

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Qualified Representative) Docket No. 160008-OT
Status)
)
In re: Petition for Rate Increase by Florida Power) Docket No. 160021-EI
& Light Company)
)
) Date Filed: April 8, 2016
)

**REQUEST OF THE SOUTH FLORIDA HOSPITAL AND HEALTHCARE
ASSOCIATION THAT KENNETH L. WISEMAN,
MARK F. SUNDBACK AND WILLIAM M. RAPPOLT
BE NAMED AS QUALIFIED REPRESENTATIVES**

Pursuant to Rules 28-106.105, 28-106.106, and 28-106.107 of the Florida Administrative Code, the South Florida Hospital and Healthcare Association (“SFHHA”) hereby files this request to grant the following attorneys Qualified Representative status to appear before the Florida Public Service Commission (“Commission”) in *In re: Petition for rate increase by Florida Power & Light*, Docket No. 160021-EI: Kenneth L. Wiseman, Mark F. Sundback, and William M. Rappolt (collectively, “Attorneys”). SFHHA is fully aware of the services which the Attorneys can provide and is aware that SFHHA can be represented by counsel of the Florida Bar as defined in Rule 28-106.106 and has chosen to be represented by the following attorneys who are members of the bars discussed herein. The contact information for the Attorneys is as follows:

Kenneth L. Wiseman
Mark F. Sundback
William M. Rappolt
Andrews Kurth LLP
1350 I Street NW, Suite 1100
Washington, D.C. 20005
Phone: (202) 662-2700
Fax: (202) 662-2739
kwiseman@andrewskurth.com
msundback@andrewskurth.com
wrappolt@andrewskurth.com

In accordance with Rule 28-106.106, SFHHA provides the following information with respect to the Attorneys:

(1) Mr. Wiseman and Mr. Sundback are members in good standing of the Bar of the District of Columbia and admitted to practice before the District of Columbia Court of Appeals, the highest court in the District's judicial system. In addition, Mr. Wiseman is admitted to practice before the U.S. Court of Appeals for the First, Fifth, Ninth and District of Columbia Circuits, as well as the U.S. District Court for the District of Columbia. Mr. Sundback is admitted to practice before the U.S. Court of Appeals for the First, Fifth, Ninth, Tenth and District of Columbia Circuits, as well as the U.S. District Court for the District of Columbia. Mr. Rappolt is a member in good standing of the Bar of Maryland and admitted to practice before the Maryland Court of Appeals, the highest court in Maryland's judicial system, and the U.S. Court of Appeals for the Ninth Circuit. Mr. Rappolt is also admitted to practice before the U.S. Court of Appeals for the District of Columbia Circuit. Each is experienced in the matters involved in public utility regulation and has practiced before agencies engaged in such regulation as reflected in the attached certifications.

(2) Mr. Wiseman, Mr. Sundback, and Mr. Rappolt have had the honor of practicing before the Florida Public Service Commission as Qualified Representatives in Docket Nos. 130040-EI and 120015-EI. Mr. Wiseman and Mr. Sundback also practiced before the Florida Public Service Commission as Qualified Representatives in Docket No. 080677-EI. In addition, both Mr. Wiseman and Mr. Sundback sought and received *pro hac vice* admission in the following matters in the State of Florida:

- a) Before the Florida Public Service Commission in Docket No. 001148-EI pursuant to motion *pro hac vice* filed on May 2, 2001;

- b) Before the Florida Supreme Court in *South Florida Hospital and Health Care Assoc. v. Jabar* (Docket No. SC02-1023) pursuant to motion *pro hac vice* filed on May 13, 2003; and
 - c) Before the Florida Public Service Commission in Docket No. 050045-EI pursuant to a motion *pro hac vice* filed on May 6, 2005.
- (3) Neither Mr. Wiseman, Mr. Sundback, nor Mr. Rappolt have been disciplined in any manner or have any disciplinary proceedings pending.
- (4) *See* the attached sworn affidavits of Mr. Wiseman and Mr. Sundback stating that each is a member in good standing of the Bar of the District of Columbia. *See* the attached sworn affidavit of Mr. Rappolt stating that he is a member in good standing of the Bar of Maryland. The respective sworn affidavits also state that each: is experienced in the matters involved in public utility regulation; has practiced before agencies engaged in such regulation; has knowledge of the Florida Statutes relative to the Commission's jurisdiction; has knowledge of the Florida Rules of Civil Procedure relating to discovery in an administrative proceeding; has knowledge of the Florida Administrative Code and Florida Statutes relative to the rules of evidence, including the concept of hearsay in an administrative proceeding; has acquired and will acquire further knowledge of the factual and legal issues involved in this proceeding; and has knowledge of and complied with the Standards of Conduct for Qualified Representatives, Rule 28-106.107 of the Florida Administrative Code.

