

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Petition by Florida Power & Light Company ) DOCKET NO. 20210015-EI  
for Base Rate Increase and Rate Unification ) FILED: March 19, 2021

**FEDERAL EXECUTIVE AGENCIES' PETITION TO INTERVENE**

Pursuant to Rule 28-106.205, Florida Administrative Code, and Sections 120.569 and 120.57, Florida Statutes, the Federal Executive Agencies (FEA), through their undersigned counsel, hereby submit this Petition to Intervene in the aforementioned docket. In support thereof, the FEA states the following:

1. Names of Affected Agencies: The affected agency is the Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399.

2. Name and Address of Petitioner/Intervenor:

Federal Executive Agencies  
139 Barnes Drive, Suite 1  
Tyndall Air Force Base, Florida 32403

3. All pleadings, notices, and orders in this docket should be provided to the Intervenor's mailing and e-mail addresses as follows:

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4. Statement of Substantial Interest: The FEA consists of certain agencies of the United States Government which have offices, facilities, and/or installations in the service area of Florida Power & Light Company (FPL) and former service area of Gulf Power Company (“Gulf Power”). These agencies purchase electric utility services from FPL under various rate schedules, including pursuant to the rates and tariffs on file for Gulf Power, that are subject to Florida Public Service Commission (“Commission”) review and approval. The Department of Defense has been delegated authority by the General Services Administration to represent, through Department of the Air Force counsel, the consumer interest of the FEA in this proceeding under 40 U.S.C. §§ 481(a)(4) and 486(d).

5. In this case, the Commission will consider FPL’s request to raise its rates and unify the base rates and rate schedules for all FPL customers, including those currently served pursuant to Gulf Power’s rates and tariffs. Consequently, the Commission will decide whether to approve both the requested rate increases and the proposed consolidation of the base rates and rate schedules of FPL and Gulf Power. Utility costs represent one of the largest variable expenses of operating federal offices, facilities, and installations on whose behalf intervention is sought herein, and all will be significantly affected by any action the Commission takes in this docket. For these reasons, the FEA has a substantial interest in this docket.

6. Notice of Docket: The FEA received notice of this docket through a publication by S&P Global Market Intelligence.

7. Disputed Issues of Material Fact: The FEA has not identified all disputed issues of

material fact at this time. However, the FEA expects that disputed issues of material fact include, but are not limited to, the following:

- a. Determining the appropriate capital structure for FPL.
- b. Determining the appropriate return on equity for FPL.
- c. Determining the appropriate allocation of FPL's costs of providing retail electric service among FPL's retail customer classes.
- d. Determining the appropriate rates to be charged by FPL for its services to each customer class.

8. The FEA reserves all rights to raise additional issues in accordance with the Commission's rules and the anticipated Order Establishing Procedure in this case.

9. Statement of Ultimate Facts Alleged: Because the FEA includes federal offices, facilities, and installations that are FPL ratepayers and will be significantly affected by any action the Commission takes in this docket, the FEA has substantial interests that are subject to determination in this docket. Therefore, the FEA is entitled to intervene and participate in this proceeding, which will determine the fair, just, and reasonable rates to be charged by FPL.

10. Rules and Statutes Justifying Relief: The rules and statutes that entitle the FEA to intervene and participate in this case include, but are not limited to;

- a. Section 120.569, Florida Statutes;
- b. Section 120.57, Florida Statutes;
- c. Section 366.04, Florida Statutes;
- d. Section 366.05, Florida Statutes;
- e. Section 366.06, Florida Statutes;
- f. Rule 28-106.201, Florida Administrative Code;
- g. Rule 28-106.205, Florida Administrative Code.

11. Conferral with Parties of Record: In accordance with Rules 28-106.204(3) and 28-106.205(2)(e), counsel for the FEA have conferred with the two parties of record, FPL and the Office of Public Counsel, and are authorized to represent that neither object to the FEA's intervention in this docket.

12. Relief Requested: The FEA requests permission to intervene as a full party in this docket.

**WHEREFORE**, the FEA respectfully requests the Commission enter an order granting this petition and thereby allowing the FEA to intervene and participate as a full party in this docket.

