

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Florida Power & Light Company's  
Petition to Determine Need for FPL  
EnergySecure Pipeline

DOCKET NO. 090172-EI

FILED: June 23, 2009

**NOTICE OF FILING CERTIFIED PROOF OF PUBLICATION  
OF NOTICE OF NEED DETERMINATION HEARING ON A PETITION FOR  
DETERMINATION OF NEED FOR NATURAL GAS TRANSMISSION PIPELINE**

Florida Power & Light Company, by and through undersigned counsel, hereby serves notice that the Amended Notice of Commission Hearing and Prehearing on the Petition for Determination of Need for Florida EnergySecure Line by Florida Power & Light Company was published pursuant to Section 403.9422(1), Florida Statutes, in The Palm Beach Post, Florida Today, Orlando Sentinel, The Florida Times-Union, The News-Journal, and the Scripps Treasure Coast Newspapers on June 8, 2009; and in the Okeechobee News on June 10, 2009. Attached are the Affidavits serving as proofs of publication of the Notice.

RESPECTFULLY SUBMITTED this 23rd day of June, 2009.

R. Wade Litchfield, Vice President and  
Chief Regulatory Counsel  
John T. Butler, Managing Attorney  
Scott Goorland, Principal Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
Juno Beach, FL 33408  
Telephone: (561) 304-5253  
Facsimile: (561) 691-7135

and

Gary V. Perko  
Brooke E. Lewis  
HOPPING GREEN & SAMS, P.A.  
123 S. Calhoun Street (32301)  
P.O. Box 6526 (32314)  
Tallahassee, Florida  
Telephone: 850-222-7500  
Facsimile: 850-224-8551

By: Brooke E. Lewis  
Brooke E. Lewis

Attorneys for Florida Power & Light Company

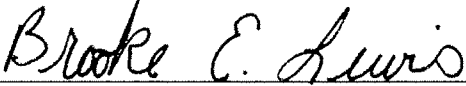
**CERTIFICATE OF SERVICE**

**Docket No. 090172-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished electronically and by United States mail this 23rd day of June, 2009, to the following:

Martha Carter Brown  
Office of General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
MBrown@PSC.STATE.FL.US

Floyd R. Self  
Messer Caparello & Self, P.A.  
2618 Centennial Place  
Tallahassee, FL 32308  
fself@lawfla.com

  
\_\_\_\_\_  
Attorney

THE PALM BEACH POST  
Published Daily and Sunday  
West Palm Beach, Palm Beach County, Florida

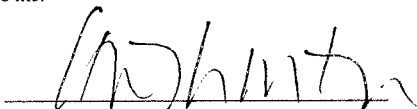
PROOF OF PUBLICATION

STATE OF FLORIDA  
COUNTY OF PALM BEACH

Before the undersigned authority personally appeared **Rose Novotny**, who on oath says that she is **Real Estate Manager** of The Palm Beach Post, a daily and Sunday newspaper, published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising for a **Notice** in the matter of **Order #819** was published in said newspaper in the issues of **June 8, 2009**. Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/he has neither paid nor promised any person, firm or corporation any discount rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper. Also published in Martin and St. Lucie Counties.



Sworn to and subscribed before 8<sup>th</sup> day of June, A.D. 2009  
Who is personally known to me.



NOTARY PUBLIC-STATE OF FLORIDA  
Karen M. McLinton  
Commission #DD832672  
Expires: NOV. 15, 2012  
BONDED THRU ATLANTIC BONDING CO., INC.

Before the Florida Public Service Commission  
**Amended Notice of Commission Hearing and Prehearing**  
Docket No. 090172-EI: Petition for Determination of Need for  
Florida EnergySecure Line by Florida Power & Light Company  
Issued: June 8, 2009

**NOTICE IS HEREBY GIVEN** that a hearing will be held before the Florida Public Service Commission in the above docket regarding the petition of Florida Power & Light Company (FPL) for a determination of need for an intrastate natural gas transmission pipeline, at the following time and place: **Monday - Tuesday, July 27 - 28, 2009, 9:30 a.m., Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32311.**

**PURPOSE AND PROCEDURE:**

The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Section 403.9422, Florida Statutes, for FPL's proposed natural gas transmission pipeline, the Florida EnergySecure Line, to be located in the following Florida counties: Bradford, Clay, Putnam, Flagler, Volusia, Seminole, Orange, Brevard, Osceola, Indian River, Okeechobee, St. Lucie, Martin and Palm Beach. This proceeding shall: (1) allow FPL to present evidence and testimony in support of its petition for a determination of need for its intrastate natural gas transmission pipeline; (2) permit any intervenors to present testimony and exhibits concerning this matter; (3) permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and (4) allow for such other purposes as the Commission may deem appropriate.

