FILED SEP 29, 2015 **DOCUMENT NO. 06128-15 FPSC - COMMISSION CLERK**

STATE OF FLORIDA

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



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

Public Service Commission

September 29, 2015

Jon C. Moyle, Esquire Moyle Law Firm, P.A. 118 North Gadsden Street Tallahassee FL 32301

Re: Florida Industrial Power Users Group vs. Florida Public Service Commission, FPSC Docket No. 150001-EI Supreme Court Case No. SC15-1515

Dear Mr. Moyle:

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 & Stauper Carlotta S. Stauffer Commission Clerk

CSS: amc Enclosure

cc: Karen Putnal, Esquire

John J. Truitt, Associate Public Counsel

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

Page 2 September 29, 2015 Letter

James D. Beasley, Esquire J. Jeffry Wahlen, Esquire 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 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

Volume 1

Date	Page Nos
	Progress Docket1-130
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 confidential information regarding fuel hedging activities and market comparisons contained in Exhibit GJY-2 to testimony of Gerard J. Yupp
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

	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]
Volume 2	
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 confidential 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 petition

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 confidential 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	ENT 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
Volume 4		
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	712-735
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	740-754

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 (Audit Control Number 14-083-4-1)
09/08/14	Commission's confidential working papers, Volume 2 for FPL for hedging activities audit (Audit Control Number 14-083-4-1)
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
	4

09/26/14	FPL's prehearing statement (October 22, 2014 through October 24, 2014 hearing)
09/26/14	Commission staff's amended prehearing statement
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-EI
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	EE
<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	11
	[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	17
11/06/14	FIPUG's motion to exclude or strike inadmissible expert testimony pertaining to questions of law	50
11/07/14	Transcript of prehearing conference held November 6, 2014, in Tallahassee	24
11/10/14	FIPUG's notice of joinder of OPC's motion to dismiss for lack of subject matter jurisdiction	27
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	35
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	43
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	47
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 1348-13	51

11/21/14	Prehearing Order PSC-14-0667-PHO-EI
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 confidential 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 Tallahassee
12/03/14	Transcript of hearing, Volume 5, pages 536 through 662, held December 1, 2014, in Tallahassee
12/03/14	Transcript of hearing, Volume 6, pages 663 through 871, held December 2, 2014, in Tallahassee
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
Volume 8	
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	1529-1530
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	1531-1556
12/19/14	Transcript of Commission conference, Item No. 3, held December 18, 2014, in Tallahassee [See Volume 9 for continued pages]	1557-1600
<u>Volume 9</u>		
12/19/14	[Continuation of] Transcript of Commission conference, Item No. 3, held December 18, 2014, in Tallahassee	1601-1630
01/02/15	Order PSC-15-0001-PCO-EI establishing 2015 docket number	1631-1632
01/05/15	FPL's notice of intent to retain party status	1633-1635
01/05/15	FIPUG's notice of intent to retain party status	1636-1638
01/06/15	OPC's notice of reaffirming party status, filed on behalf of Citizens	1639-1640
01/06/15	FRF's notice reaffirming party status	1641-1642
01/12/15	Final Order PSC-15-0038-FOF-EI granting FPL's petition for approval of proposed gas reserve project	1643-1652
01/12/15	FPL's post-hearing brief on gas reserves guidelines (Issues 4, 5, and 7)	1653-1677
01/12/15	Citizens' post-hearing statement of positions and post-hearing brief, filed by OPC	1678-1718
01/12/15	FRF's notice of joinder in Citizens' post-hearing statement of positions and post-hearing brief	1719-1720
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	1721-1741

01/15/15	OPC's notice of administrative appeal (of Order PSC-14-0697-PCO-EI)
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
01/20/15	OPC's notice of administrative appeal (of Order PSC-15-0038-FOF-EI)
01/20/15	OPC's notice of administrative appeal (of Order PSC-14-0701-FOF-EI) [See Volume 10 for continued pages]
Volume 10	<u>'</u> 1
01/20/15	[Continuation of] OPC's notice of administrative appeal (of Order PSC-14-0701-FOF-EI)
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-15-0038-FOF-EI
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
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]

Volume 11 [Continuation of] FIPUG's notice of filing; with attached 01/23/15 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 Volume 12 [Continuation of] FIPUG's notice of filing; with attached 01/23/15 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 Supreme Court's Acknowledgment of new case, SC15-113, 01/26/15 02/10/15 FIPUG's notice of administrative appeal (of Memorandum dated June 4, 2015, from Commission's Division 06/04/15 of Accounting and Finance and Office of the General Counsel to Commission's Office of Commission Clerk regarding Commission vote sheet, from June 18, 2015, Commission 06/18/15 conference, Item No. 3.......2312-2313 Transcript of Commission conference, Item No. 3, held 06/25/15 June 18, 2015, in Tallahassee......2314-2386 07/14/15 Final Order PSC-15-0284-FOF-EI approving modified gas Volume 13 OPC's notice of administrative appeal (of Final Order 08/12/15 PSC-15-0284-FOF-EI)2404-2425 FIPUG's notice of administrative appeal (of Final Order 08/12/15