BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Qualified Representative Status

In re: Petition for Rate Increase by Florida Power & Light Company

Docket No. 160008-OT

Docket No. 160021-EI

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
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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 Statues 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 Statues 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,

Jaime Caldwell, Interim President
South Florida Hospital and Healthcare Association
1858 Griffin Road
Dania Beach, Florida 33004
Phone: (954) 964-1660
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April 8, 2016
BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Qualified Representative Status ) Docket No. 160008-OT ) Date Filed: April 8, 2016

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.
Kenneth L. Wiseman
District of Columbia Bar No. 943092

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

Notary Public

My Commission Expires: April 14, 2017

Nicole V. Ward, Notary Public, D.C.
My commission expires April 14, 2017.
BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Qualified Representative Status) 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 Statues 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 Statues 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
District of Columbia Bar No. 358922

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

Notary Public

My Commission Expires: April 14, 2017

Nicole V. Ward, Notary Public, D.C.
My commission expires April 14, 2017.
BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Qualified Representative Status ) Docket No. 160008-OT
) ) Date Filed: April 8, 2016

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

William M. Rappoport

Notary Public

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:

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