The proceedings will be governed by the provisions of Section 403.9422, Florida Statutes, and Chapters 25-22 and 28-106, Florida Administrative Code. Under Section 403.9422, Florida Statutes, the Commission is the sole forum for the determination of need for the proposed pipeline. In making its determination, the Commission must take into account the need for natural gas delivery, reliability, safety, and integrity; the need for abundant, clean-burning natural gas to assure the economic well-being of the public; the appropriate commencement and terminus of the line; and other matters within its jurisdiction deemed relevant to the determination of need. The determination of need by the Commission is binding on all parties to any certification proceeding pursuant to Sections 403.9401-403.9425, Florida Statutes, and is a condition precedent to the conduct of the certification hearing prescribed therein. An order entered by the Commission pursuant to this hearing shall constitute final agency action.

Only issues relating to the need for the proposed intrastate natural gas transmission pipeline will be heard at this hearing. Separate public hearings will be held before the Division of Administrative Hearings and the Natural Gas Transmission Pipeline Siting Board at a later date to consider environmental and other impacts of the proposed pipeline and associated facilities.

Members of the public who are not parties to the need determination proceeding will have an opportunity to present testimony regarding the need for the proposed pipeline. All members of the public who wish to offer testimony should be present at the beginning of the hearing, 9:30 a.m., Monday, July 27, 2009. All witnesses will be sworn in and will be subject to cross-examination at the conclusion of their testimony.

By providing public testimony, a person does not become a party to the proceeding. Anyone wishing to become a party to this need determination proceeding should file an appropriate petition pursuant to Rule 25-22.039, Florida Administrative Code, with the Office of the Commission Clerk at the address listed below. Copies of the petition should be sent by mail to all parties. Those wishing to intervene in this proceeding, unless appearing on their own behalf, must be represented by an attorney or other person who can be determined to be a qualified representative pursuant to Chapter 120, Florida Statutes, and Rule 28-106, Florida Administrative Code. Petitions for leave to intervene must be filed at least five (5) days before the final hearing, must conform with Rule 28-106.201(2), Florida Administrative Code, and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the hearing.

Written comments regarding the need for the proposed pipeline and associated facilities may be sent to the Commission at the following address: **Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, Re: Docket No. 090172-EI.**

**GENERAL LOCATION AND PROJECT DESCRIPTION:**

FPL's proposed Florida EnergySecure Line is an intrastate natural gas pipeline with an initial capacity of 600 million cubic feet of natural gas per day (MMcf/d). The pipeline may be located in the following Florida counties: Bradford, Clay, Putnam, Flagler, Volusia, Seminole, Orange, Brevard, Osceola, Indian River, Okeechobee, St. Lucie, Martin and Palm Beach. The proposed in-service date for the Florida EnergySecure Line is 2014.

**PREHEARING CONFERENCE:**

A prehearing conference will be held at the following time and place: **Monday, July 6, 2009, 9:30 a.m., Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32311.**

The purpose of this prehearing conference is: (1) define and limit, if possible, the number of issues, (2) to determine parties' positions on the issues, (3) to determine what facts, if any, may be stipulated, (4) to dispose of any motions or other matters that may be pending, and (5) to consider any other matters that may aid in the disposition of this case.

**JURISDICTION:**

This Commission is vested with jurisdiction over the subject matter of this proceeding by Section 403.9422, Florida Statutes. Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771.

A copy of FPL's petition for a determination of need and supporting exhibits are available for public inspection during normal business hours at the following location:

**Florida Public Service Commission, Division of the Commission Clerk and Administrative Services, 4075 Esplanade Way, Room 110 - Betty Easley Conference Center, Tallahassee, FL 32311**  
Web Address: <http://www.psc.state.fl.us/dockets/cms/docketFilings2.aspx?docket=090172>

4439237E



# PALM BEACH NEWSPAPERS, INC.

The Palm Beach Post  
2751 S. Dixie Hwy., West Palm Beach, FL 33405  
Phone: (561) 820-3106 Fax: (561) 820-4340  
FED ID # 58-1633719  
[legals@pbpost.com](mailto:legals@pbpost.com)

