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June 21, 2021

VIA ELECTRONIC FILING

Adam Teitzman, Commission Clerk Division of the Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399

> RE: Docket No. 20210015-EI Petition by FPL for Base Rate Increase and Rate Unification

Dear Mr. Teitzman:

Attached for filing on behalf of Floridians Against Increased Rates, Inc. ("FAIR") in the above-referenced docket are the Direct Testimony and Exhibits of FAIR witness Nancy H. Watkins.

Please let me know if you should have any questions regarding this submission.

Cordially yours,

Richard Scheffel Wrigh

RSW:mae Encl.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

)

)

In re: Petition by Florida Power & Light Company for Rate Unification and for **Base Rate Increase**

) DOCKET NO. 20210015-EI FILED: JUNE 21, 2021

DIRECT TESTIMONY

OF NANCY H. WATKINS, C.P.A.

On Behalf of

Floridians Against Increased Rates, Inc.

IN RE: PETITION BY FLORIDA POWER & LIGHT COMPANY FOR RATE UNIFICATION AND FOR BASE RATE INCREASE, DOCKET NO. 20210015-EI

DIRECT TESTIMONY OF NANCY H. WATKINS, C.P.A. ON BEHALF OF FLORIDIANS AGAINST INCREASED RATES, INC.

| 1 | | I. INTRODUCTION AND QUALIFICATIONS |
|----|----|--|
| 2 | Q. | Please state your name and business address. |
| 3 | A. | My name is Nancy H. Watkins, and my address is 610 South Boulevard, |
| 4 | | Tampa, Florida 33606. |
| 5 | | |
| 6 | Q. | By whom and in what position are you employed? |
| 7 | A. | I am employed by Robert Watkins & Company, P.A., as a Certified Public |
| 8 | | Accountant. I am also a director and vice president of Robert Watkins & |
| 9 | | Company. |
| 10 | | |
| 11 | Q. | On whose behalf are you testifying in this proceeding? |
| 12 | А. | I am testifying on behalf of Floridians Against Increased Rates, Inc., a |
| 13 | | Florida not-for-profit corporation, and its members who are retail customers |
| 14 | | of Florida Power & Light Company ("FPL"). |
| 15 | | |
| 16 | Q. | Please summarize your educational background and professional |
| 17 | | experience. |

A. I received a Bachelor of Arts in Business Administration degree with a major 1 in Accounting from the University of South Florida College of Business in 2 1982. I have worked continuously for Robert Watkins & Company, P.A. 3 since its founding in January, 1980. I have performed all aspects of public 4 accounting including tax, auditing, management advisory services, and 5 accounting and review services. My primary scope of practice at this time is 6 7 compliance and control systems for tax exempt entities with a focus on 501(c)(4) public policy organizations and political organizations, which 8 include candidates, political parties and political action committees. A copy 9 of my résumé is provided as Exhibit NHW-1 to my testimony. 10

11

12 Q. Please describe your responsibilities and activities with respect to FAIR.

I am the Treasurer of FAIR. In that capacity, I perform the usual range of Α. 13 functions and services that the treasurer of a not-for-profit corporation would 14 normally perform. Robert Watkins & Company has an engagement 15 agreement to perform accounting services for FAIR, and it is through that 16 engagement agreement that I am compensated for my services at our usual 17 and customary rates. FAIR and Robert Watkins & Company have agreed 18 that my membership verification analysis services and related testimony in 19 this proceeding will also be provided within the scope of our existing 20 engagement agreement. 21

22

| 1 | Q. | Do you hold any profess | sional licenses or certifications that are relevant | | | |
|----------|----|--|--|--|--|--|
| 2 | | to your testimony in this | s proceeding? | | | |
| 3 | A. | Yes, I am a Certified Pub | olic Accountant in the State of Florida. I received | | | |
| 4 | | my certification in 1983. | l am also a Professional Registered Parliamentarian | | | |
| 5 | | pursuant to the certification | ons of the National Association of Parliamentarians | | | |
| 6 | | and the American Institut | e of Parliamentarians. I have been a credentialed | | | |
| 7 | | parliamentarian since 200 | 7. | | | |
| 8 | | | | | | |
| 9 | Q. | Have you previously te | stified in proceedings before utility regulatory | | | |
| 10 | | commissions or other re | gulatory authorities? | | | |
| 11 | A. | I have not testified before | a utility regulatory commission but have testified | | | |
| 12 | | before other governmenta | l regulatory bodies. | | | |
| 13 | | | | | | |
| 14 | Q. | Are you sponsoring any | exhibits with your testimony? | | | |
| 15 | A. | Yes. I am sponsoring the | following exhibits: | | | |
| 16 | | Exhibit NHW-1 | Résumé of Nancy H. Watkins; | | | |
| 17 18 | | Exhibit NHW-2 | Articles of Incorporations of Floridians Against | | | |
| 19 20 | | | Increased Rates, Inc.; | | | |
| 21 22 | | Exhibit NHW-3 Membership Roster of Floridians Against Increased Rates, Inc. at June 15, 2021; | | | | |
| 23 24 | | Exhibit NHW-4 | Sample Form of FAIR Membership Application | | | |
| 25 26 | | | (Paper); and | | | |
| 27 28 | | Exhibit NHW-5 | Sample Form of FAIR Membership Application (Electronic). | | | |
| | | | | | | |

