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<b>FPSC - COMMISS</b>	ION CLERK
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1		BEFORE THE	00000
2	FLOR	IDA PUBLIC SERVICE COMMISSION	
3	In the Matter	of:	
4		DOCKET NO. 13019	8-EI
5	PETITION FOR P	RUDENCE	
6	DETERMINATION REGARDING NEW PIPELINE SYSTEM BY FLORIDA POWER & LIGHT COMPANY. /		
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9			
10	PROCEEDINGS:	COMMISSION CONFERENCE AGENDA ITEM NO. 6A	
11	COMMISSIONERS PARTICIPATING:	CUATOMAN DONALD A DDICÉ	
12		COMMISSIONER LISA POLAK EDGAR COMMISSIONER ART GRAHAM	
13		COMMISSIONER EDUARDO E. BALBIS	
14		COMMISSIONER JULIE I. BROWN Tuesday, December 17, 2013	
15	DATE:	<u> </u>	
16	PLACE:	Betty Easley Conference Center Room 148	
17		4075 Esplanade Way Tallahassee, Florida	
18	REPORTED BY:	LINDA BOLES, CRR, RPR	
19		Official FPSC Reporter (850) 413-6734	
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	FL	ORIDA PUBLIC SERVICE COMMISSION	
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PROCEEDINGS

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CHAIRMAN BRISÉ: All right. Moving on to item 6A.

**MS. TAN:** Good morning, Commissioners. Lee Eng Tan on behalf of staff.

Item 6A addresses Florida Power & Light's motion to dismiss the protest of the Commission's order which found that FPL is eligible for cost recovery on the proposed Sabal Trail and Florida Southeast Connection pipelines in the fuel clause.

The protest was filed by a group of Florida landowners. Essentially the landowners allege safety concerns and environmental harm, which are not of the type of injuries this proceeding was designed to protect. So consistent with the *Agrico* test of standing, which holds that there must be an injury in fact which is of sufficient immediacy to support an administrative hearing, and that the substantial injury is of a type or nature against which the proceeding is designed to protect, staff recommends that FPL's motion to dismiss be granted due to lack of standing. Staff recommends that the proposed agency action order should be deemed final and effective.

> CHAIRMAN BRISÉ: All right. Thank you. Any questions, okay, or comments on this one?

FLORIDA PUBLIC SERVICE COMMISSION

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1	All right. Well, thank you very much.
2	* * * *
3	CHAIRMAN BRISÉ: All right. Perfect.
4	At this time I think we're ready to entertain
5	a motion on the block.
6	Commissioner Edgar.
7	COMMISSIONER EDGAR: Mr. Chairman, I have a
8	motion.
9	CHAIRMAN BRISÉ: Sure. All right.
10	COMMISSIONER EDGAR: I move that we approve
11	the staff recommendation for items 1, 2, 3, 6A, and 8.
12	COMMISSIONER BROWN: Second.
13	CHAIRMAN BRISÉ: All right. It's been moved
14	and seconded. Any further discussion?
15	Okay. Seeing none, all in favor, say aye.
16	(Vote taken.)
17	All right. Thank you very much. So we have
18	approved items number 1, 2, 3, 6A, and 8.
19	All right. Thank you very much.
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	FLORIDA PUBLIC SERVICE COMMISSION

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1	STATE OF FLORIDA )
2	COUNTY OF LEON ) CERTIFICATE OF REPORTER
3	
4	I, LINDA BOLES, CRR, RPR, Official Commission
5	Reporter, do hereby certify that the foregoing proceeding was heard at the time and place herein
6	stated.
7	IT IS FURTHER CERTIFIED that I stenographically reported the said proceedings; that the
8	same has been transcribed under my direct supervision; and that this transcript constitutes a true
9	transcription of my notes of said proceedings.
10	I FURTHER CERTIFY that I am not a relative, employee, attorney or counsel of any of the parties, nor
11	am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I
12	financially interested in the action. DATED THIS 1945 day of December,
13	2013. DATED THIS 19 day of second ,
14	1. 1.
15	Junda Boles
16	LINDA BOLES, CRR, RPR FPSC Official Commission Reporters
17	(850) 413-6734
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