## Legal Advertising Invoice

Account #	397464	Advertising Deadlines	
Ad #	4439237R	<u>Publish</u>	<u>Deadline</u>
Description:	Not: Order #819	Monday	Friday 3PM
Size:	1/4 PAGE	Tuesday	Friday 3PM
Amount:	\$981.75 NET	Wednesday	Monday 3PM
Published:	June 8, 2009	Thursday	Monday 3PM
		Friday	Wednesday 3PM
		Saturday	Thursday 3PM
		Sunday	Thursday 3PM

**MGSCOMM**  
Carolina Rodriguez  
1500 S. Douglas Road  
Coral Gables, FL 33431

Before the Florida Public Service Commission

## Amended Notice of Commission Hearing and Prehearing

Docket No. 090172-El: Petition for Determination of Need for Florida EnergySecure Line by Florida Power & Light Company  
Issued: June 8, 2009

**NOTICE IS HEREBY GIVEN** that a hearing will be held before the Florida Public Service Commission in the above docket regarding the petition of Florida Power & Light Company (FPL) for a determination of need for an intrastate natural gas transmission pipeline, at the following time and place: **Monday – Tuesday, July 27 – 28, 2009, 9:30 a.m., Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32311.**

### PURPOSE AND PROCEDURE:

The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Section 403.9422, Florida Statutes, for FPL's proposed natural gas transmission pipeline, the Florida EnergySecure Line, to be located in the following Florida counties: Bradford, Clay, Putnam, Flagler, Volusia, Seminole, Orange, Brevard, Osceola, Indian River, Okeechobee, St. Lucie, Martin and Palm Beach. This proceeding shall: (1) allow FPL to present evidence and testimony in support of its petition for a determination of need for its intrastate natural gas transmission pipeline; (2) permit any intervenors to present testimony and exhibits concerning this matter; (3) permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and (4) allow for such other purposes as the Commission may deem appropriate.

The proceedings will be governed by the provisions of Section 403.9422, Florida Statutes, and Chapters 25-22 and 28-106, Florida Administrative Code. Under Section 403.9422, Florida Statutes, the Commission is the sole forum for the determination of need for the proposed pipeline. In making its determination, the Commission must take into account the need for natural gas delivery, reliability, safety, and integrity; the need for abundant, clean-burning natural gas to assure the economic well-being of the public; the appropriate commencement and terminus of the line; and other matters within its jurisdiction deemed relevant to the determination of need. The determination of need by the Commission is binding on all parties to any certification proceeding pursuant to Sections 403.9401-403.9425, Florida Statutes, and is a condition precedent to the conduct of the certification hearing prescribed therein. An order entered by the Commission pursuant to this hearing shall constitute final agency action.

Only issues relating to the need for the proposed intrastate natural gas transmission pipeline will be heard at this hearing. Separate public hearings will be held before the Division of Administrative Hearings and the Natural Gas Transmission Pipeline Siting Board at a later date to consider environmental and other impacts of the proposed pipeline and associated facilities.

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Written comments regarding the need for the proposed pipeline and associated facilities may be sent to the Commission at the following address: **Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, Re: Docket No. 090172-El.**

### GENERAL LOCATION AND PROJECT DESCRIPTION:

FPL's proposed Florida EnergySecure Line is an intrastate natural gas pipeline with an initial capacity of 600 million cubic feet of natural gas per day (MMcf/d). The pipeline may be located in the following Florida counties: Bradford, Clay, Putnam, Flagler, Volusia, Seminole, Orange, Brevard, Osceola, Indian River, Okeechobee, St. Lucie, Martin and Palm Beach. The proposed in-service date for the Florida EnergySecure Line is 2014.

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Web Address: <http://www.psc.state.fl.us/dockets/cms/docketfilings2.aspx?docket=090172>**





Published Daily

STATE OF FLORIDA  
COUNTY OF BREVARD

Before the undersigned authority personally appeared KATHY CICALA, who on oath says that she is LEGAL ADVERTISING SPECIALIST of the FLORIDA TODAY, a newspaper published in Brevard County, Florida; that the attached copy of advertising being a

**LEGAL NOTICE**

Ad # ( 6MG604 )	\$ 1,450.26	the matter of:
<b>MGS COMM</b>		
the	Court	<b>AMENDED NOTICE OF COMMISSION HEARING AND PREHEARING</b>
<b>DOCKET NO. 090172-EI: PETITION FOR DETERMINATION OF NEED FOR FLORIDA ENERGYSECURE LINE BY FLORIDA POWER &amp; LIGHT COMPANY</b>		

was published in the FLORIDA TODAY in the issue(s) of:

June 8, 2009

Affiant further says that the said **FLORIDA TODAY** is a newspaper in said Brevard County, Florida, and that the said newspaper has heretofore been continuously published in said Brevard County, Florida, regularly as stated above, and has been entered as periodicals matter at the post office in **MELBOURNE** in said Brevard County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in said newspaper.

