No. 3, held December 18, 2014, in Tallahassee160)1-1630
01/02/15	Order PSC-15-0001-PCO-EI establishing 2015 docket number 163 [Clerk Note: Docket 140001-EI will be closed on issuance of this order.]	1-1632
01/05/15	FPL's notice of intent to retain party status163	3-1635
01/05/15	FIPUG's notice of intent to retain party status	86-1638
01/06/15	OPC's notice of reaffirming party status, filed on behalf of Citizens	39-1640
01/06/15	FRF's notice reaffirming party status164	11-1642
01/12/15	Final Order PSC-15-0038-FOF-EI granting FPL's petition for approval of proposed gas reserve project164	43-1652
01/12/15	FPL's post-hearing brief on gas reserves guidelines (Issues 4, 5, and 7)165	53-1677
01/12/15	Citizens' post-hearing statement of positions and post-hearing brief, filed by OPC	78-1718
01/12/15	FRF's notice of joinder in Citizens' post-hearing statement of positions and post-hearing brief171	19-1720
01/12/15	FIPUG's post-hearing statement of issues and positions and post-hearing brief related to FPL's proposed guidelines for future oil and gas exploration/drilling/production projects	21-1741

01/15/15	OPC's notice of administrative appeal (of Order PSC-14-0697-PCO-EI)1742-1752
	[Clerk Note: Docket 140001-EI reopened and placed in litigation status.]
01/16/15	Letter dated January 16, 2015, from Carlotta S. Stauffer,
	Commission, to John A. Tomasino, Florida Supreme Court,
	forwarding a certified copy of a notice of administrative appeal
	and attachment, Order PSC-14-0697-PCO-EI 1753-1765
01/20/15	OPC's notice of administrative appeal (of Order
	PSC-15-0038-FOF-EI)
01/00/15	
01/20/15	OPC's notice of administrative appeal
	(of Order PSC-14-0701-FOF-EI) [See Volume 10 for continued pages]
	pages]
	status.]
Volume 1	<u>0</u>
01/20/15	[Continuation of] OPC's notice of administrative appeal
	(of Order PSC-14-0701-FOF-EI)
	Clerk Note: Docket 140001-EI reopened and placed in litigation
	status.]
01/20/15	Letter dated January 20, 2015, from Carlotta S. Stauffer,
01/20/10	Commission, to John A. Tomasino, Florida Supreme Court,
	forwarding a certified copy of a notice of administrative
	appeal and attachment, Order PSC-15-0038-FOF-EI
01/20/15	Letter detect Lenner 20, 2015 Gran Carlette C. Charletter
01/20/15	Letter dated January 20, 2015, from Carlotta S. Stauffer, Commission, to John A. Tomasino, Florida Supreme Court,
	forwarding a certified copy of a notice of administrative
	appeal and attachment, Order PSC-14-0701-FOF-EI
01/23/15	Supreme Court's Acknowledgment of new case, SC15-95,
	Citizens of the State of Florida vs. Art Graham, etc., et al 1862-1863
01/23/15	FIPUG's notice of filing; with attached documents
	previously produced to FIPUG by Commission, pursuant to a
	public records request relating to FPL's oil and gas exploration
	and production petition [See Volume 11 for continued pages]

<u>Volume 11</u>

01/23/15	[Continuation of] FIPUG's notice of filing; with attached documents previously produced to FIPUG by Commission, pursuant to a public records request relating to FPL's oil and gas exploration and production petition [See Volume 12 for continued pages]	
Volume 12	2	
01/23/15	[Continuation of] FIPUG's notice of filing; with attached documents previously produced to FIPUG by Commission, pursuant to a public records request relating to FPL's oil and gas exploration and production petition	2201-2271
01/26/15	Supreme Court's Acknowledgment of new case, SC15-113, Citizens of the State of Florida vs. Art Graham, etc., et al	
02/10/15	FIPUG's notice of administrative appeal (of Order PSC-15-0038-FOF-EI)	2274-2286
06/04/15	Memorandum dated June 4, 2015, from Commission's Division of Accounting and Finance and Office of the General Counsel to Commission's Office of Commission Clerk regarding June 18, 2015, Commission conference, Item No. 3	2287-2311
06/18/15	Commission vote sheet, from June 18, 2015, Commission conference, Item No. 3	2312-2313
06/25/15	Transcript of Commission conference, Item No. 3, held June 18, 2015, in Tallahassee	2314-2386
07/14/15	Final Order PSC-15-0284-FOF-EI approving modified gas reserve guidelines	2387-2403
<u>Volume 1.</u>	3	
08/12/15	OPC's notice of administrative appeal (of Final Order PSC-15-0284-FOF-EI)	2404-2425
08/12/15	FIPUG's notice of administrative appeal (of Final Order PSC-15-0284-FOF-EI)	