

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request to opt-out of cost)
recovery for investor-owned electric) Docket No. 140226-EI
utility energy efficiency programs)
by Wal-Mart Stores East, LP and) Filed: May 18, 2015
Sam's East, Inc. and Florida)
Industrial Power Users Group.)
_____)

**WAL-MART STORES EAST, L.P.'S AND SAM'S EAST, INC.'S
OBJECTIONS TO STAFF'S FIRST SET OF INTERROGATORIES (NOS. 1-11)**

Pursuant to Rule 28-106.206, Florida Administrative Code, and Rule No. 1.340, Florida Rules of Civil Procedure, and the Order Establishing Procedure in this docket, Wal-Mart Stores East, L.P. and Sam's East, Inc. (collectively referred to as "Wal-Mart"), hereby files its objections to Staff's First Set of Interrogatories (Nos. 1-11), (collectively, the "Interrogatories" and individually an "Interrogatory") which were propounded on Wal-Mart on May 11, 2015.

GENERAL OBJECTIONS

Wal-Mart generally objects to Staff's Interrogatories on the grounds set forth in paragraphs A-K below. Each of Wal-Mart's responses will be subject to and qualified by these general objections.

A. Wal-Mart objects to each and every Interrogatory to the extent it calls for information protected by the attorney-client privilege, the work product doctrine, the accountant-client privilege, the trade secret privilege, or any other applicable

privilege or protection afforded by law, whether such privilege or protection appears at the time response is first made or is later determined to be applicable for any reason. Wal-Mart in no way intends to waive any such privilege or protection.

B. Wal-Mart objects to each Interrogatory to the extent it requires production of information that is proprietary, confidential business information without provisions in place to protect the confidentiality of the information. Wal-Mart in no way intends to waive claims of confidentiality.

C. Wal-Mart objects to any definitions or instructions accompanying the Interrogatories to the extent that they are inconsistent with and expand the scope of discovery specified in the Florida Rules of Civil Procedure that are incorporated into Chapter 28-106, Florida Administrative Code or the Commission's rules on discovery. If some question arises as to Wal-Mart's discovery obligations, Wal-Mart will comply with applicable rules and not with any of the definitions or instructions accompanying the Interrogatories that are inconsistent with or exceed the requirements of those rules. Furthermore, Wal-Mart objects to any Interrogatory that calls for Wal-Mart to create data or information that it otherwise does not have because there is no such requirement under the applicable rules and law.

D. Wal-Mart objects to any definition or instruction in any Interrogatory that seeks responses containing information from

persons or entities who are not parties to this proceeding or that are not subject to discovery under applicable rules.

E. It is possible that not every relevant document may have been reviewed or considered in developing Wal-Mart's responses to the Interrogatories. Rather, Wal-Mart will provide all the information that Wal-Mart obtained after a good faith, reasonable and diligent search conducted in connection with these Interrogatories. To the extent that the Interrogatories propose to require more, Wal-Mart objects to the requests individually and collectively on the grounds that compliance would impose an undue burden or expense on Wal-Mart.

F. Wal-Mart objects to each Interrogatory to the extent that it seeks information that is not relevant to the subject matter of this docket and is not reasonably calculated to lead to the discovery of admissible evidence.

G. Wal-Mart objects to each Interrogatory to the extent it is vague, ambiguous, overly broad, burdensome, imprecise, or utilizes terms that are subject to multiple interpretations but are not properly defined or explained for purposes of such discovery requests.

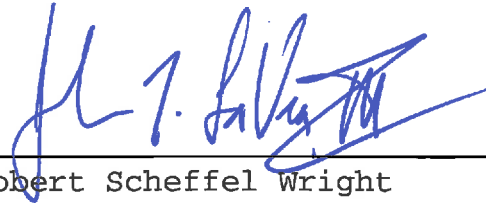
H. Wal-Mart expressly reserves and does not waive any objections it may have to the admissibility, authenticity or relevancy of the information provided in its responses to the Interrogatories.

I. Wal-Mart objects to any Interrogatory that requires the creation of new data, documents or studies.

J. Wal-Mart objects to providing information already in the public record, that is as easily accessible to Staff as to Wal-Mart, or that is already in Staff's possession.

K. Wal-Mart objects to each Interrogatory to the extent the information sought constitutes "trade secrets" which are privileged pursuant to Sections 90.506 and 366.093(3)(a), Florida Statutes.

Respectfully submitted this 18th day of May, 2015.



Robert Scheffel Wright
Florida Bar No. 966721
schef@gbwlegal.com
John T. LaVia, III
Florida Bar No. 853666
jlavia@gbwlegal.com
Gardner, Bist, Bowden, Bush,
Dee, LaVia & Wright, P.A.
1300 Thomaswood Drive
Tallahassee, Florida 32308
(850) 385-0070 Telephone
(850) 385-5416 Facsimile

Attorneys for Wal-Mart Stores
East, L.P. and Sam's East, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by electronic mail this 18th day of May 2015, to the following:

Lee Eng Tan
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
ltan@psc.state.fl.us

Jeffrey A. Stone/Russell A. Badders
Steven R. Griffin
Beggs & Lane
Post Office Box 12950
Pensacola, FL 32591-2950
jas@beggslane.com /rab@beggslane.com
srg@beggslane.com

Robert L. McGee, Jr.
Gulf Power Company
One Energy Place
Pensacola, FL 32520-0780
rlmcgee@southernco.com
lroddy@southernco.com

Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe Street
Suite 601
Tallahassee, FL 32301
bkeating@gunster.com

James Beasley / J. Wahlen
Ashley Daniels
Ausley Law Firm
P.O. Box 391
Tallahassee, FL 32302
jbeasley@ausley.com
jwahlen@ausley.com
adaniels@ausley.com

Cheryl Martin
Florida Public Utilities Company
Regulatory Affairs
1641 Worthington Road
Suite 220
West Palm Beach, FL 33409-6703
cheryl_martin@fpuc.com

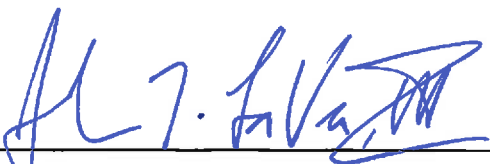
Jon C. Moyle, Jr./Karen Putnal
Moyle Law Firm, P.A.
118 North Gadsden Street
Tallahassee, Florida 32301
jmoyle@moylelaw.com
kputnal@moylelaw.com

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

Matthew Bernier
Cameron L. Cooper
106 East College Avenue Suite 800
Tallahassee, FL 32301
matthew.bernier@duke-energy.com

John T. Burnett/Dianne M. Triplett
Duke Energy
Post Office Box 14042
St. Petersburg, FL 33733
John.burnett@duke-energy.com
Dianne.triplett@duke-energy.com

Ken Rubin
Florida Power & Light Company 700
Universe Blvd.
Juno Beach, FL 33408
Ken.Rubin@fpl.com



Attorney