



Kenneth M. Rubin
Assistant General Counsel
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420
(561) 691-2512
(561) 691-7135 (Facsimile)
E-mail: Ken.Rubin@fpl.com

November 12, 2019

VIA HAND DELIVERY

Mr. Adam Teitzman
Division of the Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RECEIVED-FPSC
2019 NOV 12 PM 1:21
COMMISSION

Re: Docket No. 20190167-EI

REDACTED

Dear Mr. Teitzman:

I enclose for filing in the above docket Florida Power & Light Company's ("FPL's") Request for Confidential Classification of Information Provided in Response to Staff's First Data Request, No. 4. The request includes Exhibits A, B (two copies), C and D.

Exhibit A consists of the confidential documents, and all the information that FPL asserts is entitled to confidential treatment has been highlighted. Exhibit B is an edited version of Exhibit A, in which the information FPL asserts is confidential has been redacted. Exhibit C is a justification table in support of FPL's Request for Confidential Classification. Exhibit D contains the declarations in support of FPL's request.

- COM
- AFD
- APA
- ECO
- ENG
- GCL
- IDM Exh B
- CLK

Please contact me if you or your Staff has any questions regarding this filing.

Sincerely,

Kenneth M. Rubin
Fla. Bar No. 0349038

Enclosure

cc: Counsel for Parties of Record (w/ copy of FPL's Request for Confidential Classification)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to compel Florida Power & Light to comply with Section 366.91, F.S. and Rule 25.6-065, F.A.C., by Floyd Gonzales and Robert Irwin

Docket No: 20190167-EI

Date: November 12, 2019

**FLORIDA POWER & LIGHT COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION FOR
INFORMATION PROVIDED IN STAFF'S FIRST DATA REQUEST NO. 4**

Pursuant to Section 366.093, Florida Statutes, and Rule 25-22.006, Florida Administrative Code ("F.A.C."), Florida Power & Light Company ("FPL") hereby requests confidential classification of certain information provided in response to Staff's First Data Request, No. 4 (collectively, the "Confidential Documents"). In support of this Request, FPL states as follows:

1. FPL served its response to Staff's First Data Request, No. 4 on October 21, 2019. On that same date, FPL filed its Notice of Intent to Request Confidential Classification. This Request is being filed in order to request confidential classification of certain information contained in its response to Request No. 4, consistent with Rule 25-22.006, F.A.C.
2. The following exhibits are attached to and made a part of this Request:
 - a. Exhibit A consists of a copy of the Confidential Documents on which all information that FPL asserts is entitled to confidential treatment is highlighted.
 - b. Exhibit B consists of an edited version of the Confidential Documents on which all information that FPL asserts is entitled to confidential treatment is redacted.
 - c. Exhibit C is a table that identifies the information highlighted in Exhibit A and references the specific statutory basis for the claim of confidentiality and identifies the Declarant who supports the requested classification.

- d. Exhibit D consists of the declaration of Santiago G. Melians in support of this Request.
3. FPL submits that the highlighted information in Exhibit A is information that FPL asserts to be confidential customer-specific information. FPL's policy to protect the confidentiality of this information is premised upon customers' right to privacy, and the potential that the disclosure of customer specific information may harm customers' competitive interests.
4. As described in the declaration in Exhibit D, the confidential information addressed by this Request for Confidential Classification contains non-public customer-specific information. FPL treats such information as confidential and does not disclose it for non-utility purposes to entities or persons other than the customer absent customer consent, except as required by law. FPL's policy is premised upon customers' right to privacy and the potential that the disclosure of customer specific information may harm customers' competitive interests. This information is protected by Section 366.093(3)(e), Fla. Stat., and by protected privacy rights.
5. Upon a finding by the Commission that the information contained in the Confidential Documents is proprietary and confidential business information, the information should not be declassified for at least an eighteen (18) month period and should be returned to FPL as soon as it is no longer necessary for the Commission to conduct its business. *See* § 366.093(4), Fla. Stat.

WHEREFORE, for the above and foregoing reasons, as more fully set forth in the supporting materials, FPL respectfully requests that its Request for Confidential Classification be granted.

Respectfully submitted this 12th day of November 2019.

