

**Dorothy Menasco**

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**Sent:** Wednesday, April 06, 2016 3:10 PM  
**To:** Filings@psc.state.fl.us  
**Subject:** FEA's Petition to Intervene Docket (160021-EI)  
**Attachments:** Intervention Petition (160021).pdf

IAW the electronic filing procedures, the below filing is made on behalf of the Federal Executive Agencies (FEA):

a. Person responsible for this electronic filing:

Mr. Thomas A. Jernigan  
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b. Docket 160021-EI

In re: Petition for Increase in rates by Florida Power & Light Company

c. Document being filed on behalf of FEA

d. There are 4 pages to FEA's Petition to Intervene

e. The document attached for electronic filing is FEA's Petition to Intervene

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service from FPL. The Department of Defense has been delegated authority by the General Services Administration to represent, through Department of the Air Force counsel, the consumer interest of the FEA in this proceeding under 40 U.S.C.A. 481(a)(4) and 486(d).

5. In this case, the Commission will consider FPL's request for authority to increase general rates. Electricity costs represent one of the largest variable expenses of operating Federal offices, facilities, and installations on whose behalf intervention is sought herein, and all will be significantly affected by any action this Commission takes in this Docket. For these reasons, FEA has a substantial interest in the above-captioned Docket.

6. Disputed Issues of Material Fact.

- a. Is FPL's requested rate increase just and reasonable?
- b. What is the appropriate return on equity for FPL?
- c. What is the appropriate capital structure for FPL?
- d. What is the appropriate test year for FPL for the purpose of setting rates?
- e. What are the appropriate depreciation rates for FPL?

FEA reserves all rights to raise additional issues in accordance with the Commission's rules and the Order Establishing Procedure issued in this case.

7. Disputed Legal Issues. Disputed issues include, but are not limited to, the following:

- a. Has FPL established the need for rate relief?
- b. Has FPL established that its requested return on the equity is just and reasonable?

8. Statement of Ultimate Facts Alleged. Ultimate facts include, but are not limited to, the following:

a. The rate increase that FPL has requested is unreasonable and should be denied.

9. Rules and statutes justifying relief. The rules and statutes that entitle FEA to intervene and participate in this case include, but are not limited to;

a. Section 120.569, Florida Statutes;

b. Section 120.57, Florida Statutes;

c. Section 366.04(1), Florida Statutes;

d. Section 366.06, Florida Statutes;

e. Ruled 25-22.039, Florida Administrative Code;

f. Rule 28-106.201, Florida Administrative Code;

g. Rule 28-106.205, Florida Administrative Code;

10. Relief. FEA request that it be permitted to intervene as a full party I this docket.

**WHEREFORE,** FEA request the Commission enter an order allowing it to intervene and participate as a full party in this docket.

s/ Thomas A. Jernigan

Thomas A. Jernigan

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Counsel for FEA

**CERTIFICATE OF SERVICE**  
**Docket No. 160021**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing Federal Executive Agencies' Motion to Intervene has been furnished by electronic mail (e-mail) and/or U.S. Mail this 4<sup>th</sup> day of April, 2016 to the following:

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*s/ Thomas A. Jernigan*  
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