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July 26, 2016

***VIA ELECTRONIC FILING***

Ms. Carlotta S. Stauffer  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

RE: **Docket 160154-EI**  
**FPL's Petition for approval of a purchase and sale agreement between Florida Power & Light Company and Calypso Energy Holdings, LLC, for the ownership of the Indiantown Cogeneration LP and related power purchase agreement**

Dear Ms. Stauffer:

I enclose for electronic filing in the above docket Florida Power & Light Company's ("FPL") Response to Citizens' Motion to Amend Order No. PSC-16-0276-PCO-EI to Extend the Intervenor Testimony Filing Date.

If there are any questions regarding this transmittal, please contact me at (561) 304-5662.

Sincerely,

By: /s/ William P. Cox  
William P. Cox  
Fla. Bar No. 00093531

Enclosure

cc: Counsel for Parties of Record (w/encl.)

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

Petition for approval of a purchase and sale agreement between Florida Power & Light Company and Calypso Energy Holdings, LLC, for the ownership of the Indiantown Cogeneration LP and related power purchase agreement.

Docket No. 160154-EI

Filed: July 26, 2016

**FLORIDA POWER & LIGHT COMPANY’S RESPONSE TO  
CITIZENS’ MOTION TO AMEND ORDER NO. PSC-16-0276-PCO-EI  
TO EXTEND THE INTERVENOR TESTIMONY FILING DATE**

Pursuant to Rule 28-106.204, Florida Administrative Code, Florida Power & Light Company (“FPL”) responds to Citizens’ Motion to Amend Order No. PSC-16-0276-PCO-EI to Extend The Intervenor Testimony Filing Date (the “Motion”) as follows:

1. On July 19, 2016, the Commission issued Order No. PSC-16-0276-PCO-EI (“Order Establishing Procedure” or “OEP”) setting forth the procedural schedule for this proceeding. The OEP provided the following testimony deadlines, which are pertinent to the Motion:

- a. Intervenors' testimony and exhibits due August 8, 2016;
- b. Staff’s testimony and exhibits, if any, due August 8, 2016; and
- c. Rebuttal testimony and exhibits due August 18, 2016.

2. On July 25, 2016, Office of Public Counsel (“OPC”) filed the subject Motion seeking to extend the deadline by which Intervenors in the proceeding must file testimony and exhibits. The date requested by OPC for this deadline extension is August 29, 2016. As reason for the request, OPC notes that many of OPC's experts are tied up with matters relating to the pending FPL rate case (Docket No. 160021-EI). OPC states that the current Intervenor testimony deadline does not provide sufficient time for it to retain and thoroughly prepare a witness for the subject proceeding. OPC states that the deadline for prehearing statements and

the dates for the prehearing conference and hearing in this proceeding will be unaffected by its Motion.

3. FPL does not oppose a request to extend the deadline for filing of Intervenors' testimony of up to one week from the current August 8, 2016 deadline so long as (1) there is a commensurate change to the current August 18, 2016 deadline for the filing of FPL's rebuttal testimony and (2) the dates for the prehearing conference and hearing in this proceeding remain unchanged. Given that the estimated customer benefits of \$129 million in cumulative present value revenue requirements ("CPVRR") (\$205 million nominal) savings are premised upon a January 1, 2017 closing of the transaction, the current hearing schedule set forth in the Commission's OEP is reasonable and appropriate and should not be changed.

Respectfully submitted this 26<sup>th</sup> day of July, 2016.

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By: /s/ William P. Cox  
William P. Cox  
Fla. Bar No. 00093531

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic mail this 26<sup>th</sup> day of July, 2016, to the following parties:

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Florida Public Service Commission**

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