Kenneth M. Rubin
Assistant General Counsel
ken.rubin@fpl.com
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408
Telephone: (561) 304-5170
Facsimile: (561) 691-7135

By: s/ Kenneth M. Rubin
Kenneth M. Rubin
Florida Bar No. 0349038

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished
by electronic service on this 12th day of November, 2019 to the following:

Charles Murphy, Esq.
Office of General Counsel
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
cmurphy@psc.state.fl.us
Florida Public Service Commission

Kyle P. Egger, Esq.
Nearing & Egger
2000 S. Dixie Highway, Suite 112
Miami, Florida 33133
Kyle.egger@nearingfirm.com
Counsel for Petitioners

By: s/ Kenneth M. Rubin

Kenneth M. Rubin

EXHIBIT B

REDACTED

CONFIDENTIAL

From: 1 FPL Account Management <FPL_Account_Management@email.fpl.com>
Sent: 2 Tuesday, January 29, 2019 4:36 PM
To: 3 SharedMailbox,NETMETERING-WEBAPPLICATION-TEAM
Subject: 4 FPL: Net metering application received



Floyd Gonzales
[Redacted]

8

A blue horizontal banner with the text 'Application Received' in white, centered within the banner.

Application Received

9 Thank you for your interest in becoming a private solar customer. Your net
10 metering application number is 18889.

11 Your information will be processed within 2 business day(s) after which
12 we'll let you know the next steps.

13

A blue rectangular button with the text 'VIEW APPLICATION' in white, centered within the button.

[VIEW APPLICATION](#)

14 [View Common Questions](#)

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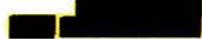
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From: 1 FPL Account Management <FPL_Account_Management@email.fpl.com>
Sent: 2 Wednesday, January 30, 2019 10:10 AM
To: 3 SharedMailbox,NETMETERING-WEBAPPLICATION-TEAM
Subject: 4 FPL: Updates needed to complete your request



Floyd Gonzales



Updates Needed

Your net metering application 18889 is missing important information. In order to complete your request, please finish the following incomplete item(s):

- TAX IDENTIFICATION # CHECK - The name on the FPL account with the SS/TIN entered on the application does not match IRS records. You need to go back to the application, delete the previous entry and then enter the correct number. Remember to click on save & continue.
- TAX IDENTIFICATION # CHECK - Once you click on edit go back to the customer information screen either by clicking on edit in that section if on the review screen or clicking on the first button in the black ribbon on the top of the screen to go to this section. Then resubmit.

Remember to hit the submit button to save your updates when you complete your net metering application.

[UPDATE APPLICATION](#)

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CONFIDENTIAL

From: 1 FPL Account Management <FPL_Account_Management@email.fpl.com>
Sent: 2 Thursday, January 31, 2019 10:41 AM
To: 3 SharedMailbox,NETMETERING-WEBAPPLICATION-TEAM
Subject: 4 FPL: Net metering application received



Floyd Gonzales
[Redacted]

8

Application Received

9
10

Thank you for your interest in becoming a private solar customer. Your net metering application number is 19138.

11
12

Your information will be processed within 2 business day(s) of receiving your application fee after which we'll let you know the next steps.

13

[VIEW APPLICATION](#)

14

[View Common Questions](#)

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Florida Power & Light Company
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1 From: Claudio, Richard <Richard.Claudio@fpl.com>
2 Sent: Friday, February 1, 2019 10:58 AM
3 To: [REDACTED] A
4 Cc: [REDACTED] A; Melians, Kaz; SharedMailbox, Netmetering-Forwarding
5 Subject: FW: System Size check Failed - [REDACTED] A
6 Subject: RE: System Size check Failed - [REDACTED] A

7 Mr. Gonzales,

8 I spoke to my supervisor, Kaz Melians and after further review we were able increase the
9 number of panels.

10 Please correct the application to show 8.69 KW AC as the Equipment and show 34 panels at 300
11 watts each to qualify. Disconnecting and or removing panels is your choice. I hope this clears up
12 the sizing issue. Please forward this information to your contractor.

13 Thank you,

14 FPL Net Metering
15 Distributed Generation
16 Customer Response Specialist
17 Richard Claudio
18 772-774-2796

CONFIDENTIAL

A

B

C

1

CUSTOMER INFORMATION


CONTRACTOR INFORMATION

2

NAME & ADDRESS

CONTRACTOR NAME

3

 Floyd Gonzales

4



5

6

CONTACT INFORMATION

7



8

9

10

[More +](#)

11

SYSTEM INFORMATION

DOCUMENTATION

12

EQUIPMENT

9.95 kW AC

DOCUMENTS

13

 SolarWorld Americas...
Sunmodule Plus SWA ...
39 Solar Panel(s)
300 W each
[Generator Information >](#)

9.95 kW AC
New



Electrical Passed Permit

14

15

16

17



Interconnection Agreement


18

INVERTERS

8.97 kW AC

TOTAL SYSTEM COST

19

 Enphase Energy Inc.
IQ6-60-x-US [240V]
39 Inverter(s)
230 W (240 V) each

8.97 kW AC
New



20

21


22

23

SYSTEM CHECK

[More](#)

24


 System Size Check
12 Month Usage
Proj. Annual Production

Failed
14,307 kWh
18,836 kWh

25

26

27

 Transformer Check
Available Transformer Capacity
Connected System Size

Successful
41 kW AC
9 kW AC

28

29

CONFIDENTIAL

1 From: Gonzalesf [REDACTED] >A
2 Sent: Friday, February 01, 2019 4:59 PM
3 To: [REDACTED] A
4 Cc: Melians, Kaz <Kaz.Melians@fpl.com>; SharedMailbox, Netmetering-Forwarding <Netmetering-
5 Forwarding.SharedMailbox@nexteraenergy.com>; Claudio, Richard <Richard.Claudio@fpl.com>
6 Subject: Re: System Size check Failed [REDACTED] A

7 CAUTION - EXTERNAL EMAIL

8 In response to Mr. Richard Claudio's email. I first received a call a few weeks back after our first
9 tier 2 application. He told me that our system was too large and needed to be reduced in size
10 from 49 panels to 39 panels. I was confused and wanted more information so he put me on the
11 phone with Kaz Melians, his supervisor. I was basically told the same thing by Kaz.
12 I spoke with Richard again on January 30 and he told me that we had to go from 39 to 29. Again,
13 he never gave me a valid reason as to why but just kept telling me that our system is too large
14 and exceeded our yearly use, which was the first time I ever even heard of this so-
15 called requirement.

16 After the second telephone conversation when he told me to reduce to 29 panels I asked him to
17 send me an email detailing all of the requirements and why exactly they were asking me to
18 reduce the number of panels again. I never received that or any other email until today. The
19 discussions with them back-and-forth seemed more like a negotiation rather than anything based
20 on facts. In my opinion, these conversations are very unprofessional on the part of FP&L and
21 we would like to move past all this and resume with our original Tier 2 agreement.

22 Thank you.

23 Floyd Gonzales

CONFIDENTIAL

24 Sent from AOL Mobile Mail

25 On Friday, February 1, 2019, Eng. Gabriel J. Da Veiga [REDACTED] > wrote:
A

26 Good Afternoon Mr. Claudio,

27 We have spoken with our client Mr. Gonzales and we have come to the conclusion that the
28 client wishes to have all 47 panels interconnected to the system. We understand that FPL has
29 no legal basis to detain Mr. Gonzales request for Net Metering Approval.

30 1. System Capacity: On the Interconnection Agreement for Customer-Owner Renewable
31 Generation Tier 2 ("Tier 2 Net Meter Agreement") it states that the limitation on sizing is only
32 based on "utility distribution service rating", this service rating for the homeowner was recently
33 increased from 200A to 400A. Our system's output will reach 56.4A(OCCP), which is in
34 compliance with Florida Public Service Commission Rule 25-6.065 F.A.C

35 2. AC Output Calculation: Although the Florida Public Service Commission Rule 25-6 F.A.C
36 states: "For inverter-based systems, the AC nameplate generating capacity shall be calculated by multiplying the

total installed DC nameplate generating capacity by .85 in order to account for losses during the conversion from DC to AC.”, This is actually not in compliance with NEC 2014 690.8(A)(3):

- o **(3) Inverter Output Circuit Current.** The maximum current shall be the inverter continuous output current rating.

3. Sizing of PV: It was disclosed by Mr. Gonzales and Mr. Da Veiga that the reason this system is larger than the current kWh/Year consumption is that the client has expanded his home and is looking to increase consumption. This is due to:

- o New Living Area Expansion & Remodel
- o Increased size of Service Rating of 200A to 400A.
- o Plans for New Pool & Spa Area
- o PV Phase 2 is also planned!

In the Tier 2 Net Meter Agreement it never states limitation of sizing of system based on previous energy consumption. The only place where it may show any type of detail is on your website, stating :“ *Systems should not be sized so large that energy produced by the renewable generator would be expected to exceed 115 percent of the customer’s annual kWh consumption.*”

This is taken as a suggestion, but in no way is it considered legally binding to obligate our client to reduce its system size or output.