Respectfully submitted,

**Attorneys for Federal Executive Agencies**

By: /s/ Holly L. Buchanan

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**CERTIFICATE OF SERVICE**  
**Docket No. 20210015-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing Federal Executive Agencies' Petition to Intervene has been furnished by electronic mail this 19th day of March 2021 to the following:

<p><b>Florida Public Service Commission</b>  Martha Barrera  Suzanne Brownless  2540 Shumard Oak Blvd., Room 110  Tallahassee, FL 32399  SBrownle@psc.state.fl.us  MBarrera@psc.state.fl.us</p>	<p><b>Florida Power and Light Company (21b Tall)</b>  Kenneth A. Hoffman  134 W. Jefferson Street  Tallahassee, FL 32301  (850) 521-3901  (850) 521-3939  Ken.hoffman@fpl.com</p>
<p><b>Office of Public Counsel (21c)</b>  J.R. Kelly  Patricia A. Christensen  c/o The Florida Legislature  111 W. Madison St., Rm 812  Tallahassee FL 32399  (850) 488-9330  (850) 487-6419  christensen.patty@leg.state.fl.us  kelly.jr@leg.state.fl.us</p>	<p><b>Florida Power &amp; Light Company (21e Juno)</b>  Wade Litchfield  John Burnett  Maria Moncada  700 Universe Boulevard  Juno Beach FL 33408-0420  (561) 691-7101  (561) 691-7135  wade.litchfield@fpl.com  john.t.burnett@fpl.com  maria.moncada@fpl.com</p>
<p><b>AARP Florida (21)</b>  Zayne Smith  360 Central Ave., Suite 1750  Saint Petersburg FL 33701  (850) 228-4243  zsmith@aarp.org</p>	<p><b>Gulf Power Company (19c Pensacola)</b>  Russell A. Badders  One Energy Place  Pensacola FL 32520-0100  (850) 444-6550  russell.badders@nexteraenergy.com</p>
<p><b>Earthjustice (21)</b>  Bradley Marshall  Jordan Luebke  111 S. Martin Luther King Jr. Blvd.  Tallahassee FL 32301  (850) 681-0031  (850) 681-0020  bmarshall@earthjustice.org  jluebke@earthjustice.org</p>	<p><b>Environmental Confederation of Southwest Florida (21)</b>  421 Verna Road  Miami FL 33193  <b>Represented By:</b> Earthjustice</p>

<p><b>Florida Rising, Inc. (21)</b>  10800 Biscayne Blvd., Suite 1050  Miami FL 33161  <b>Represented By:</b> Earthjustice</p>	<p><b>League of United Latin American Citizens of Florida (21)</b>  6041 SW 159 CT  Miami FL 33193  <b>Represented By:</b> Earthjustice</p>
<p><b>Stone Law Firm (21b)</b>  James Brew/Laura Baker/Joseph Briscar  1025 Thomas Jefferson  St., NW, Ste. 800 West  Washington DC 20007  (202) 342-0800  (202) 342-0807  jbrew@smxblaw.com  lwb@smxblaw.com  jrb@smxblaw.com  <b>Represents:</b> Florida Retail Federation</p>	<p><b>Florida Retail Federation (21a)</b>  227 South Adams St.  Tallahassee FL 32301  (850) 222-4082  (850) 226-4082  <b>Represented By:</b> Stone Law Firm</p>
<p><b>GBW Legal</b>  Robert Scheffel Wright  Joh T. La Via  1300 Thomaswood Drive  Tallahassee FL 32308  (850) 385-0070  schef@gbwlegal.com</p>	<p><b>Florida Industrial Power Users Group (21a)</b>  Jon C. Moyle, Jr.  Karen A. Putnal  c/o Moyle Law Firm  118 North Gadsden Street  Tallahassee FL 32301  (850) 681-3828  (850) 681-8788  jmoyle@moylelaw.com  kputnal@moylelaw.com  mqualls@moylelaw.com</p>
<p><b>Vote Solar (20a)</b>  Katie Chiles Ottenweller  838 Barton Woods Rd NE  Atlanta GA 30307  (706) 224-8017  katie@votesolar.org</p>	<p><b>Florida Consumer Action Network</b>  Bill Newton  billn@fcan.org</p>

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