WHEREFORE, SFHHA requests that the Commission grant this request.

Respectfully submitted,

A handwritten signature in black ink that reads "Jaime Caldwell". The signature is written in a cursive style and is positioned above a horizontal line.

Jaime Caldwell, Interim President
South Florida Hospital and Healthcare Association
1855 Griffin Road
Dania Beach, Florida 33004
Phone: (954) 964-1660
Fax: (954) 964-1260

April 8, 2016

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AFFIDAVIT OF KENNETH L. WISEMAN

I, Kenneth L. Wiseman, hereby certify, pursuant to Rule 28-106.106 of the Florida Administrative Code, that I am an attorney in good standing of the Bar of the District of Columbia; that I am experienced in the matters involved in public utility regulation; that I have practiced extensively before agencies engaged in such regulation; that I have knowledge of the Florida Statutes relative to the Commission's jurisdiction; that I have knowledge of the Florida Rules of Civil Procedure relating to discovery in an administrative proceeding; that I have knowledge of the Florida Administrative Code and Florida Statutes relative to the rules of evidence, including the concept of hearsay in an administrative proceeding; that I have acquired and will further acquire knowledge of the factual and legal issues involved in this proceeding; and that I have knowledge of and have complied with the Standards of Conduct for Qualified Representatives, Rule 28-106.107 of the Florida Administrative Code.

[Handwritten Signature]

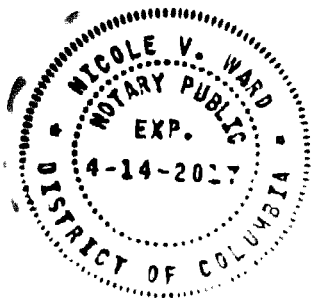
Kenneth L. Wiseman
District of Columbia Bar No. 943092

Affirmed and subscribed before me this 8th day of April, 2016.

[Handwritten Signature]

Notary Public

My Commission Expires: April 14, 2017



District of Columbia: SS

Subscribed and sworn to before me, in my presence,
this 8th day of April, 2016

[Handwritten Signature]

Nicole V. Ward, Notary Public, D.C.

My commission expires April 14, 2017.

NICOLE V. WARD
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires April 14, 2017

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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) Docket No. 160008-OT
) Date Filed: April 8, 2016

AFFIDAVIT OF MARK F. SUNDBACK

I, Mark F. Sundback, hereby certify, pursuant to Rule 28-106.106 of the Florida Administrative Code, that I am an attorney in good standing of the Bar of the District of Columbia; that I am experienced in the matters involved in public utility regulation; that I have practiced extensively before agencies engaged in such regulation; that I have knowledge of the Florida Statutes relative to the Commission's jurisdiction; that I have knowledge of the Florida Rules of Civil Procedure relating to discovery in an administrative proceeding; that I have knowledge of the Florida Administrative Code and Florida Statutes relative to the rules of evidence, including the concept of hearsay in an administrative proceeding; that I have acquired and will further acquire knowledge of the factual and legal issues involved in this proceeding; and that I have knowledge of and have complied with the Standards of Conduct for Qualified Representatives, Rule 28-106.107 of the Florida Administrative Code.

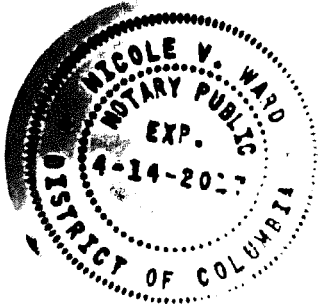
Mark F. Sundback
Mark F. Sundback
District of Columbia Bar No. 358922

Affirmed and subscribed before me this 8th day of April, 2016.

Nicole V. Ward
Notary Public

My Commission Expires: April 14, 2017

District of Columbia: SS
Subscribed and sworn to before me, in my presence
this 8th day of April, 2016
Nicole V. Ward
Nicole V. Ward, Notary Public, D.C.
My commission expires April 14, 2017.



