

State of Florida



**Public Service Commission**  
CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** May 11, 2026  
**TO:** Adam J. Teitzman, Commission Clerk, Office of Commission Clerk  
**FROM:** Susan Sapoznikoff, Special Counsel, Office of the General Counsel *SS*  
**RE:** Filing for Undocketed File (20260000)

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Good afternoon:

Please place the attached documents from Mr. Kerry Lutz, that were received today, in the Undocketed file.

Please contact me with any questions or concerns.

8910 LLC  
Kerry Lutz  
305 EAGLETON ESTATE DR  
PALM BCH GDNS FL 33418-8455

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Agency Clerk  
Florida Public Service Commission  
2540 SHUMARD OAK BLVD  
TALLAHASSEE FL 32399-7019



**Kerry Lutz**  
305 Eagleton Estate Drive  
Palm Beach Gardens, FL 33418  
(561) 408-4444  
**Email: [appeal2@me.com](mailto:appeal2@me.com)**

May 3, 2026

Susan Sapoznikoff  
Special Counsel  
Appeals, Rules & Ethics Section  
Office of the General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Dear Ms. Sapoznikoff;

Thanks for speaking with me last week and getting the other matter on the calendar.

Enclosed you will find my petition concerning FPL's policies towards EV owners.

If it is possible to get this on the docket along with my prior petition, it would be greatly appreciated. If you can set this up for a telephonic or zoom video conference that would be my preference. However, if that's not possible then I would be more than happy to appear personally.

I think my two petitions are legitimate issues for the Commission to address and I appreciate your attention to them.

Regards,

  
Kerry Lutz

**Kerry Lutz**  
305 Eagleton Estate Drive  
Palm Beach Gardens, FL 33418  
(561) 408-4444  
Email: [appeal2@me.com](mailto:appeal2@me.com)

April 18, 2026

Florida Public Service Commission  
2540 Shumard Oak Blvd  
Tallahassee, FL 32399-0850

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION KERRY LUTZ, Petitioner,  
v. FLORIDA POWER & LIGHT COMPANY, Respondent.**

**I. The Parties:** Petitioner Kerry Lutz, a high-mileage EV driver (2,000+ miles/month) with existing, 240V infrastructure in Palm Beach Gardens.

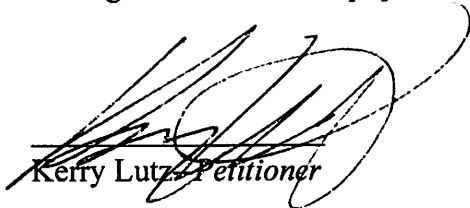
**II. The Rule in Question: Tariff RS-1EV (Residential EV Charging Pilot).** FPL is currently using "Summer 2026" transition dates to deny access to the unlimited off-peak rate for those who already have chargers.

**III. The "Lutz Violation" Facts:**

- FPL's own **2026 FAQ** states that the current program (unlimited off-peak) continues through **December 2029** for eligible customers.
- FPL is "exhausting" the pilot by refusing customers who have already done the heavy lifting of installing their own 240V circuits—despite these customers being the **best case study** for grid impact data.
- FPL claims "engineering and permitting times" are the bottleneck for new installs (2 months), yet they are blocking customers who have **zero** engineering bottleneck.

**IV. The Question for the PSC:**

Does Tariff RS-1EV allow a utility to deny a 'substantially affected' customer access to a PSC-approved rate solely because the customer has previously installed their own equipment, rather than paying the utility a 'fixed monthly charge' for a proprietary charger, even though he is willing to uninstall his equipment to receive the rate in question?

  
Kerry Lutz, Petitioner