II. PURPOSE AND SUMMARY OF TESTIMONY

3

Q. What is the purpose of your testimony in this docket?

A. I was asked and engaged by FAIR to conduct a verification of FAIR's 4 members as to their existence, their status as to whether they intentionally 5 joined FAIR, and their status as customers of Florida electric utilities whose 6 are regulated by the Florida Public Service Commission 7 rates ("Commission" or "PSC"). Accordingly, the purpose of my testimony in this 8 proceeding is to provide the Commission with a description of FAIR's 9 membership composition, based on the verification that I performed of the 10 membership, and to provide my findings regarding FAIR's membership 11 numbers, composition, and the utilities that serve FAIR's members. 12

13

14 Q. Please summarize the main points of your testimony.

As stated in its Articles of Incorporation, FAIR is a Florida not-for-profit 15 A. corporation that exists to inform the public regarding energy issues and to 16 advocate by all lawful means for laws, rules, and government decisions -17 including decisions to be made by the Florida PSC – that will result in the 18 retail electric rates charged by Florida's investor-owned electric utilities 19 being as low as possible while ensuring that the utilities are able to provide 20 21 safe and reliable electric service. Membership in FAIR is open to any 22 customer, including individuals and business customers, of any Florida electric utility whose rates are regulated by the Florida PSC; those utilities
 include Florida Power & Light Company ("FPL"), Duke Energy Florida
 ("DEF"), Tampa Electric Company, Gulf Power Company, and Florida
 Public Utilities Company's ("FPUC") electric utility divisions.

I reviewed FAIR's membership roster and a sample of the 5 membership applications, including samples of the paper or "hard" copies of 6 7 membership applications that were submitted by some of FAIR's members and also of the electronic membership applications by which members also 8 joined FAIR. I also contacted a large sample of the members listed on 9 FAIR's membership roster by email to determine whether their membership 10 information in our roster was accurate that: (1) they are customers of an 11 investor-owned Florida electric utility, (2) if so, of what utility they are a 12 customer, and (3) that they intended to join FAIR. Effectively, this was a 13 verification of the accuracy of FAIR's membership roster to confirm that the 14 members are real people or businesses, that they intended to join FAIR, and 15 that each is a customer of the utility indicated on the member's application. 16

The results of my verification analysis confirm that the members on FAIR's roster are real individuals and businesses, that they intended to join FAIR, and that FAIR's membership records accurately reflect that the members are customers of the utilities indicated in the records. The membership roster shows that the substantial majority, approximately 80 percent, of FAIR's members are customers of FPL.

FLORIDIANS AGAINST INCREASED RATES, INC.

2 Q. Please describe FAIR and its purposes.

FAIR is a Florida not-for-profit corporation that was formed in March of this A. 3 FAIR's purposes are set forth in the corporation's Articles of 4 vear. Incorporation, which are included as Exhibit NHW-2 to my testimony. In 5 summary, FAIR's purposes are to inform the public regarding energy issues 6 7 and to advocate by all lawful means for laws, rules, and government decisions – including decisions to be made by the Florida PSC – that will 8 result in the retail electric rates charged by Florida's investor-owned electric 9 utilities being as low as possible while ensuring that the utilities are able to 10 provide safe and reliable electric service. 11

12

Q. Please explain your understanding of the term "investor-owned utility" as used in your testimony.

As an initial part of my verification, I looked to the PSC's website for A. 15 relevant information. In that search, I observed, on page 1 of a PSC 16 publication titled "Facts & Figures of the Florida Utility Industry 2021," 17 which I accessed through the PSC's website at the address 18 http://www.psc.state.fl.us/Files/PDF/Publications/Reports/General/Factsand 19 figures/April%202021.pdf, that the PSC describes its regulatory authority 20 over investor-owned electric companies as encompassing "all aspects of 21 operations, including rates and safety" while noting that its authority over 22

