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# Public Service Commission

May 23, 2016

Ms. Jessica Cano, Esq.  
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## STAFF'S FIRST DATA REQUEST

**Re: Docket No. 160009-EI - Nuclear cost recovery clause.**

Dear Ms. Cano,

By this letter, and pursuant to Section 120.542(7), Florida Statutes, Commission staff request the following additional information relating to Florida Power & Light Company's (FPL) Petition for Waiver of Rule 25-6.0423(6)(c)5, Florida Administrative Code (F.A.C.).

1. On page 1 of FPL's April 27 Petition for Waiver, FPL states that "this portion of the rule requires an annual feasibility analysis that serves no meaningful purpose at this stage of the Turkey Point 6 & 7 project." Please provide FPL's definition of "feasibility analysis."
2. If approved, would FPL's April 27 Petition for Waiver result in FPL withholding information from the Commission that FPL normally reviews, assesses and would otherwise make available to the Commission? If so, please identify the nature of such information and explain how such a withholding is consistent with Section 366.93 F.S., Rule 25-6.0423, F.A.C., and Order No. PSC-08-0237-FOF-EI.
3. In paragraph 20 of FPL's April 27 Petition for Waiver, FPL states that its "feasibility analysis process takes approximately 250 man-hours." Please provide corresponding calendar days FPL typically requires to complete the feasibility analysis.
4. Please provide a chronology of the activities FPL undertook in 2015 to complete the feasibility analysis through the date FPL filed its May 2015 testimony. For purposes of this question, the activities are at a minimum, the activities identified in Order No. PSC-08-0237-FOF-EI, at page 29.

FPL shall provide a long-term feasibility analysis as part of its annual cost recovery process which, in this case, shall also include updated fuel forecasts, environmental forecasts, breakeven costs, and capital cost estimates. In addition, FPL should account for sunk costs. Providing this information on an annual basis will allow us to monitor the feasibility regarding the continued construction of Turkey Point 6 and 7.

5. Please provide a chronology of the activities FPL undertook in 2016 to complete the feasibility analysis through the date FPL filed its April 2016 testimony. For purposes of this question, the activities are at a minimum the same activities identified in Question 4.
  - a. Include in your response the date on which FPL stopped efforts to complete its feasibility analysis.
  - b. Include in your response the current status of completion for each identified activity.
  - c. Include in your response an estimate of the number of calendar days necessary to complete each identified activity.
6. Please provide a chronology of the activities FPL undertook in 2016 that resulted in FPL determining it should not file a feasibility analysis. Please identify in your response the FPL management staff that made the ultimate decision, and date to not file a feasibility analysis.
7. In paragraph 23 of its April 27 Petition for Waiver, FPL requests the waiver be granted for the estimated period 2016 through 2020. Please provide an estimate of the earliest date on which an updated Level 1 Baseline Schedule and feasibility analysis can be filed with the Commission.
8. Has FPL updated its 2015 analysis of the estimated cost-effectiveness of the TP project using “updated fuel forecasts, environmental forecasts, breakeven costs, and capital cost estimates” consistent with the requirements of PSC-08-0237-FOF-EI at page 29?
  - a. If so, please state whether such analysis was quantitative or qualitative, please explain why, and identify the documents that memorialize FPL’s analysis.
  - b. If not, please explain what analysis, if any, has been undertaken to ensure the 2015 cost-effectiveness assessment would remain reasonable and current during the period requested in FPL’s April Petition for Waiver.
9. In paragraph 5 of its April 27 Petition for Waiver, FPL discusses a pause between obtaining a license and commencement of preconstruction work. However, the Petition for Waiver does not state that FPL has currently paused all development of the TP Project. Instead, in paragraph 6, FPL asserts it is about one year from achieving key licensing milestones.
  - a. Is the receipt of the COL by year-end 2017 a certainty? If not, why not?
  - b. Under FPL’s reasoning in paragraph 5, is FPL’s Petition for Waiver premature since FPL has not yet paused the TP Project? If not, please explain.

Ms. Jessica Cano, Esq.  
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Please file all responses electronically no later than Friday, June 3, 2016 from the Commission’s website at [www.floridapsc.com](http://www.floridapsc.com), by selecting the Clerk’s Office tab and Electronic Filing Web Form. Please feel free to call me at (850) 413-6230 if you have any questions.

Sincerely,

*/s/ Kyesha Mapp*

Kyesha Mapp  
Senior Attorney

KRM/as

cc: Office of Commission Clerk  
Florida Power & Light Company (Hoffman, Donaldson)  
Duke Energy Florida, LLC (Bernier, Triplett)  
Office of Public Counsel (Kelly, Rehwinkel, Sayler, Christensen)  
Florida Industrial Power Users Group (Moyle)  
City of Miami (Mendez, Green, Albán, McNulty)  
White Springs Agricultural Chemicals Inc. d/b/a PCS Phosphate (Brew, Wynn)  
Southern Alliance for Clean Energy (Cavros)  
Florida Retail Federation (Scheffel Wright, LaVia)