



SPILMAN THOMAS & BATTLE, PLLC

ATTORNEYS AT LAW

Stephanie U. Eaton
336.631.1062
seaton@spilmanlaw.com
*Licensed in FL, NC and SC

November 10, 2016

VIA ELECTRONIC FILING

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

Re: Docket No. 160021-EI; In Re: Petition for Rate Increase by Florida Power & Light Company

Dear Ms. Stauffer:

On behalf of Wal-Mart Stores East, LP and Sam's East, Inc. (collectively, "Walmart"), the undersigned hereby submits in the above-referenced docket this letter in lieu of filing a second post-hearing brief.

The Florida Public Service Commission ("Commission") conducted proceedings on Docket Nos. 160021-EI, 160061-EI, 160062-EI, and 160088-EI ("Consolidated Dockets") throughout the weeks of August 22 and August 29, 2016. Walmart actively participated in the proceedings for the Consolidated Dockets. Walmart caused to be admitted into the evidentiary record the Direct Testimony and Exhibits of Steve W. Chriss, Walmart's Senior Manager, Energy Regulatory Analysis, who appeared before the Commission to testify on August 31, 2016.¹

Following the proceedings in August, the parties engaged in negotiations for the purpose of reaching a comprehensive Stipulation and Settlement ("Settlement Agreement") of all issues in the Consolidated Dockets. During the negotiations, Walmart communicated with various parties, led by the Office of Public Counsel ("OPC"). These negotiations led to the October 6, 2016, submission of the Joint Motion for Approval of Settlement Agreement by the settling parties.

In accordance with the Second Prehearing Order PSC-16-0483-PHO-EI, on October 27, 2016, the Commission conducted a hearing to evaluate whether the Settlement Agreement was in the best interests of the public. Again, Walmart participated in the hearing on October 27, 2016. Walmart made an Opening Statement during which the undersigned explained that Walmart

¹ Transcript Vol. XXXIII, p. 4998.

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decided not to join the Settlement Agreement because Walmart cannot affirmatively support the high return on equity ("ROE") of 10.55% agreed upon by the settling parties (Par. 3, p. 3 of the "Stipulation and Settlement") based upon the reasons set forth in Walmart's Post-Hearing Brief filed on September 19, 2016, and in the testimony of Mr. Chriss cited therein. Oct. 27, 2016, Transcript, pp. 20-23. On balance, however, Walmart does not oppose approval of the Settlement Agreement as a whole. Oct. 27, 2016, Transcript, p. 22.

Further, in its Opening Statement, Walmart expressed its interest in participating in any future Pilot Demand-Side Management Opt-Out or Workshop as described in Paragraph 19 on page 23 of the Settlement Agreement. Oct. 27, 2016, Transcript, pp. 22-23. Walmart is also interested in a possible future purchase of renewables option from Florida Power & Light Company ("FPL") per the FPL solar commitment reflected in Paragraph 10 on page 12 of the Settlement Agreement. Oct. 26, 2016, Transcript, p. 22. Walmart looks forward to working with FPL and the other parties in the Consolidated Dockets on these matters in the future.

In conclusion, while Walmart is not a signatory to the Settlement Agreement, it does not oppose approval of the agreement reached by the settling parties. Walmart appreciates the opportunity to participate in these proceedings, and the time and efforts of the Commission, Staff, and the other parties in the Consolidated Dockets. Thank you.

Please contact me if you have any questions concerning this filing.

Sincerely,

/s/ Stephanie U. Eaton

Stephanie U. Eaton (Florida Bar No. 165610)
seaton@spilmanlaw.com

Derrick Price Williamson
Spilman Thomas & Battle, PLLC
1100 Bent Creek Boulevard, Suite 101
Mechanicsburg, PA 17050
dwilliamson@spilmanlaw.com

SUE:sds:8627196

Enclosures

c: Certificate of Service

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished

by electronic mail to the following parties this 10th day of November, 2016.

Martha Barrera
Suzanne Brownless
Florida Public Service Commission
2540 Shumard Oak Blvd., Room 110
Tallahassee, FL 32399-0850
mbarrera@psc.state.fl.us
sbrownle@psc.state.fl.us

R. Wade Litchfield
John T. Butler
Kevin I.C. Donaldson
Maria J. Moncada
Eric E. Silagy
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
wade.litchfield@fpl.com
john.butler@fpl.com
kevin.donaldson@fpl.com
maria.moncada@fpl.com
eric.silagy@fpl.com

Kenneth A. Hoffman
Florida Power & Light Company
215 South Monroe Street
Suite 810
Tallahassee, FL 32301
ken.hoffman@fpl.com

J. R. Kelly
Patricia Christensen
Charles J. Rehwinkel
Erik Saylor
Tricia Merchant
Stephanie Morse
Office of Public Counsel
111 West Madison Street, Room 812
Tallahassee, FL 32301
kelly.jr@leg.state.fl.us
christensen.patty@leg.state.fl.us
rehwinkel.charles@leg.state.fl.us
saylor.erik@leg.state.fl.us
merchant.tricia@leg.state.fl.us
morse.stephanie@leg.state.fl.us

Jon C. Moyle, Jr.
Karen A. Putnal
Moyle Law Firm, P.A.
118 North Gadsden Street
Tallahassee, FL 32301
jmoyle@moylelaw.com
kputnal@moylelaw.com

Thomas A. Jernigan
Federal Executive Agencies
AFCEC/JA-ULFSC
129 Barnes Drive, Suite 1
Tyndall Air Force Base, FL 32403
Thomas.Jernigan.3@us.af.mil

Kenneth L. Wiseman
Mark F. Sundback
William M. Rappolt
Kevin C. Siqveland
Andrews Kurth LLP
1350 I Street NW, Suite 1100
Washington, DC 20005
kwiseman@andrewskurth.com
msundback@andrewskurth.com
wrappolt@andrewskurth.com
ksiqveland@andrewskurth.com

John B. Cofman
John B. Coffman, LLC
871 Tuxedo Blvd.
St. Louis, MO 63119-2044
john@johncoffman.net

Jack McRay, Advocacy Manager
AARP Florida
200 W. College Ave., #304
Tallahassee, FL 32301
jmcray@arp.org

Robert Scheffel Wright
John T. LaVia, III
Gardner, Bist, Bowden, Bush, Dee, LaVia &
Wright, P.A.
1300 Thomaswood Drive
Tallahassee, FL 32308
schef@gbwlegal.com
jlavia@gbwlegal.com

Diana Csank
Staff Attorney
Sierra Club
50 F St. SW, 8th Floor
Washington, DC 20001
diana.csank@sierraclub.org

/s/ Stephanie U. Eaton
Stephanie U. Eaton