Based on this, the correct sizing for Tier 1 compliance for this system would be 43 Panels for 9.89kw(AC)and not 34 as requested by FPL. It means that systems are calculated with larger outputs than they really are in regards their capacities. This means that FPL has been forcing clients to purchase an insurance that is not required under a false calculation.

In conclusion, we request that the Tier 2 Application for the 47 Modules with Micro Inverter be approved as is with no modification as there is no legal basis to be rejected. Mr. Gonzales had requested that we re-submit the application and we did such as of yesterday January 31st. We have waited long enough and our payment is pending because of this unnecessarily delayed Agreement, we request that FPL resolve this matter in a timely fashion.

Additionally, I want to discuss:

4. Tier 2 Insurance: I had spoken with Mr. Kaz Melians regarding the request to clarify why systems greater than 10kw(AC) require a General Liability Insurance of \$1m, he explained its because of the size of system and the electrical grid if there is a failure and it outputs power and harms someone. To clarify, all these inverters are compliant with UL1741. I request that you provide a written clarification for this.

5. Search of License: It came to our attention that you searched the Element Solar License in the DBPR and told our client that it was cancelled and we no longer are participating in the Net Meter Program with FPL and should be wary. To clarify, the license was requested to be in Voluntary Inactive as we are restructuring our corporate structure. This in no way affects Mr. Gonzales’s request as project was completed and the license that was used for application is different. Also, customers are the ones that participate on the program, not contractors. Do request more professionalism.

Please govern yourself accordingly,

GJD

1 From: Eng. Gabriel J. Da Veiga <[REDACTED]> A
2 Sent: Monday, February 4, 2019 1:59 PM
3 To: Melians, Kaz; [REDACTED] A
4 Cc: SharedMailbox, Netmetering-Forwarding; Claudio, Richard
5 Subject: Re: System Size check Failed - [REDACTED] A

6 Good Afternoon Mr. Melians,

CONFIDENTIAL

7 As per your email, You clarify that you DO permit systems with higher production of 115%.

8 Also per **Florida Public Service Commission Rule 25-6.065 F.A.C**

9 4(d) For Tiers 1 and 2, provided the customer-owned renewable generation equipment complies with paragraphs
10 (4)(a) and (b), the investor-owned utility shall not require further design review, testing, or additional equipment other
11 than that provided for in subsection (6). For Tier 3, if an interconnection study is necessary, further design review,
12 testing and additional equipment as identified in the study may be required.

13 4(a) To qualify for expedited interconnection under this rule, customer-owned renewable generation must have a
14 gross power rating that:

- 15 1. Does not exceed 90% of the customer's utility distribution service rating; and [Already established we
16 are in compliance.]
17 2. Falls within one of the following ranges:
18 Tier 1 – 10 kW or less;
19 Tier 2 – greater than 10 kW and less than or equal to 100 kW; or
20 Tier 3 – greater than 100 kW and less than or equal to 2 MW.

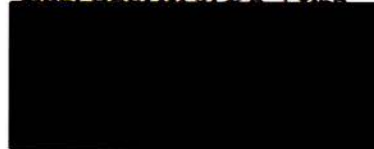
21 As established in the previous email, the statement of 115% on your website IN NO
22 WAY is it legally binding, as per **Florida Public Service Commission Rule 25-
23 6.065 F.A.C**, it does not list, establish or restrict system sizing per consumption. We
24 are in complete disagreement with FPL's rejection of the project.

25 Please provide FPL's Legal Basis for rejecting such Net Metering Agreement.

26 Also, there are two other points from the last email that FPL needs to provide
27 information (points 4 & 5)

28
29
30
31
32

Eng. Gabriel J. Da Veiga



CONFIDENTIAL

1 From: Melians, Kaz <Kaz.Melians@fpl.com>
2 Sent: Monday, February 4, 2019 9:50 AM
3 To: [REDACTED] A
4 Cc: SharedMailbox, Netmetering-Forwarding; Claudio, Richard; [REDACTED] A
5 Subject: RE: System Size check Failed - [REDACTED] A

6 Mr. Gonzales,

7 We are sorry for any confusion our conversations may have caused regarding
8 the status of your application. This email will serve as to clarify our position and
9 the status of your Net Metering application.

10 Per Florida Public Service Commission Rule 25-6.065 F.A.C
11 (2.a) "Customer-owned renewable generation" means an electric
12 generating system located on a customer's premises that is primarily
13 intended to offset part or all of the customer's electricity requirements
14 with renewable energy.

