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April 22, 2011

VIA HAND DELIVERY

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Re: Docket No. 110009-EI - Nuclear Cost Recovery Clause

Dear Ms. Cole:

On behalf of Mr. Rajiv S. Kundalkar, please find attached for filing in the above-referenced docket the original of the affidavit attached to the April 12, 2011, Motion to Quash already filed with the Commission and served on the parties to this docket.

Your assistance in this matter is greatly appreciated. Should you have any questions, please do not hesitate to contact me.

Sincerely,



Matthew J. Feil

COM _____
APA _____
ECR _____
GCL _____
RAD _____
SSC _____
ADM _____
OPC _____
CLK _____

cc: Certificate of Service

DOCUMENT NUMBER-DATE

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic mail and/or U.S. Mail on this 22nd day of April, 2011, to the following:

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Nuclear Power Plant)
Cost Recovery Clause)
_____)

Docket No. 110009-EI
Filed: April 12, 2011

AFFIDAVIT OF RAJIV S. KUNDALKAR

STATE OF FLORIDA)
COUNTY OF PALM BEACH)
_____)

BEFORE ME, the undersigned authority, this day personally appeared Rajiv S. Kundalkar, who, after being duly sworn says:

1. I am a resident of Palm Beach County, Florida. My address is 11591 Buckhaven Lane, West Palm Beach, FL.

2. On Tuesday, March 29, 2011, my attorney in Tallahassee was served with a subpoena for deposition issued by the Office of the Commission Clerk of the Florida Public Service Commission ("FPSC"). Per the deposition notice attached, the subpoena was issued at the request of the Florida Office of Public Counsel ("OPC"). My attorney agreed to accept service on my behalf.

3. Excluding a check for \$8 written on the personal bank account of an OPC attorney, a copy of the subpoena and notice is attached hereto as "Affidavit Exhibit A." I have not been served with any other subpoenas in this matter.

4. I am not a current employee of Florida Power & Light Company ("FP&L), nor am I an employee of any firm affiliated with or related to FP&L. I retired from FP&L over a year ago, in February 2010.

5. I am not a paid contractor or consultant to FP&L, nor do I serve in that capacity for any firm affiliated with FP&L. I am retired, and I am not employed by or a consultant to any entity.

6. I have no role (continuing, recurring or otherwise) in the business or operations of FP&L nor any of its affiliates. I do not possess nor do I have access to any non-public operational or business information of FP&L nor any of its affiliates, whether said information would be pertinent to this case or otherwise.

7. While still employed with FP&L prior to February 2010, I did not participate in the preparation, filing and support of any materials in the instant docket (Docket No. 110009) or in the prior year's docket (Docket No. 100009) for nuclear cost recovery ("NCR").

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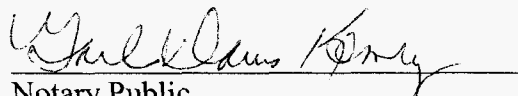
8. While still employed with FP&L, I did participate in the NCR proceeding in Docket No. 090009 and testified in support of and consistent with FP&L's positions in that case in the hearing of September 2009. My testimony was based upon research, data, and information gathered from FP&L and submitted with the input of FP&L management, employees and consultants. I reviewed, supported and adopted the information of and positions of FP&L on behalf of my employer, FP&L, through this testimony. Other FP&L employees and consultants were involved in the decision-making, preparation, filing and support for that case, and those individuals have substantially the same or identical knowledge, and access to the same information, about the case that I did at the time I served as a witness. To my knowledge and belief, several of these individuals still work with or for FP&L, including witnesses Mr. Art Stall and Mr. Terry Jones, who have submitted prefiled testimony in the current NCR docket, and who I understand will be available to provide such information in this year's NCR docket.

FURTHER AFFIANT SAYETH NOT.


RAJIV S. KUNDALKAR

STATE OF FLORIDA
COUNTY OF PALM BEACH

Sworn and subscribed before me this 12 day of April, 2011, by RAJIV S. KUNDALKAR, who is personally known to me or who has produced _____ as identification and who did take an oath.


Notary Public

DL K534-737-48-221-0

My Commission Expires:

