

**BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION**

**In re: Petition by Florida Power & Light : Docket No. 20190061-EI**  
**Company for Approval of FPL : :**  
**SolarTogether Program and Tariff : Filed: January 3, 2020**

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**PREHEARING STATEMENT OF  
WALMART INC.**

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Pursuant to Florida Public Service Commission's ("Commission") Order Establishing Procedure, Order No. PSC-2019-0272-PCO-EI, issued July 5, 2019, and First Order Modifying Order Establishing Procedure, Order No. PSC-2019-0399-PCO-EI, issued October 4, 2019, Walmart Inc. ("Walmart") files its Prehearing Statement.

**I. WITNESSES**

<u>Witness</u>	<u>Subject</u>	<u>Issues</u>
Steve W. Chriss	Mr. Chriss' testimony addresses: Florida Power and Light Company's ("FPL" or "Company") SolarTogether Program ("SolarTogether" or "Program"), including FPL's proposed renewable energy credit ("REC") treatment and Program term.	Approval of the Settlement Agreement described below.

**II. EXHIBITS (All sponsored by Steve W. Chriss)**

<u>Exhibit</u>	<u>Description</u>
SWC-1	Witness Qualifications Statement

### **III. WALMART'S STATEMENT OF BASIC POSITION**

The Commission should approve the Joint Motion to Approve Settlement ("Joint Motion") and proposed Settlement Agreement ("Settlement Agreement"), attached to the Joint Motion as Exhibit A, filed by FPL, Southern Alliance for Clean Energy ("SACE"), Walmart, and Vote Solar (collectively, "Settling Parties), on October 9, 2019. The proposed Settlement Agreement includes certain modifications to the voluntary FPL Program. These modifications include the following: (1) FPL will allocate 37.5 MW of the Program to capacity for low income customers, and (2) "the cost of the low income component will be covered by the Program participants through the pricing set forth in Tariff STR." Joint Motion, p. 3. Further, the Settlement Agreement favorably addresses REC treatment. Settlement Agreement, p. 3, ¶ (f).

On December 5, 2019, FPL filed a Notice of Superseding Proposed Tariff that confirmed that the SolarTogether Settlement Tariff (Tariff Sheet Nos. 8.932-8.934) submitted on October 9, 2019, with the Settlement Agreement is the tariff supported by the Settling Parties. Walmart believes that the proposed Settlement Agreement, including the SolarTogether Settlement Tariff, is a reasonable compromise of the Settling Parties' different positions in this case and is otherwise in the public interest.

### **IV. ISSUES**

**Issue 1: Is FPL's proposed SolarTogether Rider tariff an appropriate mechanism to seek approval for the construction of 1,490 MW of new solar generation facilities?**

**Position:** Yes.

**Issue 2: Does FPL's proposed SolarTogether Rider tariff give any undue or unreasonable preference or advantage to any person or locality or subject the same to any undue or unreasonable prejudice or disadvantage in any respect, contrary to Section 366.03, Florida Statutes?**

**Position:** No.

**Issue 3:** Should the Commission allow recovery of all costs and expenses associated with FPL's proposed SolarTogether Program in the manner proposed by FPL?

**Position:** Walmart believes the costs and expenses should be recovered as set forth in the proposed Settlement Agreement.

**Issue 4:** Should the Commission approve FPL's proposed SolarTogether Program and associated tariff, Rate Schedule STR, which is the same tariff attached as Attachment I to the Settlement Agreement filed October 9, 2019?

**Position:** Yes. The Commission should approve the Joint Motion and proposed Settlement Agreement, which includes certain modifications to the SolarTogether Program.

**Issue 5:** What adjustments, if any, should the Commission make to any affiliate transaction costs associated with FPL's SolarTogether Rider tariff?

**Position:** Walmart takes no position at this time.

**Issue 6:** Should this docket be closed?

**Position:** In accordance with paragraph 8 of the Settlement Agreement, this Docket should be closed effective on the date of a Commission Order approving that the Settlement Agreement is final. Should the Commission not approve the Settlement Agreement, then Walmart takes no position as to this issue.

## **V. CONTESTED ISSUES**

**OPC Issue A:** Is FPL required to demonstrate a need for the solar generation facilities that will be constructed for SolarTogether and, if so, what need or needs are met by the SolarTogether program?

**Position:** To the extent relevant, the SolarTogether Program is meeting customer need/demand.

## **VI. STIPULATED ISSUES**

The Settling Parties have entered into the proposed Settlement Agreement. The Settling Parties have agreed on certain modifications to the Program, which include the following: (1) FPL will allocate 37.5 MW of the Program to capacity for low income customers, and (2) Program participants will cover the cost of the low income component through the pricing set forth in Tariff STR. Joint Motion, p. 3.

**VII. PENDING MOTIONS OR OTHER ACTIONABLE MATTERS**

Walmart has no pending Motions at this time.

**VIII. PENDING CONFIDENTIALITY REQUESTS OR CLAIMS**

Walmart has no pending confidentiality requests or claims.

**IX. OBJECTIONS TO WITNESS QUALIFICATIONS AS AN EXPERT**

Walmart does not object to any witness's qualifications as an expert.

**X. COMPLIANCE WITH ORDER NO. PSC-2019-0272-PCO-EI**

There are no requirements of Order No. PSC-2019-0272-PCO-EI with which Walmart cannot comply.

Respectfully submitted,

By /s/ Stephanie U. Eaton

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*Counsel to Walmart Inc.*

Dated: January 3, 2020

## 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 3<sup>rd</sup> day of January, 2020.

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