  
(Signature of Affiant)

8th day of June, 2009

  
(Signature of Notary Public)

Sworn to and subscribed before this:



S. H. WARD  
MY COMMISSION # DD 449451  
EXPIRES: July 22, 2009  
Bonded Thru Budget Notary Services

S. H. Ward

(Name of Notary Typed, Printed or Stamped)

Personally Known  or Produced Identification \_\_\_\_\_

Type Identification Produced: \_\_\_\_\_

Before the Florida Public Service Commission

## Amended Notice of Commission Hearing and Prehearing

Docket No. 090172-EI: Petition for Determination of Need for  
Florida EnergySecure Line by Florida Power & Light Company  
Issued: June 8, 2009

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### PURPOSE AND PROCEDURE:

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**Web Address: <http://www.psc.state.fl.us/dockets/cms/docketFilings2.aspx?docket=090172>**





# Orlando Sentinel

**communications**

633 North Orange Avenue • Orlando, Florida 32801

June 9, 2009

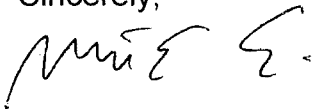
Carolina Rodriguez  
MGS Communications LLC  
1500 Douglas Road, Ste. 230-A  
Coral Gables, FL 33134

Dear Carolina,

This letter is to confirm that Florida Power & Light placed advertising within The Orlando Sentinel on the following date:

Date	AD Size	Section	Page	Cost
6-8-09	3 col x 10.50"	Main News	A15	\$6,961.50 net

Sincerely,

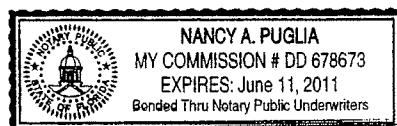


Mike Eri  
Account Executive  
General Advertising  
(407) 420-5357

The foregoing instrument was acknowledged before me this 9<sup>th</sup> day of June, 2009, by Mike Eri, who is personally known to me.

  
NOTARY

STATE OF FLORIDA  
COUNTY OF ORANGE



Before the Florida Public Service Commission  
**Amended Notice of Commission Hearing and Prehearing**  
Docket No. 090172-El: Petition for Determination of Need for  
Florida EnergySecure Line by Florida Power & Light Company  
Issued: June 8, 2009

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**PREHEARING CONFERENCE:**

**A prehearing conference will be held at the following time and place: Monday, July 6, 2009, 9:30 a.m., Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32311.**

The purpose of this prehearing conference is: (1) define and limit, if possible, the number of issues, (2) to determine parties' positions on the issues, (3) to determine what facts, if any, may be stipulated, (4) to dispose of any motions or other matters that may be pending, and (5) to consider any other matters that may aid in the disposition of this case.

**JURISDICTION:**

This Commission is vested with jurisdiction over the subject matter of this proceeding by Section 403.9422, Florida Statutes. Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771.

A copy of FPL's petition for a determination of need and supporting exhibits are available for public inspection during normal business hours at the following location:

**Florida Public Service Commission, Division of the Commission Clerk and Administrative Services, 4075 Esplanade Way, Room 110 – Betty Easley Conference Center, Tallahassee, FL 32311**  
Web Address: <http://www.psc.state.fl.us/dockets/cms/docketFilings2.aspx?docket=090172>



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**FLORIDA PUBLISHING COMPANY**

*Publisher*

JACKSONVILLE, DUVAL COUNTY, FLORIDA

STATE OF FLORIDA }  
COUNTY OF DUVAL }

Before the undersigned authority personally appeared \_\_\_\_\_

Andy Pearl who on oath says that he is

General Adv. Account Executive of The Florida Times-Union,

a daily newspaper published at Jacksonville in Duval County, Florida; that the

attached copy of advertisement, being a ROP Legal Notice

3 col x 10 3/4" advertsiement

in the matter of Florida Power & Light Company

in the \_\_\_\_\_ Court,

was published in THE FLORIDA TIMES-UNION in the issues of \_\_\_\_\_

Monday, June 8, 2009

Affiant further says that the said The Florida Times-Union is a newspaper published at Jacksonville, in said Duval County, Florida, and that the said newspaper has heretofore been continuously published in said Duval County, Florida, The Florida Times-Union each day, has been entered as second class mail matter at the postoffice in Jacksonville, in said Duval County, Florida, for a period of one year next preceeding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in said newspaper.