| 1 | | municipal and cooperative utilities is "limited" to certain aspects that do not |
|----------|----|--|
| 2 | | include those utilities' rates. At pages 3, 4, and 10 of this publication, the |
| 3 | | PSC identifies the investor-owned utilities as the five companies that I listed |
| 4 | | above as being those whose rates are regulated by the PSC. |
| 5 | | |
| 6 | Q. | Who are FAIR's members? |
| 7 | A. | Membership in FAIR is open to any customer, including both residential and |
| 8 | | business customers, of any Florida investor-owned electric utility, i.e., |
| 9 | | Florida Power & Light, Duke Energy Florida, Tampa Electric Company, |
| 10 | | Gulf Power Company, and Florida Public Utilities Company. |
| 11 | | |
| 12 | | FAIR'S MEMBERSHIP – VERIFICATION AND CONCLUSIONS |
| 13 | Q. | Please describe the verification process that you employed to evaluate |
| 14 | | FAIR's membership. |
| 15 | A. | Recognizing that my testimony would be filed in this case on June 21, 2021, |
| 16 | | I began by obtaining FAIR's membership roster as of June 15, 2021. A copy |
| | | |
| 17 | | of this roster is provided as Exhibit NHW-3 to my testimony. I then reviewed |
| 17 18 | | of this roster is provided as Exhibit NHW-3 to my testimony. I then reviewed the roster to familiarize myself with the data contained in it and to decide |
| | | |
| 18 | | the roster to familiarize myself with the data contained in it and to decide |

17, 2021; the June 17 roster included 550 members, and FAIR's membership
 continues to grow.

I decided that, based on the total reported membership as of June 15 3 of 516 members, that a sample of 220 members would be sufficient to 4 provide acceptable accuracy to confirm that the results of my sample would 5 fairly and accurately represent the underlying characteristics of FAIR's 6 membership. A sample size of 220 for a population of 516 is calculated to 7 determine a result with a 95% confidence interval with a 5% margin of error. 8 which means the statistic will be within 5 percentage points of the real 9 population value 95% of the time. A sample size of 291 increases the 10 confidence interval to 99% with a margin of error of 5%. 11

In considering how large a sample to study, given the ease of 12 technology available, I chose to sample the entire population of FAIR's 13 members who had given their email address in order to verify the existence 14 and accuracy of the information on file. Only nine of the 516 members failed 15 to provide an email address or phone number and time did not permit 16 confirmation by U.S. Postal Service mail, thus they were excluded from the 17 sampled population. The resulting sample size of 507 was further reduced 18 19 after distribution of emails due to 8 being ultimately not deliverable. The remaining 499 sample size able to be tested produces a 99% confidence level 20 21 that the margin of error in the entire population is approximately 1%. I also 22 reviewed a sample of the applications that FAIR had received in pdf format

and a sample of those submitted electronically (online). A copy of the pdf
format of the application is included as Exhibit NHW-4, and a copy of the
electronic format of the application is included as Exhibit NHW-5 to my
testimony.

- 5
- 6 Q. Please provide a summary of your verification results.
- A. Of the 499 members that I sampled, three replied that they did not intend to
 join FAIR; one of those was the website tester, who apparently joined
 inadvertently when performing his or her tests. From these data, I conclude
 that, as of June 15, 2021, FAIR had 513 members who intended to join FAIR
 and that those members are served by the utilities indicated on their
 membership applications.
- 13

Q. Based on your sampling and verification process, what are your
 conclusions regarding FAIR's total membership, its customer
 composition, and what proportion or percentage of that total
 membership are customers of FPL?

A. Based on my verification findings, it is my opinion that, as of June 15, 2021,
which is the date of the roster that I verified, FAIR's membership roster fairly
and with reasonable accuracy, represents FAIR's membership, with the
following summary characteristics:

| 1 | | 1. | As of June 15, 2021, FAIR had 513 members who intended to join |
|--|-----------------|--|---|
| 2 | | FAIR | |
| 3 | | 2. | Of the total, there were 511 residential customers and 2 business |
| 4 | | custo | mers. |
| 5 | | 3. | Of the total on June 15, 420 were customers of FPL, which is |
| 6 | | appro | eximately 82% of the total membership population. Also included in |
| 7 | | FAIR | 's membership were 72 customers of Duke Energy, 20 with FPUC, 3 |
| 8 | | with 7 | Tampa Electric Company, and 1 with Gulf Power. |
| 9 | | | As stated above, a copy of the roster as of June 15 and as verified is |
| 10 | | incluc | ded as Exhibit NHW-3 to my testimony. |
| 11 | | | |
| | | | |
| 12 | | | SUMMARY OF TESTIMONY |
| 12 13 | Q. | Pleas | <u>SUMMARY OF TESTIMONY</u> e summarize the main points of your testimony. |
| | Q. A. | | |
| 13 | | I conc | e summarize the main points of your testimony. |
| 13 14 | | I conc size, c | e summarize the main points of your testimony. ducted an appropriate verification, based on an appropriate sample |
| 13 14 15 | | I conc size, c persor | e summarize the main points of your testimony. ducted an appropriate verification, based on an appropriate sample of FAIR's members to determine (1) whether the members are real |
| 13 14 15 16 | | I cond size, c person (3) by | e summarize the main points of your testimony. ducted an appropriate verification, based on an appropriate sample of FAIR's members to determine (1) whether the members are real ns and business entities; (2) whether they intended to join FAIR; and |
| 13 14 15 16 17 | | I cond size, o person (3) by of FA | e summarize the main points of your testimony. ducted an appropriate verification, based on an appropriate sample of FAIR's members to determine (1) whether the members are real ns and business entities; (2) whether they intended to join FAIR; and what utilities they are served. My findings confirm that the members |
| 13 14 15 16 17 18 | | I cond size, o person (3) by of FA consis | e summarize the main points of your testimony. ducted an appropriate verification, based on an appropriate sample of FAIR's members to determine (1) whether the members are real and business entities; (2) whether they intended to join FAIR; and what utilities they are served. My findings confirm that the members IR are real people and businesses, that they intended to join FAIR |
| 13 14 15 16 17 18 19 | | I cond size, o person (3) by of FA consis the va | e summarize the main points of your testimony. ducted an appropriate verification, based on an appropriate sample of FAIR's members to determine (1) whether the members are real and business entities; (2) whether they intended to join FAIR; and what utilities they are served. My findings confirm that the members IR are real people and businesses, that they intended to join FAIR stent with the purposes stated on the membership application, and that |

1 Q. Does this conclude your direct testimony?

2 A. Yes, it does.

Nancy H. Watkins, C.P.A. 610 S. Boulevard Tampa, FL 33606 813/254-3369

Professional History

Robert Watkins and Company, P.A. 610 South Boulevard Tampa, FL 33606 813/254-3369 January, 1980-present

- Public practice of accounting. Professional services rendered to clients engaged in wide variety of businesses.
- Services include:
 - Accounting and review services: all services typically provided by an independent CPA such as preparation of financial statements, including underlying records, ledgers and trials; accounts payable, accounts receivable; payroll processing and reporting; forensic accounting.
 - Management advisory services: design and implementation of internal control systems; selection and implementation of computer systems; staff training in accounting, bookkeeping and systems; other general planning and consulting.
 - Tax services: individual and corporate Federal income tax; state income tax; various additional state and local tax returns.
 - Specialized services for federal, state and local political candidates and committees, specifically compliance and control systems as well as consulting in various aspects of operations and activity.

Prior work experience from 1974-1980 includes commercial bank operations and the non-certified practice of public accounting.

Education

| University of South Florida, Tampa, FL | 1980-82 |
|--|---------|
| BA in Business Administration, major in accounting | |
| Hillsborough Community College, Tampa, FL | 1979-80 |

• Associate of Arts degree

Professional designations, recognitions and appointments

- Passed Uniform CPA exam and received certification in 1983
- While in college, member of Beta Alpha Psi, the national honorary accounting fraternity
- Member of the American Institute of Certified Public Accountants
- Member of the Florida Institute of Certified Public Accountants
- Named to Who's Who in American Junior Colleges in 1980
- Served for 3 years on Judicial Grievance Committee for the 13th District in the State of Florida.
- Appointed to District Board of Trustees of Hillsborough Community College in February 1999, subsequently serving for 14 years until May 2013.
- Appointed to Board of Trustees of University of South Florida in March 2013, serving for 8 years until January 2021, leaving due to term limits.
- Reappointed to District Board of Trustees of Hillsborough Community College in December 2020, presently serving.

Personal

- Age 65
- Married since 1980 to Robert I. Watkins, C.P.A.
- Two sons, born 1981 and 1985

ARTICLES OF INCORPORATION OF FLORIDIANS AGAINST INCREASED RATES, INC.

The undersigned hereby associate themselves to form a corporation not for profit under Chapter 617 of the Florida Statutes, and, for these purposes, do hereby adopt the following Articles of Incorporation.

ARTICLE I - NAME

The name of the corporation shall be FLORIDIANS AGAINST INCREASED RATES, INC.

ARTICLE II - PURPOSES

The purposes for which the corporation is organized are: to advance the welfare of the State of Florida, residential, business, institutional, and governmental customers served by investor-owned electric utilities whose rates are set by the Florida Public Service Commission, and of all Florida citizens, businesses, institutional and governmental entities generally, by advocating for and providing analyses to the general public concerning State of Florida governmental policies and regulatory or administrative actions that will lead to retail electric rates that are as low as possible while ensuring safe and reliable electric service. Similarly, such purposes include advancing the welfare of the State of Florida, residential, business, institutional and governmental customers served by investor-owned electric utilities, and of all Florida citizens, businesses, institutional and governmental entities generally by opposing and advocating against, and providing analyses to the general public concerning State of Florida governmental policies and regulatory or administrative actions that the corporation determines will adversely impact the economy of the State of Florida, the customers of investor-owned electric utilities and Florida's citizens, businesses, institutional and governmental entities and Florida's citizens, businesses, institutional and governmental entities and regulatory or administrative actions that the corporation determines will adversely impact the economy of the State of Florida, the customers of investor-owned electric utilities and Florida's citizens, businesses, institutional and governmental entities and florida's citizens, businesses, institutional and governmental entities and Florida's citizens, businesses, institutional and governmental entities and Florida's citizens, businesses, institutional and governmental entities

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generally, because such policies and actions are likely to result in electric rates being greater than necessary to ensure the provision of safe and reliable electric service. Such purposes will further include other matters that the corporation determines are in the best economic interests of the citizens of the State of Florida, its electric utility customers and its citizens generally; and, in general, to do any and all acts and things, and to exercise any and all powers which now or hereafter are lawful for the corporation to do or exercise under and pursuant to the laws of the State of Florida for the purpose of accomplishing any of the purposes of the corporation.

The purposes for which the corporation is organized shall be limited to those which it determines are in the best economic interests of the State of Florida, the residential and business customers of investor-owned electric public utilities, and the state's citizens generally; including, but not limited to, directly advocating before Florida policy-makers and decision-makers in support of governmental policies and regulatory or administrative actions that advance the goal of lower electric rates for electric utility customers in Florida whose rates are set by the Florida Public Service Commission, and opposing proposed governmental policies and regulatory or administrative actions that have the potential to increase the electric rates charged to those customers. The corporation plans to provide information and analyses to the general public of the State of Florida to inform members of the public of existing or proposed governmental policies, including proposed regulations, and regulatory or administrative actions that affect the electric rates charged to and paid by the residential and business customers of investor-owned public electric utilities in Florida. In no event shall the corporation engage in any activity which would be contrary to the purposes and activities permitted to be engaged in by any organization the activities of which are exempt from federal income tax under Section 501(c)(4) of the Internal Revenue Code of 1986, as hereafter amended, and the applicable rules and regulations thereunder (the "Code").

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The corporation shall not participate in or intervene in (including the publishing or distributing of statements) any political campaign on behalf of any candidate for public office, nor shall the corporation engage in activities subversive to the United States of America.

The corporation shall not be operated for the primary purpose of carrying on an unrelated trade or business as defined in Section 513 of the Code.

No compensation shall be paid to any Member, officer, director, trustee, creator or organizer of the corporation or substantial contributor to the corporation for such person's or entity's service or status in such capacity, provided, however, that the corporation may pay fair and reasonable compensation to any such person or entity for services actually rendered to or for the corporation, beyond those services that are expected and directly associated with such person's or entity's status as a Member, officer, director, trustee, creator, organizer or substantial contributor; and provided further that any such person may be reimbursed for actual out-ofpocket costs incurred by such person in furtherance of the ongoing business of the Corporation.

The corporation shall not conduct its business or affairs in such a manner as to discriminate against any person on the basis of race, color, religion, sex, or age. It is the specific intention of the incorporator that the purposes and application of the corporation be as broad as permitted by Section 617.0301 of the Florida Not For Profit Corporation Act, but only to the extent that the corporation qualifies as a tax-exempt organization within the meaning of Section 501(c)(4) of the Code.

The corporation is organized to serve public interests. Accordingly, it shall not be operated for the benefit of private interests.

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Docket No.20210015EI FAIR Articles of Incorporation Exhibit NHW-2, Page4 of 9 (((H21000106133 3)))

ARTICLE III - POWERS

The corporation shall have all the powers granted to not for profit corporations under the laws of the State of Florida which are necessary or convenient to effect any and all purposes for which the corporation is organized. In no event, however, shall the corporation have or exercise any power which would cause it not to qualify as a tax-exempt organization under Section 501(c)(4) of the Code; nor shall the corporation engage directly or indirectly in any activity which would cause the loss of such qualification. No part of the assets or the net earnings, current or accumulated, of the corporation shall inure to the benefit of any private individual or organization.

ARTICLE IV - MEMBERS

Membership in the corporation shall be comprised of one (1) or more classes of Membership admitted in such manner as is set forth in the Bylaws and Members shall have all rights and privileges of Members of the corporation as outlined in the Bylaws.

ARTICLE V - TERM OF EXISTENCE

The corporation shall have perpetual existence.

ARTICLE VI - OFFICERS AND DIRECTORS

The affairs of the corporation shall be managed by a Board of Directors and managed on a day-to-day basis by officers elected by a majority vote of the Board of Directors. The officers of the corporation shall consist of a President, Secretary and Treasurer. Such other officers and assistant officers and agents (including, but not limited to, a Vice President, Assistant Secretaries or Assistant Treasurers) as may be deemed necessary may be elected or appointed by the Board of Directors from time to time. The length of terms to be served, qualifications, manner of election and removal of officers shall be set forth in the Bylaws of this corporation.

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ARTICLE VII - FIRST BOARD OF DIRECTORS

The number of persons constituting the first Board of Directors shall be three (3); provided, however, that the number of directors may expand as provided for in the corporation's Bylaws but shall never be less than three (3). The names and addresses of the persons who are to serve as directors until their successors are duly elected and qualified in accordance with the Bylaws of the corporation are as follows:

| Name | Address |
|----------------------|---|
| Michael R. Hightower | 2662 Beauclerc Road Jacksonville, Florida 32257 |
| John Thomas Herndon | 552 Woodfern Court Tallahassee, Florida 32312 |
| Frederick Bryant | 447 Shantilly Terrace Tallahassee, Florida 32312 |

The length of terms to be served, qualifications, number of Directors and the manner of

their election and removal shall be set forth in the Bylaws of this corporation.

ARTICLE VIII - INITIAL OFFICERS

The names of the initial officers who are to serve until their successors are duly elected and

qualified in accordance with the Bylaws of the corporation are as follows:

| Name | Office |
|----------------------|-----------|
| Michael R. Hightower | President |
| John Thomas Herndon | Secretary |
| Nancy H. Watkins | Treasurer |

ARTICLE IX - BYLAWS

The Bylaws of the corporation shall be initially approved by a majority vote of the Board

of Directors, and thereafter may be altered or rescinded by a majority vote of the Board of

Directors at a duly called meeting of the Board of Directors in accordance with the Bylaws.

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ARTICLE X - AMENDMENTS TO THE ARTICLES OF INCORPORATION

These Articles of Incorporation may be amended in the manner provided by law.

ARTICLE XI - DISSOLUTION

Upon the liquidation or dissolution of the corporation, its assets, if any, remaining after payment (or provision for payment) of all liabilities of the corporation, shall be distributed to, and only to, any one or more organizations qualified as exempt under Section 501(c)(3) or 501(c)(4) of the Code as determined by the Board of Directors. Any such assets not so disposed of shall be distributed by the Circuit Court of the County in which the principal office of the corporation is located, exclusively for the purposes described herein, to such organization or organizations as said Court shall determine. No part of the assets or the net earnings, current or accumulated, of the corporation shall inure to the benefit of a private individual.

ARTICLE XII - INITIAL REGISTERED OFFICE AND AGENT

The street address of the initial registered office of the corporation shall be:

GrayRobinson, P.A. 301 E. Pine Street, Suite 1400 Orlando, Florida 32801

The name of the initial registered agent of the corporation shall be:

William A. Boyles, Esq.

ARTICLE XIII - CORPORATION'S PRINCIPAL OFFICE AND MAILING ADDRESS

The corporation's principal office and mailing address shall be:

GrayRobinson, P.A. c/o William A. Boyles, Esq. 301 E. Pine Street, Suite 1400 Orlando, Florida 32801

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ARTICLE XIV - INCORPORATOR

The following is the name and street address of the incorporator signing these Articles:

William A. Boyles, Esq. GrayRobinson, P.A. 301 E. Pine Street, Suite 1400 Orlando, Florida 32801

IN WITNESS WHEREOF, I submit these Articles of Incorporation and affirm that the facts stated herein are true. I am aware that any false information submitted in a document to the Florida Department of State constitutes a third degree felony as provided for in Section 817.155 of the Florida Statutes. I have set my hand and seal this $M_{e_i} \& 1.6$, 2021.

Boyles, Esq.

CERTIFICATE OF ACCEPTANCE AS REGISTERED AGENT

Having been named as Registered Agent to accept service of process for FLORIDIANS AGAINST INCREASED RATES, INC. at the place designated in Article XII of these Articles of Incorporation, I am familiar with and accept the appointment as Registered Agent and agree to act in this capacity.

Dated: Morch 16, 2021.

William A. Boyles, Esq.



March 17, 2021

FLORIDA DEPARTMENT OF STATE Division of Corporations

FLORIDIANS AGAINST INCREASED RATES, INC. GRAYROBINSON, P.A., WILLIAM A. BOYLES, E 301 E. PINE STREET, SUITE 1400 ORLANDO, FL 32801

The Articles of Incorporation for FLORIDIANS AGAINST INCREASED RATES, INC. were filed on March 16, 2021, and assigned document number N21000003036. Please refer to this number whenever corresponding with this office.

Enclosed is the certification requested. To be official, the certification for a certified copy must be attached to the original document that was electronically submitted and filed under FAX audit number H21000106133.

To maintain "active" status with the Division of Corporations, an annual report must be filed yearly between January 1st and May 1st beginning in the year following the file date or effective date indicated above. It is your responsibility to remember to file your annual report in a timely manner.

A Federal Employer Identification Number (FEI/EIN) will be required when this report is filed. Apply today with the IRS online at:

https://sa.www4.irs.gov/modiein/individual/index.jsp.

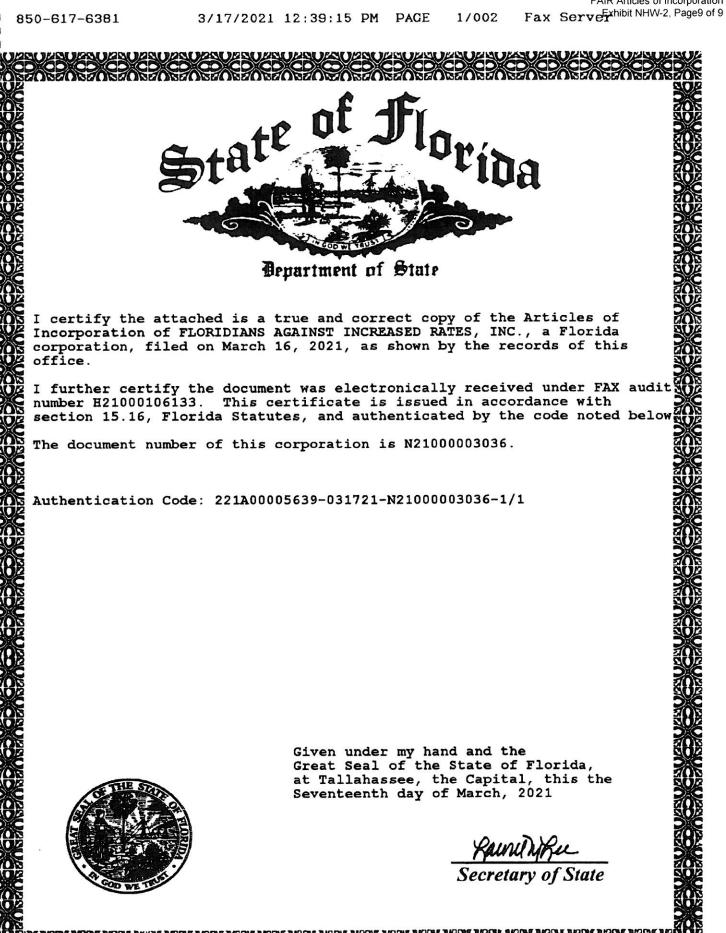
Please be aware if the corporate address changes, it is the responsibility of the corporation to notify this office.

Should you have questions regarding corporations, please contact this office at (850) 245-6052.

Tyrone Scott Regulatory Specialist II New Filings Section Division of Corporations

Letter Number: 221A00005639

P.O BOX 6327 - Tallahassee, Florida 32314



| rst Name | Last Name | Address | City | State | Zip | email | Phone | ι |
|--------------------|-----------|---------|--------------------------|--------------------|----------------|-------------------------------------|----------------|------------|
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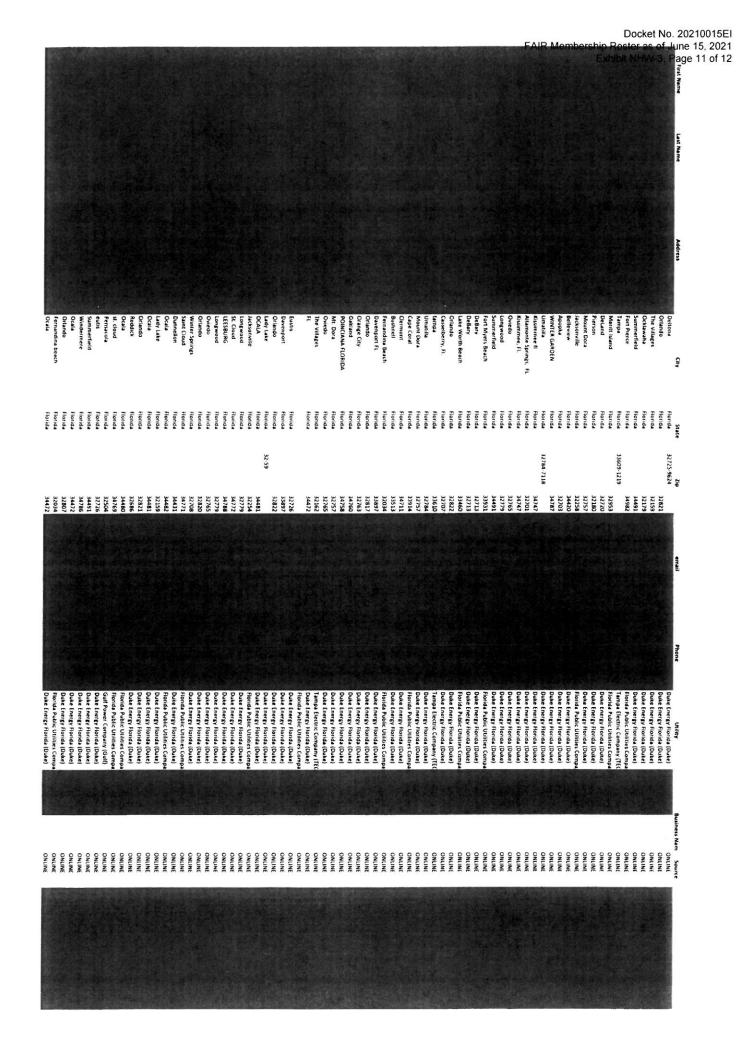
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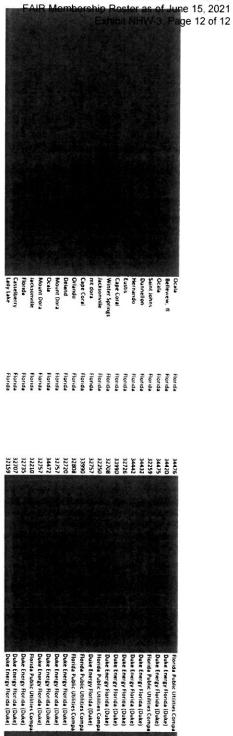
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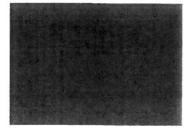


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Docket No. 20210015EI

Docket No. 20210015EI Sample Form of FAIR Membership Application (Paper) Exhibit NHW-4, Page 1 of 1



I hereby request to become a member of Floridians Against Increased Rates, Inc. (FAIR).

I confirm that I am a customer of the Florida electric utility identified below. I support FAIR's purposes of (a) advocating by all lawful means for the lowest possible electric rates that are consistent with my utility providing safe and reliable electric service, and (b) opposing by all lawful means utility proposals for rates and rate increases that are greater than necessary for my utility to provide safe and reliable service. I request and authorize FAIR to represent my interests in having the lowest possible rates for my electric service that are consistent with my utility providing safe and reliable service. I understand that no payment of dues is required for my membership in FAIR. I consent to FAIR's collection and use of my personal information provided below for the purposes associated with my membership as described in my application.

| Signature: | |
|---|--|
| Printed Name: | |
| Business Name: (Only if joining as a business electric customer) | |
| Address: (Location where you receive your utility service) | |
| Address Line 2: | |
| City: | |
| ZIP Code: | |
| Email: | |
| Name of Utility: | |

Please note: We respect your privacy. We will not send you hard copy mail. We need your address in case FAIR is required to prove that its members are customers of utilities in proceedings before the Florida Public Service Commission (PSC), including cases before the PSC where your utility is seeking to increase your rates. As unlikely as this may sound, we have to recognize that when FAIR challenges a utility's proposed rate increases, the utility may try to keep FAIR from intervening to represent customers' interests. We also represent that FAIR will not share your information with others unless FAIR is required by law, rule, or order to do so, and if we are required to provide such information in legal proceedings before the PSC, FAIR will seek to protect the confidentiality of your information.

Floridians Against Increased Rates, Inc. 301 East Pine Street, Suite 1400 Orlando, Florida 32801



I hereby request to become a member of Floridians Against Increased Rates, Inc. (FAIR).

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| Printed Name: | | | |
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| | | | |
| Address: : | | | |
| Address Line 2: | | | |
| City: Miami | | | |
| ZIP Code: | | | |
| Email: | | | |
| | | | |

Name of Utility: Florida Power & Light Company (FPL)

Please note: We respect your privacy. We will not send you hard copy mail. We need your address in case FAIR is required to prove that its members are customers of utilities in proceedings before the Florida Public Service Commission (PSC), including cases before the PSC where your utility is seeking to increase your rates. As unlikely as this may sound, we have to recognize that when FAIR challenges a utility's proposed rate increases, the utility may try to keep FAIR from intervening to represent customers' interests. We also represent that FAIR will not share your information with others unless FAIR is required by law, rule, or order to do so, and if we are required to provide such information in legal proceedings before the PSC, FAIR will seek to protect the confidentiality of your information.

Floridians Against Increased Rates, Inc. 301 East Pine Street, Suite 1400 Orlando, Florida 32801