15 As such, we do permit renewable systems that have a generating capacity
16 greater than 115% of the customer's annual kWh consumption. Your annual
17 consumption is 14,307 kWh and the application you submitted has a projected
18 annual consumption of 22,700 kWh. Thus your application exceeds your annual
19 consumption by 154%.

20 Your current application is not approved.

21 Sincerely

22 **Kaz Melians**
23 Manager, Product Support
24 Florida Power & Light Company
25 772.223.4226 | 772.979.3865 cell
26 kaz.melians@fpl.com

CONFIDENTIAL

From: 1 FPL Account Management <FPL_Account_Management@email.fpl.com>
Sent: 2 Friday, February 08, 2019 11:38 AM
To: 3 SharedMailbox,NETMETERING-WEBAPPLICATION-TEAM
Subject: 4 FPL: Updates needed to complete your request



Floyd Gonzales

Updates Needed

Your net metering application 19138 is missing important information. In order to complete your request, please finish the following incomplete item(s):

- EQUIPMENT - Application under review due to system sizing. Please do not resubmit until sizing issue has been resolved.

Remember to hit the submit button to save your updates when you complete your net metering application.

[UPDATE APPLICATION](#)

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1 Original Denied email

2 From: FPL Account Management <[FPL Account Management@email.fpl.com](mailto:FPL_Account_Management@email.fpl.com)>
3 Sent: Friday, February 08, 2019 11:38 AM
4 To: SharedMailbox,NETMETERING-WEBAPPLICATION-TEAM <NETMETERING-WEBAPPLICATION-TEAM.SharedMailbox@nexteraenergy.com>
5
6 Subject: FPL: Updates needed to complete your request

COMPLETED

7
8
9



Floyd Gonzales



10 **Updates Needed**

11 Your net metering application 19138 is missing important information. In
12 order to complete your request, please finish the following incomplete
13 item(s):

- 14 • EQUIPMENT - Application under review due to system sizing.
15 Please do not resubmit until sizing issue has been resolved.

16 Remember to hit the submit button to save your updates when you
17 complete your net metering application.

18 **UPDATE APPLICATION**

19 **View Common Questions**

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22 questions.

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1 From: Eng. Gabriel J. Da Veiga <[REDACTED]> A
2 Sent: Friday, February 15, 2019 11:07 AM
3 To: Melians, Kaz <Kaz.Melians@fpl.com>; [REDACTED] A
4 Cc: SharedMailbox, Netmetering-Forwarding <Netmetering-Forwarding.SharedMailbox@nexteraenergy.com>; Claudio, Richard <Richard.Claudio@fpl.com>
5
6 Subject: Re: System Size check Failed - [REDACTED] A

7 Good Morning Mr. Melians,

8 We sent an email dated Feb 4th and he have yet to receive a response. As per Florida Public
9 Service Commission 25-6.065

10 7(c) The Standard Interconnection Agreement shall be executed by the investor-owned utility within 30 calendar
11 days of receipt of a completed application. If the investor-owned utility determines that an interconnection study is
12 necessary for a Tier 3 customer, the investor-owned utility shall execute the Standard Interconnection Agreement
13 within 90 days of a completed application.

14 The original application was submitted on January 15th 2019, this means that FPL has till today
15 February 15th at 5:00PM to either provide an approval to Mr. Gonzalez's Tier 2 Net Metering
16 Agreement or Provide Legal Basis for rejection of such.

17 If FPL does not comply, we will be taking further steps to ensure our client's rights are
18 respected.

19 GJD

CONFIDENTIAL

1 From: Melians, Kaz <Kaz.Melians@fpl.com>
2 Sent: Monday, February 18, 2019 3:58 PM
3 To: [REDACTED] <[REDACTED]>
4 Cc: SharedMailbox, Netmetering-Forwarding <Netmetering-Forwarding.SharedMailbox@nexteraenergy.com>; Claudio, Richard <Richard.Claudio@fpl.com>
5 Subject: RE: System Size check Failed - [REDACTED] A

7 Dear Mr. Da Veiga,

8 Our legal department has reviewed your communications and provided me with the following legal
9 support for FPL's rule that renewable systems such as the system at issue are allowed to generate up to
10 115% of the customer's annual kWh consumption, but no more than 115%:

11 FPL's policy of requiring systems to be sized so that they are not expected to exceed
12 115% of the customer's annual kWh consumption, a policy clearly outlined on FPL's
13 website, is entirely consistent with and in full compliance with both Florida Statutes and
14 the Florida Administrative Code. In fact, FPL's policy of allowing a system that
15 generates up to 115% of the customer's annual kWh consumption, rather than 100% of
16 the annual kWh consumption, provides a benefit for customers that some might argue
17 goes even further to the benefit of the customer than a strict interpretation of both the
18 statute and the Florida Administrative Code. That said, FPL understands that an analysis
19 of each unique system is based on a range of values obtained from PV Watts and as such
20 we feel that we can appropriately consider these factors in approving interconnection
21 agreements for net metering customers whose systems generate up to 115% of the annual
22 kWh consumption.

23 As mentioned above, FPL's policy is arguably more expansive than either the enabling
24 statute or the Florida Administrative Code provision that govern this situation. The
25 enabling statute, section 366.91, Florida Statutes, defines "Customer-owned renewable
26 generation" as "an electric generating system located on a customer's premises that is
27 primarily intended to offset part or all of the customer's electricity requirements with
28 renewable energy." (emphasis added). The plain meaning of "all" - as that term is used
29 in the statute and is commonly understood - means 100%. In short, a strict reading of the
30 statute that authorizes the type of system about which you have inquired would limit the
31 size of your system so that it would generate an amount of energy up to 100% (i.e., all) of
32 your annual kWh consumption.

33 Section 366.91(5), Florida Statutes, directed each utility to develop a standardized
34 interconnection agreement and net metering program for customer-owned renewable
35 generation. That same statute required the FPSC to establish requirements related to the
36 expedited interconnection and net metering of customer-owned renewable generation.

37 Following the enactment of Section 366.91, Florida Statutes, the FPSC promulgated Rule
38 25-6.065, Florida Administrative Code. Consistent with the enabling statute, the
39 Commission Rule defines "Customer-owned renewable generation" as "an electric
40 generating system located on a customer's premises that is primarily intended to offset part
41 or all of the customer's electricity requirements with renewable energy. The term

42 “customer-owned renewable generation” does not preclude the customer of record from
43 contracting for the purchase, lease, operation, or maintenance of an on-site renewable
44 generation system with a third-party under terms and conditions that do not include the
45 retail purchase of electricity from the third party.” (Emphasis added) In short, the
46 Commission Rule is entirely consistent with the direction and guidance provided by the
47 Legislature regarding customer-owned renewable systems.

48 Without belaboring the point further, FPL is confident that the policy of allowing customer-
49 owned net metered systems that generate up to 115% of the customer’s annual kWh
50 consumption, rather than 100% of the annual kWh consumption, fully complies with the
51 controlling statute and administrative code provision by allowing for systems that generate
52 “part or all” of the customer’s electricity requirements with renewable energy.

53 If you should have any further questions, please let me know.

54 **Kaz Melians**
55 Manager, Product Support
56 Florida Power & Light Company
57 772.223.4226 | 772.979.3865 cell
58 kaz.melians@fpl.com

1
2
3
4

From: [FPL Account Management](#)
To: [SharedMailbox.NETMETERING-WEAPPLICATION-TEAM](#)
Subject: FPL: Updates needed to complete your request
Date: Tuesday, April 09, 2019 8:37:00 PM

5
6
7



19138-512

Floyd Gonzales



8

Updates Needed

9
10
11

Your net metering application 19138 is missing important information. In order to complete your request, please finish the following incomplete item(s):

12
13

- EQUIPMENT - Other - Application under review due to system sizing. Please do not resubmit until sizing issue has been resolved.

14
15

Remember to hit the submit button to save your updates when you complete your net metering application.

16
17

As a reminder, you submitted your net metering application 60 days ago. Your application remains active one year from the pre-approval date.

18

[UPDATE APPLICATION](#)

19

View Common Questions

Need More Help?

20
21
22

Find additional information and review answers to frequently asked questions.

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23

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24
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Florida Power & Light Company
700 Universe Blvd., Juno Beach, FL 33408
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29

1 **Reminder Need Input Apr 09**

2 **From:** FPL Account Management <FPL_Account_Management@email.fpl.com>

3 **Sent:** Tuesday, April 09, 2019 8:36 PM

4 **To:** SharedMailbox,NETMETERING-WEBAPPLICATION-TEAM <NETMETERING-WEBAPPLICATION-TEAM.SharedMailbox@nexteraenergy.com>

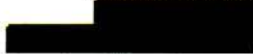
6 **Subject:** FPL: Updates needed to complete your request

7
8
9



19138

Floyd Gonzales



Updates Needed

11 Your net metering application 19138 is missing important information. In
12 order to complete your request, please finish the following incomplete
13 item(s):

- 14 • EQUIPMENT - Other - Application under review due to system
15 sizing. Please do not resubmit until sizing issue has been
16 resolved.