Sworn to and subscribed before me }  
this . . . . . 9th . . . . . day of

*Sally W. Willis*  
June 10, 2009

Notary Public,  
State of Florida at Large.

My Commission Expires . 01/30/2010.

**Sally W. Willis**

DA 444



Commission # DD482207  
Expires January 30, 2010

Bonded Troy Fan Insurance Inc 800-365-7019

Before the Florida Public Service Commission

**Amended Notice of Commission Hearing and Prehearing**

Docket No. 090172-El: Petition for Determination of Need for Florida EnergySecure Line by Florida Power & Light Company  
Issued: June 8, 2009

**NOTICE IS HEREBY GIVEN** that a hearing will be held before the Florida Public Service Commission in the above docket regarding the petition of Florida Power & Light Company (FPL) for a determination of need for an intrastate natural gas transmission pipeline, at the following time and place: **Monday – Tuesday, July 27 – 28, 2009, 9:30 a.m., Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32311.**

**PURPOSE AND PROCEDURE:**

The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Section 403.9422, Florida Statutes, for FPL's proposed natural gas transmission pipeline, the Florida EnergySecure Line, to be located in the following Florida counties: Bradford, Clay, Putnam, Flagler, Volusia, Seminole, Orange, Brevard, Osceola, Indian River, Okeechobee, St. Lucie, Martin and Palm Beach. This proceeding shall: (1) allow FPL to present evidence and testimony in support of its petition for a determination of need for its intrastate natural gas transmission pipeline; (2) permit any intervenors to present testimony and exhibits concerning this matter; (3) permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and (4) allow for such other purposes as the Commission may deem appropriate.

The proceedings will be governed by the provisions of Section 403.9422, Florida Statutes, and Chapters 25-22 and 28-106, Florida Administrative Code. Under Section 403.9422, Florida Statutes, the Commission is the sole forum for the determination of need for the proposed pipeline. In making its determination, the Commission must take into account the need for natural gas delivery, reliability, safety, and integrity; the need for abundant, clean-burning natural gas to assure the economic well-being of the public; the appropriate commencement and terminus of the line; and other matters within its jurisdiction deemed relevant to the determination of need. The determination of need by the Commission is binding on all parties to any certification proceeding pursuant to Sections 403.9401-403.9425, Florida Statutes, and is a condition precedent to the conduct of the certification hearing prescribed therein. An order entered by the Commission pursuant to this hearing shall constitute final agency action.

Only issues relating to the need for the proposed intrastate natural gas transmission pipeline will be heard at this hearing. Separate public hearings will be held before the Division of Administrative Hearings and the Natural Gas Transmission Pipeline Siting Board at a later date to consider environmental and other impacts of the proposed pipeline and associated facilities.

Members of the public who are not parties to the need determination proceeding will have an opportunity to present testimony regarding the need for the proposed pipeline. All members of the public who wish to offer testimony should be present at the beginning of the hearing, 9:30 a.m., Monday, July 27, 2009. All witnesses will be sworn in and will be subject to cross-examination at the conclusion of their testimony.

By providing public testimony, a person does not become a party to the proceeding. Anyone wishing to become a party to this need determination proceeding should file an appropriate petition pursuant to Rule 25-22.039, Florida Administrative Code, with the Office of the Commission Clerk at the address listed below. Copies of the petition should be sent by mail to all parties. Those wishing to intervene in this proceeding, unless appearing on their own behalf, must be represented by an attorney or other person who can be determined to be a qualified representative pursuant to Chapter 120, Florida Statutes, and Rule 28-106, Florida Administrative Code. Petitions for leave to intervene must be filed at least five (5) days before the final hearing, must conform with Rule 28-106.201(2), Florida Administrative Code, and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the hearing.

