

Dorothy Menasco

080677-EI
090130-EI

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Sent: Thursday, October 29, 2009 2:06 PM
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Cc: Anna Williams; Barry Richard; Brian Armstrong; Bryan Anderson; cecilia_bradley@oag.state.fl.us; D. Marcus Braswell ; Jack Leon; Jean Hartman; Jennifer L. Spina; John McWhirter; John Moyle; John T. Butler (John_Butler@fpl.com); John T. LaVia; Ken Hoffman; Kenneth L. Wiseman; Lisa Bennett; Lisa M. Purdy; Mark F. Sundback; Marlene Stern; Martha Brown; Natalie F. Smith (Nattie_Smith@fpl.com); Schef Wright; Scott E. Simpson; Shayla L. McNeil; Stephanie Alexander; Stephen Stewart; Tamela Ivey Perdue; Vickie Gordon Kaufman (vkaufman@kagmlaw.com); Wade Litchfield
Subject: e-filing (Dkt. Nos. 080677-EI & 080130-EI)
Attachments: 08067.motion for extension.sversion.doc

Electronic Filing

a. Person responsible for this electronic filing:

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b. Docket Nos. 080677-EI and 090130-EI

In re: Petition for rate increase by Florida Power & Light Company.

In re: 2009 depreciation and dismantlement study by Florida Power & Light Company.

c. Document being filed by the Office of Public Counsel on behalf of Joint Movants.

d. There are a total of 6 pages.

e. The document attached for electronic filing is the Joint Motion of OPC, AG, FRF, SFHHA, and FEA for Extension of Time to File Posthearing Briefs.
 (See attached file: 080677.motion for extension.sversion.doc)

Thank you for your attention and cooperation to this request.

Brenda S. Roberts
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DOCUMENT NUMBER-DATE

10976 OCT 29 8

10/29/2009

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for rate increase by
Florida Power & Light Company.

DOCKET NO. 080677-EI

In re: 2009 depreciation and dismantlement
Study by Florida Power & Light Company

DOCKET NO. 090130-EI

DATED: October 29, 2009

JOINT MOTION OF OPC, AG, FRF, FIPUG, SFHHA, AND FEA
FOR EXTENSION OF TIME TO FILE POSTHEARING BRIEFS

The Citizens of the State of Florida, through the Office of Public Counsel (“OPC”); the Attorney General of the State of Florida (“AG”); the Florida Retail Federation (“FRF”); the Florida Industrial Power Users Group (“FIPUG”); South Florida Hospital and Healthcare Association (“SFHHA”); and Federal Executive Agencies (“FEA”) (collectively, “Joint Movants”) hereby request an extension of time of seven days within which to file posthearing briefs in the above dockets, and in support state:

1. On October 27, 2009 the Commission voted to postpone the decision on revenue requirements in the above dockets by three weeks, from December 21, 2009 to January 13, 2010.
2. Currently, posthearing briefs are due in these dockets on November 9, 2009. The parties named above respectfully request the Commission to extend the deadline for briefs by one week, to and including November 16, 2009.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

3. In support of this request, the Joint Movants respectfully submit that no party will be prejudiced by the short extension. The additional time will enable the parties to prepare briefs that address the numerous issues and the voluminous record more thoroughly than would be the case if no relief from the November 9 deadline is afforded. If the requested extension of one week is granted, the Commissioners will receive the briefs seven weeks prior to the decision date rather than eight weeks. Joint Movants would expect that, if the Commission grants this request, the timing of the Staff's recommendation also would be extended by seven days. If the deadline for Staff's written recommendation is moved one week from December 9 to December 16 as a consequence of the revised deadline for briefs, the Commissioners still will have Staff's written memorandum in hand four weeks (28 days) prior to the newly scheduled decision date. Further, the Joint Movants believe that the more thorough briefing will aid the Commission Staff and the Commissioners in their review of the record.

4. The undersigned attempted to contact the other parties of record prior to filing this motion. Florida Power & Light Company does not support the motion. *AFFIRM supports the granting of the extension.* Associated Industries of Florida does not object to the granting of the motion. Stephen Stewart, on behalf of Mr. Ungar, does not object to the granting of the motion. The undersigned was unable to reach counsel for I.B.E.W. Systems Council U-4, the City of South Daytona, or the FPL Employee Intervenors prior to filing the motion.

WHEREFORE, OPC, AG, FRF, SFHHA, FIPUG, and FEA request the Commission to enter an order granting to all parties an extension of one week for the filing of posthearing briefs, to and including November 16, 2009.

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DOCKET NOS. 080677-EI & 090130-EI
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing JOINT MOTION OF OPC, AG, FRF, FIPUG, SFHHA, AND FEA FOR EXTENSION OF TIME TO FILE POSTHEARING BRIEFS has been furnished by U.S. Mail and electronic mail to the following parties on this 29th day of October, 2009.

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