

**REQUEST FOR CHANGE TO AGENDA CONFERENCE
HAND DELIVER**

Date of Request: 1/8/2009 Date of Agenda Conference: 1/26/2009 Item No. _____

Docket No.: 080621-EI Brief Title: FPL Securities Application

Requested by: Staff Other _____ (Name)

Please attach a copy of the written documentation filed (IF OTHER)

STAFF's Recommendation to Executive Suite (IF OTHER) Approve Request Deny Request

ACTION REQUESTED [see APM 2.11]

- Defer Item to Agenda Scheduled Date: 2/10/2009
- Change Order of Item or Take Up at Time Certain
- Withdraw Item (not expected to return to Agenda)
- Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) A copy of the front page of the recommendation must be provided to the Commission Clerk by 12 noon on the regular filing date for use as a place-holder during agenda preparation.
- Add Item to Published Agenda [see Section 120.525(2), F.S.] – Issue an ADDENDUM and give Legal NOTICE
- Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] – Issue an ADDENDUM and Give Fair NOTICE

Concise explanation, justification or comments (attach additional sheet if necessary):

Based on the filing made in New Hampshire, staff needs additional time to review the information and evaluate what impact, if any, this has on Florida.

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 COMMISSION CLERK

Signature (Technical Staff): _____
 Signature (Legal Staff): _____
EXECUTIVE DIRECTOR:

Initials (Division Director or Designee): _____
 Initials (General Counsel or Designee): _____

Recommendation to the Chairman's Office Approve Request Deny Request
 Initials: MAB Date: 1/8/09

Comments: Please see attached e-mail. FPL, the utility, still plans to issue the securities for the New Hampshire project, but is seeking approval from the N.H. Commission rather than from the FPSC.

CHAIRMAN's OFFICE: Approve Request Deny Request
 Initials: WCG Date: 1/9/09

Executive Suite will send the original to the Office of Commission Clerk and return copy to the requesting staff after the Chairman's Office takes action on this request. Requesting staff should distribute copies to the Division Directors (OPR & OCR) and Attorney assigned to the docket.

DOCUMENT NUMBER-DATE
00245 JAN 12 8

Mary Bane

From: Katherine Fleming
Sent: Thursday, January 08, 2009 11:35 AM
To: Mary Bane; Tim Devlin
Cc: Mary Anne Helton
Subject: RE:

At the November 13, 2008, Agenda Conference, the Commission voted to approve FPL's Application for authority to issue and sell securities during calendar year 2009, with the exception that it deferred consideration of the portion of FPL's Application related to the planned Seabrook Substation Reliability Improvement Project in the State of New Hampshire, on behalf of FPL-New England Division (FPL-NED), for construction expenditures of approximately \$30 million. On December 23, 2008, FPL filed a Notice of Withdrawal with respect to the FPL-NED portion of its Application for authority to issue and sell securities during calendar year 2009 because FPL has filed a Petition for Approval of Financing for the Seabrook Transmission Substation Upgrade with the New Hampshire Public Utility Commission (New Hampshire filing) seeking regulatory approval for the financing of the improvements to the Seabrook Station.

Please let me know if I need to add any additional information.

Thank you.

From: Mary Bane
Sent: Thursday, January 08, 2009 11:22 AM
To: Katherine Fleming; Tim Devlin
Cc: Mary Anne Helton
Subject:

I have the deferral request, but the reader will not know what the New Hampshire filing is. Tell me some language I can add to the form to explain what FPL plans to do.