Written comments regarding the need for the proposed pipeline and associated facilities may be sent to the Commission at the following address: **Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, Re: Docket No. 090172-El.**

**GENERAL LOCATION AND PROJECT DESCRIPTION:**

FPL's proposed Florida EnergySecure Line is an intrastate natural gas pipeline with an initial capacity of 600 million cubic feet of natural gas per day (MMcf/d). The pipeline may be located in the following Florida counties: Bradford, Clay, Putnam, Flagler, Volusia, Seminole, Orange, Brevard, Osceola, Indian River, Okeechobee, St. Lucie, Martin and Palm Beach. The proposed in-service date for the Florida EnergySecure Line is 2014.

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Web Address: <http://www.psc.state.fl.us/dockets/cms/docketfilings2.aspx?docket=090172>**



## The News-Journal

Published Daily and Sunday  
Daytona Beach, Volusia County, Florida

State of Florida,  
County of Volusia:

Before the undersigned authority personally appeared

Stacy W. Montoya

who, on oath says that she is  
Classified Advertising Manager  
of The News-Journal, a daily and Sunday newspaper,  
published at Daytona Beach in Volusia County, Florida,  
the attached copy of advertisement, being a

### AMENDED NOTICE OF COMMISSION HEARING AND PREHEARING FLORIDA POWER & LIGHT COMPANY (FPL)

In the matter of 813390  
in the Court  
was published in said newspaper in the issues  
JUNE 8, 2009

Affiant further says that The News-Journal is a newspaper published at Daytona Beach, in said Volusia County, Florida, and that the said newspaper has heretofore been continuously published in said Volusia County, Florida, each day and Sunday and has been entered as second-class mail matter at the post office in Daytona Beach, in said Volusia County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

*Stacy W. Montoya*

Sworn to and subscribed before me

this 8<sup>TH</sup> day of JUNE  
A.D. 2009

*Kelley Jean Meehan*



KELLEY JEAN MEEHAN  
Notary Public, State of Florida  
My Comm. Expires April 7, 2012  
Commission No. DD 776318

### Before the Florida Public Service Commission Amended Notice of Commission Hearing and Prehearing Docket No. 090172-EI: Petition for Determination of Need for Florida EnergySecure Line by Florida Power & Light Company Issued: June 8, 2009

**NOTICE IS HEREBY GIVEN** that a hearing will be held before the Florida Public Service Commission in the above docket regarding the petition of Florida Power & Light Company (FPL) for a determination of need for an intrastate natural gas transmission pipeline, at the following time and place: **Monday – Tuesday, July 27 – 28, 2009, 9:30 a.m., Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32311.**

#### PURPOSE AND PROCEDURE:

The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Section 403.9422, Florida Statutes, for FPL's proposed natural gas transmission pipeline, the Florida EnergySecure Line, to be located in the following Florida counties: Bradford, Clay, Putnam, Flagler, Volusia, Seminole, Orange, Brevard, Osceola, Indian River, Okeechobee, St. Lucie, Martin and Palm Beach. This proceeding shall: (1) allow FPL to present evidence and testimony in support of its petition for a determination of need for its intrastate natural gas transmission pipeline; (2) permit any intervenors to present testimony and exhibits concerning this matter; (3) permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and (4) allow for such other purposes as the Commission may deem appropriate.

The proceedings will be governed by the provisions of Section 403.9422, Florida Statutes, and Chapters 25-22 and 28-106, Florida Administrative Code. Under Section 403.9422, Florida Statutes, the Commission is the sole forum for the determination of need for the proposed pipeline. In making its determination, the Commission must take into account the need for natural gas delivery, reliability, safety, and integrity; the need for abundant, clean-burning natural gas to assure the economic well-being of the public; the appropriate commencement and terminus of the line; and other matters within its jurisdiction deemed relevant to the determination of need. The determination of need by the Commission is binding on all parties to any certification proceeding pursuant to Sections 403.9401-403.9425, Florida Statutes, and is a condition precedent to the conduct of the certification hearing prescribed therein. An order entered by the Commission pursuant to this hearing shall constitute final agency action.

Only issues relating to the need for the proposed intrastate natural gas transmission pipeline will be heard at this hearing. Separate public hearings will be held before the Division of Administrative Hearings and the Natural Gas Transmission Pipeline Siting Board at a later date to consider environmental and other impacts of the proposed pipeline and associated facilities.