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AFFIDAVIT OF WILLIAM M. RAPPOLT

I, William M. Rappolt, hereby certify, pursuant to Rule 28-106.106 of the Florida Administrative Code, that I am an attorney in good standing of the Bar of Maryland; that I am experienced in the matters involved in public utility regulation; that I have practiced extensively before agencies engaged in such regulation; that I have knowledge of the Florida Statutes relative to the Commission's jurisdiction; that I have knowledge of the Florida Rules of Civil Procedure relating to discovery in an administrative proceeding; that I have knowledge of the Florida Administrative Code and Florida Statutes relative to the rules of evidence, including the concept of hearsay in an administrative proceeding; that I have acquired and will further acquire knowledge of the factual and legal issues involved in this proceeding; and that I have knowledge of and have complied with the Standards of Conduct for Qualified Representatives, Rule 28-106.107 of the Florida Administrative Code.

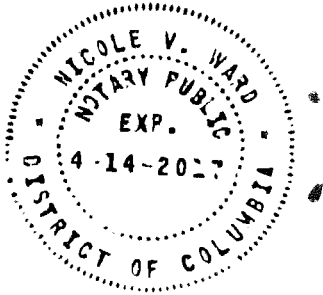
William M. Rappolt
William M. Rappolt

Affirmed and subscribed before me this 8th day of April, 2016.

Nicole V. Ward
Notary Public

My Commission Expires: April 14, 2017

District of Columbia: SS
Subscribed and sworn to before me, in my presence,
this 8th day of April, 2016
Nicole V. Ward
Nicole V. Ward, Notary Public, D.C.
My commission expires April 14, 2017.



NICOLE V. WARD
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires April 14, 2017

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing document has been furnished by electronic mail and/or U.S. mail on this 8th day of April, 2016, to the following:

Martha Barrera
Suzanne Brownless
Commission Clerk
Florida Public Service Commission
Betty Easley Conference Center
2540 Shumard Oak Blvd., Room 110
Tallahassee, FL 32399-0850
sbrownle@psc.state.fl.us
mbarrera@psc.state.fl.us

Ken Hoffman
Florida Power & Light Company
215 South Monroe Street, Suite 810
Tallahassee, FL 32301-1858
ken.hoffman@fpl.com

John T. Butler/ R. Wade Litchfield
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408
jolm.butler@fpl.com
wade litchfield@fpl.com

Stuart A. Allen
Bank of America Merrill Lynch
One Bryant Park
New York, NY 10036
stuart.allan@baml.com

Spilman Law Firm (16 PA)
Derrick Price Williamson
1100 Bent Creek Boulevard, Suite 101
Mechanicsburg, PA 17050
dwilliamson@spilmanlaw.com

Eric E. Silagy/R. Wade Litchfield/John
700 Universe Boulevard (LAW/JB)
Juno Beach, FL 33408-0420
wade.litchfield@fpl.com

Robert H. Smith
11340 Heron Bay Blvd. #2523
Coral Springs, FL 33076
rpjrb@yahoo.com

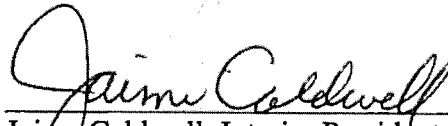
J. R. Kelly
P. Christensen
C. Rehwinke
c/o The Florida Legislature
111 W. Madison St., Rm 812
Tallahassee, FL 32311
kelly.jr@leg.state.fl.us

Jon C. Moyle, Jr./Karen A. Putnal
c/o Moyle Law Firm, PA
118 North Gadsden Street
Tallahassee, FL 32301
jmoyle@moylelaw.com

Spilman Law Firm
Stephanie U. Roberts
110 Oakwood Drive, Suite 500
Winston-Salem, NC 27103
sroberts@spilmanlaw.com

Wal-Mart Stores East, LP and Sam's East, Inc.
2001 SE 10th Street
Bentonville, AR 72716-0550

Mr. Thomas A. Hernigan
AFCEC/JA-ULSFC
139 Barnes Drive, Suite 1
Tyndall AFG, FL 32403
Thomas.Jernigan.3@us.af.mil



Jaime Caldwell, Interim President
South Florida Hospital and Healthcare Association
1855 Griffin Road
Dania Beach, Florida 33004
Phone: (954) 964-1660
Fax: (954) 964-1260