17 Remember to hit the submit button to save your updates when you
18 complete your net metering application.

19 As a reminder, you submitted your net metering application 60 days ago.
20 Your application remains active one year from the pre-approval date.

21

[UPDATE APPLICATION](#)

22 **View Common Questions**

Need More Help?

23 Find additional information and
24 review answers to frequently asked
25 questions.

Our team is ready to help with all
your private renewable generation
needs.

[Learn More >](#)

[Contact Us >](#)

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CONFIDENTIAL

1 From: Eng. Gabriel J. Da Veiga [REDACTED] > A
2 Sent: Tuesday, July 30, 2019 2:00 AM
3 To: Melians, Kaz <Kaz.Melians@fpl.com> [REDACTED] A
4 Cc: SharedMailbox, Netmetering-Forwarding <Netmetering-
5 Forwarding.SharedMailbox@nexteraenergy.com>; Claudio, Richard <Richard.Claudio@fpl.com>; Kyle
6 Egger [REDACTED] > A
7 Subject: Re: System Size check Failed - [REDACTED] A

8 Good Morning Mr. Melians,

9 At this moment our legal counsel has submitted to the FPSC for an intervention regarding FPL's
10 Failure to follow the Law. The last few months while FPL was ignoring our requests and failing
11 to comply with Rule 25-6.065, our client submitted, got approved, and completed the
12 installation of the pool and other facilities we had discussed previously. Which means as
13 we had warned, the energy consumption already has gone up. FPL's failure to comply has
14 cost already thousands of dollars to our client and we as a company are still owed by our client
15 as it is our responsibility until our client has received the service he has been offered.

16 That being said, please consider this our **FORMAL NOTICE** to turn on the Solar System at the
17 Gonzalez/Irwin Residence, This request is in accordance to:

18 (b) Provisions that permit the investor-owned utility to inspect customer-owned renewable generation and its
19 component equipment, and the documents necessary to ensure compliance with subsections (2) through (4). The
20 customer shall notify the investor-owned utility at least 10 days prior to initially placing customer equipment and
21 protective apparatus in service, and the investor-owned utility shall have the right to have personnel present on the
22 in-service date. If the customer-owned renewable generation system is subsequently modified in order to increase its
23 gross power rating, the customer must notify the investor-owned utility by submitting a new application specifying
24 the modifications at least 30 days prior to making the modifications.

25 Based on our Formal Notice, please see below:

26 (d) The customer must execute the Standard Interconnection Agreement and return it to the investor-owned utility
27 at least 30 calendar days prior to beginning parallel operations and within one year after the utility executes the
28 Agreement. All physical inspections must be completed by the utility within 30 calendar days of receipt of the
29 customer's executed Standard Interconnection Agreement. If the inspection is delayed at the customer's request, the
30 customer shall contact the utility to reschedule an inspection. The investor-owned utility shall reschedule the
31 inspection within 10 business days of the customer's request.

32 (8) Net Metering.

33 (a) Each investor-owned utility shall enable each customer-owned renewable generation facility interconnected
34 to the investor-owned utility's electrical grid pursuant to this rule to net meter.

(b) Each investor-owned utility shall install, at no additional cost to the customer, metering equipment at the point of delivery capable of measuring the difference between the electricity supplied to the customer from the investor-owned utility and the electricity generated by the customer and delivered to the investor-owned utility's electric grid.

We will be switching on the system on **Friday August 9th** at 10:00am. FPL has till then to replace the existing meter with one that is in compliance with Net Metering and shall activate Net Metering for our clients Dashboard so they can finally, after months of FPL's unlawful behavior has caused our client and our company Thousands of Dollars, enjoy the benefits of their investment.

Do understand, we are very clear that we are in compliance with Rule and FPL at this point has to comply.