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By providing public testimony, a person does not become a party to the proceeding. Anyone wishing to become a party to this need determination proceeding should file an appropriate petition pursuant to Rule 25-22.039, Florida Administrative Code, with the Office of the Commission Clerk at the address listed below. Copies of the petition should be sent by mail to all parties. Those wishing to intervene in this proceeding, unless appearing on their own behalf, must be represented by an attorney or other person who can be determined to be a qualified representative pursuant to Chapter 120, Florida Statutes, and Rule 28-106, Florida Administrative Code. Petitions for leave to intervene must be filed at least five (5) days before the final hearing, must conform with Rule 28-106.201(2), Florida Administrative Code, and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the hearing.

Written comments regarding the need for the proposed pipeline and associated facilities may be sent to the Commission at the following address: **Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, Re: Docket No. 090172-EI.**

#### GENERAL LOCATION AND PROJECT DESCRIPTION:

FPL's proposed Florida EnergySecure Line is an intrastate natural gas pipeline with an initial capacity of 600 million cubic feet of natural gas per day (MMcf/d). The pipeline may be located in the following Florida counties: Bradford, Clay, Putnam, Flagler, Volusia, Seminole, Orange, Brevard, Osceola, Indian River, Okeechobee, St. Lucie, Martin and Palm Beach. The proposed in-service date for the Florida EnergySecure Line is 2014.

#### PREHEARING CONFERENCE:

**A prehearing conference will be held at the following time and place: Monday, July 6, 2009, 9:30 a.m., Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32311.**

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4075 Esplanade Way, Room 110 – Betty Easley Conference Center, Tallahassee, FL 32311  
Web Address: <http://www.psc.state.fl.us/dockets/cms/docketFilings2.aspx?docket=090172>**



P.O. Box 9009  
Stuart, FL 34994  
TEL: (772) 287-1550 • FAX: (772) 220-8919



## Scripps Treasure Coast Newspapers

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State of Florida  
County of Martin

Before me the undersigned authority, personally appeared Lilli Senesac, who on oath says that she is the Advertising Billing/Credit Manager for Scripps Treasure Coast Newspapers, a daily newspaper published in Martin County Florida that the attached copy of advertisement being a FPL ACCT#15609753 in the matter of ad Energy Secure, ad size 3x10 was published on June 8, 2009.

Affiant further says that this publication of newspaper was published in said Martin County Florida and distributed, in Martin County, St. Lucie County and Indian River County, Florida with offices and paid circulation in Martin County, St. Lucie County and Indian River County, Florida for a period of one year preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commissions or refunds for the purpose of securing this advertisement for publication in the said newspaper. Scripps Treasure Coast Newspaper has been entered as second class matter at the post office in Martin County, St. Lucie County and Indian River County, Florida and has been for a period of one year preceding the first publication of the attached copy of advertisement.

Original copies of publications may not be available at this date.

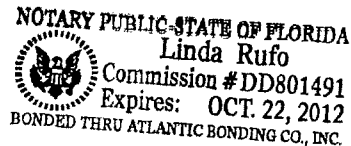
A handwritten signature in cursive script that reads "Lilli Senesac".

Lilli Senesac-Adv Billing/Credit Manager

Sworn to and subscribed before me this 9 day of June A.D. 2009

A handwritten signature in cursive script that reads "Linda Rufo".  
\_\_\_\_\_  
Notary Public

Seal



Before the Florida Public Service Commission

## Amended Notice of Commission Hearing and Prehearing

Docket No. 090172-El: Petition for Determination of Need for Florida EnergySecure Line by Florida Power & Light Company  
Issued: June 8, 2009

**NOTICE IS HEREBY GIVEN** that a hearing will be held before the Florida Public Service Commission in the above docket regarding the petition of Florida Power & Light Company (FPL) for a determination of need for an intrastate natural gas transmission pipeline, at the following time and place: **Monday – Tuesday, July 27 – 28, 2009, 9:30 a.m., Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32311.**

### PURPOSE AND PROCEDURE:

The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Section 403.9422, Florida Statutes, for FPL's proposed natural gas transmission pipeline, the Florida EnergySecure Line, to be located in the following Florida counties: Bradford, Clay, Putnam, Flagler, Volusia, Seminole, Orange, Brevard, Osceola, Indian River, Okeechobee, St. Lucie, Martin and Palm Beach. This proceeding shall: (1) allow FPL to present evidence and testimony in support of its petition for a determination of need for its intrastate natural gas transmission pipeline;

(2) permit any intervenors to present testimony and exhibits concerning this matter; (3) permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and (4) allow for such other purposes as the Commission may deem appropriate.

The proceedings will be governed by the provisions of Section 403.9422, Florida Statutes, and Chapters 25-22 and 28-106, Florida Administrative Code. Under Section 403.9422, Florida Statutes, the Commission is the sole forum for the determination of need for the proposed pipeline. In making its determination, the Commission must take into account the need for natural gas delivery, reliability, safety, and integrity; the need for abundant, clean-burning natural gas to assure the economic well-being of the public; the appropriate commencement and terminus of the line; and other matters within its jurisdiction deemed relevant to the determination of need. The determination of need by the Commission is binding on all parties to any certification proceeding pursuant to Sections 403.9401-403.9425, Florida Statutes, and is a condition precedent to the conduct of the certification hearing prescribed therein. An order entered by the Commission pursuant to this hearing shall constitute final agency action.

Only issues relating to the need for the proposed intrastate natural gas transmission pipeline will be heard at this hearing. Separate public hearings will be held before the Division of Administrative Hearings and the Natural Gas Transmission Pipeline Siting Board at a later date to consider environmental and other impacts of the proposed pipeline and associated facilities.

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Written comments regarding the need for the proposed pipeline and associated facilities may be sent to the Commission at the following address: **Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, Re: Docket No. 090172-El.**

### GENERAL LOCATION AND PROJECT DESCRIPTION:

FPL's proposed Florida EnergySecure Line is an intrastate natural gas pipeline with an initial capacity of 600 million cubic feet of natural gas per day (MMcf/d). The pipeline may be located in the following Florida counties: Bradford, Clay, Putnam, Flagler, Volusia, Seminole, Orange, Brevard, Osceola, Indian River, Okeechobee, St. Lucie, Martin and Palm Beach. The proposed in-service date for the Florida EnergySecure Line is 2014.

### PREHEARING CONFERENCE:

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Web Address: <http://www.psc.state.fl.us/dockets/cms/docketFilings2.aspx?docket=090172>



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**INDEPENDENT**  
**NEWSPAPERS**

OKEECHOBEE NEWS

107 S.W. 17th Street, Suite D, Okeechobee, FL 34974

(863) 763-3134

STATE OF FLORIDA  
COUNTY OF OKEECHOBEE

Before the undersigned authority personally appeared Judy Kasten, who on oath says she is Advertising Director of the Okeechobee News, a three times a week Newspaper published at Okeechobee, in Okeechobee County, Florida, that the attached copy of advertisement being a Public Notice

in the matter of Amended Notice of Commission Hearing & Pre-hearing in the 19th Judicial District of the Circuit Court of Okeechobee County, Florida, was published in said newspaper in the issues of 06/10/09

Affiant further says that the said Okeechobee News is a newspaper published at Okeechobee, in said Okeechobee County, Florida, and that said newspaper has heretofore been published continuously in said Okeechobee County, Florida each week and has been entered as second class mail matter at the post office in Okeechobee, in said Okeechobee County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Judy Kasten

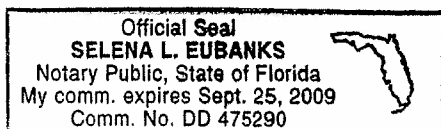
Judy Kasten

Sworn to and subscribed before me this

17<sup>th</sup> day of June AD 2009

Notary Public, State of Florida at Large

Selena L. Eubanks





Before the Florida Public Service Commission

**Amended Notice of Commission Hearing and Prehearing**

Docket No. 090172-EI: Petition for Determination of Need for Florida EnergySecure Line by Florida Power & Light Company  
Issued: June 8, 2009

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**PURPOSE AND PROCEDURE:**

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The purpose of this prehearing conference is: (1) define and limit, if possible, the number of issues, (2) to determine parties' positions on the issues, (3) to determine what facts, if any, may be stipulated, (4) to dispose of any motions or other matters that may be pending, and (5) to consider any other matters that may aid in the disposition of this case.

**JURISDICTION:**

This Commission is vested with jurisdiction over the subject matter of this proceeding by Section 403.9422, Florida Statutes. Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771.

A copy of FPL's petition for a determination of need and supporting exhibits are available for public inspection during normal business hours at the following location:

**Florida Public Service Commission, Division of the Commission Clerk and Administrative Services, 4075 Esplanade Way, Room 110 – Betty Easley Conference Center, Tallahassee, FL 32311**

**Web Address: <http://www.psc.state.fl.us/dockets/cms/docketfilings2.aspx?docket=090172>**