GJD

EXHIBIT C

JUSTIFICATION TABLE

EXHIBIT C

COMPANY: Florida Power & Light Company
TITLE: List of Confidential Documents
DOCKET TITLE: Petition to compel Florida Power & Light to comply with Section 366.91, F.S. and Rule 25.6-065, F.A.C., by Floyd Gonzales and Robert Irwin
DOCKET NO.: 20190167-EI, Staff's First Data Request No. 4

Document	Page	Conf. Y/N	Line	Florida Statute 366.093(3) Subsection	Declarant
January 29, 2019 E-mail	1	Y	Lines 6 & 7	(e)	Santiago G. Melians
	2	N	N/A		
January 30, 2019 E-mail	1	Y	Lines 6 & 7	(e)	Santiago G. Melians
	2	N	N/A		
January 31, 2019 E-mail	1	Y	Lines 6 & 7	(e)	Santiago G. Melians
	2	N	N/A		
February 1, 2019 10:58 AM E-mail	1	Y	Line 3 - 6, Col A	(e)	Santiago G. Melians
Customer Information	1	Y	Lines 3, Col C Lines 4-5, 7-9, Col A Line 19, Col C	(e)	Santiago G. Melians
February 1, 2019 4:59 PM E-mail	1	Y	Lines 1, 3, 6, 25, Col A	(e)	Santiago G. Melians
	2 - 3	N	N/A		
February 4, 2019 1:59 PM E-mail	1	Y	Lines 1, 3, 5, Col A	(e)	Santiago G. Melians
	2	Y	Lines 29 - 32		
February 4, 2019 9:50 AM PM E-mail	1	Y	Lines 3 - 5, Col A	(e)	Santiago G. Melians
February 8, 2019 11:38 AM E-mail	1	Y	Lines 6 & 7	(e)	Santiago G. Melians
	2	N	N/A		
February 8, 2019 11:38 AM E-mail	1	Y	Lines 8 & 9	(e)	Santiago G. Melians
	2	N	N/A		
February 15, 2019 E-mail	1	Y	Lines 1, 3, 6, Col A	(e)	Santiago G. Melians
February 18, 2019 E-mail	1	Y	Lines 3 & 6, Col A	(e)	Santiago G. Melians
	2	N	N		
April 9, 2019 8:37 PM E-mail	1	Y	Lines 6 & 7	(e)	Santiago G. Melians
April 9, 2019 8:36 PM E-mail	1	Y	Lines 8 & 9	(e)	Santiago G. Melians
	2	N	N/A		
July 30, 2019 E-mail	1	Y	Lines 1, 3, 6, 7, Col A	(e)	Santiago G. Melians
	2	N	N/A		

EXHIBIT D

DECLARATION

EXHIBIT D

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to compel Florida Power & Light to comply with Section 366.91, F.S. and Rule 25.6-065, F.A.C., by Floyd Gonzales and Robert Irwin.

Docket No. 201800167-EI

STATE OF FLORIDA)
)
PALM BEACH COUNTY)

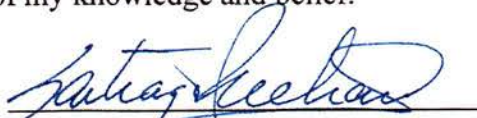
WRITTEN DECLARATION OF **Santiago G. Melians**

1. My name is Santiago G. Melians. I am currently employed by Florida Power & Light Company ("FPL") as Manager, Product Support. My business address is 6001 Village Blvd, West Palm Beach, FL 33407. I have personal knowledge of the matters stated in this written declaration.

2. I have reviewed the documents and information included in Exhibit A of FPL's Request for Confidential Classification regarding Staff's First Data Request No. 4, for which I am listed as the declarant on Exhibit C. The documents or materials that I have reviewed and which are asserted by FPL to be proprietary confidential business information contain or constitute customer-specific information. FPL has a corporate policy not to disclose customer specific information. This policy includes, but is not limited to: customer names, addresses, telephone numbers, account numbers, rates, billing determinants, conservation savings, and bills. FPL treats such information as confidential and does not disclose it, except as required by law to entities or persons other than the customer without the permission of the customer. FPL's policy is premised upon customers' right to privacy and the potential that the disclosure of customer specific information may harm customers' competitive interests. Such information is protected from public disclosure pursuant to Section 366.093(3)(e), Florida Statutes. To the best of my knowledge, FPL has maintained the confidentiality of these documents and information.

3. Consistent with the provisions of the Florida Administrative Code, such materials should remain confidential for a period of eighteen (18) months. In addition, these materials should be returned to FPL as soon as the information is no longer necessary for the Commission to conduct its business so that FPL can continue to maintain the confidentiality of these documents.

4. Under penalties of perjury, I declare that I have read the foregoing declaration and that the facts stated in it are true to the best of my knowledge and belief.


Santiago G. Melians

Date: 11/11/2019